

April 14, 2010

NEW IBERIA, LOUISIANA

IBERIA PARISH COUNCIL

The Parish Council of Iberia Parish, Louisiana met in Regular Session in the Parish Council Chambers, Main Courthouse Building, New Iberia, Louisiana, on Wednesday, April 14, 2010.

The following members were recorded PRESENT:

Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

ABSENT: None.

OTHERS IN ATTENDANCE: Ernest Freyou, Parish President
Sally Angers, Chief Administrative Officer
Kevin Hagerich, Public Works Director
Eric Duplantis, Legal Counsel
Kimberly Segura, Finance Director

The Parish Council of the Parish of Iberia, State of Louisiana, was duly convened as the Governing Authority of the Parish of Iberia by Mr. Jerome Fitch, its Chairman, who announced that the Council was now ready to conduct its business.

14781

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Charles Williams, that the Iberia Parish Council does hereby dispense with the reading of the minutes of the Regular Meeting of March 24, 2010 and approve said minutes as amended to correct recorded voting on two motions.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

PERSONS TO ADDRESS THE COUNCIL:

All parties to address the Council were not present at this time. The Chairman asked to move to the next item.

STANDING COMMITTEE ITEMS:

ITEM #2010-04-C (Introduced by Troy Comeaux, District 5)
Discuss and consider a Resolution amending a 2010 Fund Budget, to be determined during discussion of said item, to provide funding for the Pepperplex projects as follows: (a) \$50,678 for 300 foot baseball field dirt work, (b) \$46,000 for 300 foot baseball field fencing, (c) \$70,865 for limestone parking area, and (d) \$19,935 for 1,000 feet of 6 foot hurricane fence.

After some discussion, it was pointed out that the Council would be considering adoption of Resolution Summary No. 99 later in this meeting, which would request the rededication of available Capital Outlay Funding to various ongoing projects and that there is a possibility that a portion of the Capital Outlay funds would be available for some of these projects.

The Chairman allowed Ms. Deborah White to address the Council regarding this item and she expressed her opposition to the use of Capital Outlay funds on a facility that is not parish-owned.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Bernard E. Broussard, that this item shall be moved forward to the next agenda for April 28, 2010, contingent upon the vote for Resolution Summary No. 99 later in this meeting.

This motion having been submitted to a vote, the vote thereon was as follows:

14782

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

14783

PERSONS TO ADDRESS THE COUNCIL:

1. Ms. Erin Romero addressed the Council regarding noise regulations, stressing particularly on the Laos Community Festivities. Ms. Romero stated that she lives near the area and their festivities carry on through the night with loud music where her windows rattle. The Sheriff's Department has been called out and nothing has been done.

Mr. Naray Hulin referred to the noise Ordinance and a letter from District Attorney Phil Haney suggesting amendment to the Ordinance to make it more enforceable. The Council did amend the Ordinance as directed, but the Sheriff's Department is not issuing citations for violations. He also noted that the Parish has a Special Events Permit Ordinance and further that the Council could consider including restrictions on the times allowed for the event to occur in an effort to reduce or eliminate the noise complaints after the designated times. He suggested that the Special Events Permit Ordinance could be amended to include the time limitations from 5:00 p.m. to 11:00 p.m. since this is the times that the Sheriff's Department provides security for the event. Councilman Hulin requested that the Administration send a letter to the Laos Community that their upcoming festivity permit allowed celebration until 11:00 p.m., as well as a letter to the Sheriff's Department regarding the issue.

It was also brought up by Mr. Hulin that the night club on Hwy 90 'The Rio' has re-opened causing noise complaints for the nearby residents. He suggested that a letter be forwarded to the Sheriff's Department requesting enforcement of the Noise Ordinance.

STANDING COMMITTEE ITEMS: (continued...)ITEM #2010-04-S (Introduced by Glenn Romero, District 9)

Discuss and consider a Resolution regarding the repairs for two driveways on Marshfield Road, belonging to Mr. Louis Eldridge and Mr. Terry Fox, with the Parish to pay for the cost of replacement of driveway culverts which were removed by Parish workforces prior to Hurricanes Gustav and Ike. Councilman Glenn Romero explained that the estimated cost for culverts is approximately \$1,000. Councilman Naray Hulin requested that this item be reviewed and approved by the District Attorney's Office as it involves the Parish installing culverts in driveways.

A motion was made by Mr. Glenn Romero, seconded by Ms. Maggie F. Daniels, that this item shall be moved forward to the next agenda for April 28, 2010, with an estimated cost of \$1,000 and contingent upon review and approval of the District Attorney's Office.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

ITEM #2010-04-T (Introduced by Airport Authority)

Discuss and consider a Resolution authorizing the execution of settlement and/or lease documents by the Iberia Parish Airport Authority with Aviation Exteriors, Inc. (AvEx), all as reviewed and approved by the District Attorney's Office.

The terms of the settlement agreement and lease were presented by the Airport Authority's Legal Counsel Jacques Cousin.

The Chairman allowed Mr. Richard Dennison to address the Council to express his opposition and concerns regarding this item. Also addressing the Council was Mr. Paul Lubomirski, President and CEO of AvEx, regarding the terms of the Settlement Agreement.

A motion was made by Mr. Naray Hulin, seconded by Mr. Roger Duncan, that this item shall be moved forward to the next agenda for April 28, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John

14785

Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

ITEM #2010-04-U (Introduced by Parish President)

Discuss and consider a Resolution authorizing the execution of the System Survey Compliance Questionnaire for the financial audit for fiscal year ending December 31, 2009.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Charles Williams, that this item shall be moved forward to the next agenda for April 28, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

ITEM #2010-04-V (Introduced by Parish President)

Discuss and consider a Resolution declaring various property as surplus property and further authorizing the disposal of said property in accordance with law.

A motion was made by Mr. John Berard, seconded by Ms. Maggie F. Daniels, that this item shall be moved forward to the next agenda for April 28, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

ITEM #2010-04-W (Introduced by Parish President)

Discuss and consider a Resolution amending the 2010 Sewerage District No. 1 Fund Budget to include carry over items from the 2009 budget and to include an appropriation of \$83,360 for building improvements, all to be funded from the 2010 Sewerage District No. 1 Fund Budget, Fund Balance - Previous Years.

A motion was made by Mr. Barry Verret, seconded by Mr. Glenn Romero, that this item shall be moved forward to the next agenda for April 28, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

ITEM #2010-04-X (Introduced by Parish President)

Discuss and consider a Resolution amending the 2010 Mosquito Control/Drainage Improvements Sales Tax Fund Budget to authorize the distribution of the 2009 drainage surplus.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Bernard E. Broussard, that this item shall be moved forward to the next agenda for April 28, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

14787

ITEM #2010-04-Y (Introduced by Parish President)

Discuss and consider a Resolution granting Substantial Completion to the Main Courthouse Building Painting Project all as completed by Tilden A. Bonin Contractors, Inc. and all as reviewed and recommended by Project Engineers Berard, Habetz and Associates.

A motion was made by Mr. Glenn Romero, seconded by Mr. Barry Verret, that this item shall be moved forward to the next agenda for April 28, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

ITEM #2010-04-Z (Introduced by Jerome Fitch, District 11)

Discuss and consider a Resolution requesting the City of New Iberia to consider participation in funding the Parker Street Widening Project. Chairman Jerome Fitch explained that this item should be amended to reflect that the title of the project is the Parker Street Improvements/Repairs Project. The Council was advised that the Parish President has the estimated cost for these repairs and it is being suggested that the City of New Iberia participate in the funding of the project as the City utilizes this street to access the jointly owned sewerage treatment plant on Cotton Street.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Glenn Romero, that this item, as amended, shall be moved forward to the next agenda for April 28, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

ITEM #2010-04-AA (Introduced by Jerome Fitch, District 11)
Discuss and consider a Resolution directing Administration to provide a recommendation for an alternate route for traffic flow to the Sewerage District plant.

Chairman Jerome Fitch advised the Council that the Administration is currently working with Sewerage District No. 1 to develop proposed alternate routes to the sewerage treatment plant and the City of New Iberia is being requested to participate in the funding for this project since the plant is jointly owned by the City and the Parish.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Bernard E. Broussard, that this item, as amended, shall be moved forward to the next agenda for April 28, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

14789

A motion was made by Mr. Naray Hulin, seconded by Mr. Roger Duncan that the Iberia Parish Council does hereby recess its Regular Session and convene as a Public Hearing to obtain public comments regarding Ordinances and Resolutions being considered for final adoption.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

Ms. Deborah White commented on Resolution Summary No. 99 stating that the PepperPlex is not a Parish owned facility, though the Sugar Cane Festival Building is Parish owned. The Sugar Cane Festival Building needs numerous repairs and provides functions for the youth as well.

Roger Duncan requested that Mr. Julius Istre be allowed to address the Council regarding Ordinance Summary No. 4209, which is an Ordinance amending the regulations for debris collection to include trailer parks. Mr. Istre spoke in favor of this Ordinance which will be considered for final adoption at the next meeting.

Mr. Richard Boutte spoke regarding the Sugar Cane Festival Building stating that he thinks the entire \$400,000 of available Capital Outlay Funds should be rededicated for repairs to the Sugar Cane Festival Building.

Upon hearing no further comments, the Chairman requested a motion to adjourn the Public Hearing and to reconvene into Regular Session.

A motion was made by Mr. Naray Hulin, seconded by Mr. M. Larry Richard, that the Iberia Parish Council does hereby adjourn its Public Hearing and reconvene into Regular Session.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 14th day of April, 2010.

14791

A motion was made by Mr. Troy Comeaux, seconded by Mr. Barry Verret, that the Iberia Parish Council adopt Resolution Summary No. 99, which is a Resolution requesting the Iberia Parish Legislative Delegation to approve the rededication of previously authorized Capital Outlay Funding for the Bedminster Project, the South Lewis Street Widening Project (From LA 674 to U.S. 90) and the LA 675 Widening Project, which projects have been deemed as impractical and improbable, to current active State Capital Outlay projects for Iberia Parish Government, more specifically, improvements and renovations to the Louisiana Sugar Cane Festival Building and new baseball fields and parking area for the Pepperplex, all as per Standing Committee Item #2010-03-V.

A Substitute Motion was made by Mr. Lloyd Brown, seconded by Mr. Curtis Boudoin, that the Iberia Parish Council adopt Resolution Summary No. 99, as amended to reflect that the request for rededication of the Capital Outlay Funds include that funds be redirected as follows: Sugar Cane Festival Building for \$190,000, PepperPlex for \$96,678 and \$144,000 to complete the funding available for the Jail Fencing Project as requested by the Sheriff.

After a discussion of the possibility of jeopardizing funds, Mr. Lloyd Brown withdrew the substitute motion.

An amended motion was made by Mr. Troy Comeaux, seconded by Mr. Barry Verret, that the following be adopted:

RESOLUTION NO. 2010-99

A RESOLUTION REQUESTING THE IBERIA PARISH LEGISLATIVE DELEGATION TO APPROVE THE REDEDICATION OF PREVIOUSLY AUTHORIZED CAPITAL OUTLAY FUNDING FOR THE SOUTH LEWIS STREET WIDENING (LA 674 - US 90) AND HIGHWAY 675 WIDENING PROJECT, PLANNING AND CONSTRUCTION IN THE TOTAL AMOUNT OF \$340,000 TO THE LOUISIANA SUGAR CANE FESTIVAL BUILDING IMPROVEMENTS, PLANNING & CONSTRUCTION PROJECT AND THE BEDMINSTER PROJECT IN THE AMOUNT OF \$100,000 TO THE RECREATION COMPLEX-SPORTS, INCLUDING BASEBALL PROJECT (PEPPERPLEX), WHICH PROJECTS ARE CURRENTLY FUNDED WITH LOUISIANA CAPITAL OUTLAY FUNDING.

WHEREAS, the Iberia Parish Government has been successful in obtaining Louisiana Capital Outlay Funding for various projects, which projects have now been deemed unpractical and improbable; and

WHEREAS, said projects include engineering and design for the Bedminster Composting Facility in the amount of \$100,000, the South Lewis Street Widening Project from LA 674 to U.S. 90 in the amount of \$290,000, and the LA Highway 675 Widening Project in the amount of \$50,000 with the total available Capital Outlay Funding in the amount of \$440,000; and

WHEREAS, the Iberia Parish Government is requesting that the Iberia Parish Legislative Delegation authorize the rededication of this total funding available from the Capital Outlay Budget to the Sugarcane Festival Building Improvements project and Recreation Complex-Sports (Pepperplex) Project which are more viable, currently in progress and need additional funding; and

WHEREAS, the Iberia Parish Government is requesting that the funding for the following Capital Outlay Projects be redirected to the Sugar Cane Festival Building Improvements (Capital Outlay Project No. 50-J23-08B-05): (a) South Lewis Street Widening (LA 674-US 90) (Capital Outlay Project No. 50-J23-97-01) in the amount of \$290,000 and (b) Highway 675 Widening Project, Planning and Construction (Capital Outlay Project No. 50-J23-07B-14) in the amount of \$50,000 for a total available funding amount of \$340,000; and

WHEREAS, the Iberia Parish Government is further requesting that the funding for the following Capital Outlay Project be redirected to the Recreation Complex-Sports, Including Baseball (Capital Outlay Project No. 50-J23-02B-14) (Pepperplex facility): (a) Bedminster Bioconversion Solid Waste Facility (Capital Outlay Project No. 50-J23-00B-01) in the amount of \$100,000.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Iberia Parish Legislative Delegation to approve the rededication of previously authorized Capital Outlay Funding as follows:

- (a) Bedminster Bioconversion Solid Waste Facility (Capital Outlay Project No. 50-J23-00B-01) in the amount of \$100,000 to Recreation Complex-Sports, Including Baseball (Capital Outlay Project No. 50-J23-02B-14) (Pepperplex facility) for construction of baseball field and fencing; and
- (b) South Lewis Street Widening (LA 674-US 90) (Capital Outlay Project No. 50-J23-97-01) in the amount of \$290,000 to Sugar Cane Festival Building Improvements (Capital Outlay Project No. 50-J23-08B-05) which shall be used for renovations to said building including a new roof; and
- (c) Highway 675 Widening Project, Planning and Construction (Capital Outlay Project No. 50-J23-07B-14) in the amount of \$50,000 to Sugar Cane Festival Building Improvements (Capital Outlay Project No. 50-J23-08B-05) which shall be used for renovations to said building.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

14793

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. Lloyd Brown, seconded by Ms. Maggie F. Daniels that the following be adopted:

RESOLUTION NO. 2010-102

A RESOLUTION IN RESPONSE TO RESOLUTION NO. 10-17 BY THE CITY OF NEW IBERIA AUTHORIZING THAT THE IBERIA PARISH GOVERNMENT ENTER INTO INTERGOVERNMENTAL AGREEMENTS WITH THE PARISH'S MUNICIPALITIES AS REQUESTED TO PROVIDE VARIOUS SERVICES, SPECIFICALLY THOSE PROJECTS RELATED TO PUBLIC WORKS, SUCH AS ROADS, DRAINAGE, DEBRIS PICKUP, CANAL CUTTING, AND TREE REMOVAL ON NEUTRAL GROUND, CONTINGENT UPON ALL INTERGOVERNMENTAL AGREEMENTS BEING REVIEWED AND APPROVED BY THE DISTRICT ATTORNEY'S OFFICE.

WHEREAS, the City of New Iberia has forwarded Resolution No. 10-17 requesting that the Iberia Parish Government consider entering into Intergovernmental Agreement for various projects, specifically those projects related to Public Works, such as roads, drainage, debris pick-up, canal cutting, and tree removal on neutral ground; and

WHEREAS, the Iberia Parish Government has traditionally approved all requests for assistance from all municipalities within the Parish, specifically for Public Works Projects, when there is a need for Parish assistance for completion of a project and when there is mutual benefit to both the Parish and municipality involved.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize that the Parish shall enter into Intergovernmental Agreements with the Parish's municipalities as requested to provide various services, specifically those projects related to Public Works, such as roads, drainage, debris collection, canal cutting and tree removal on neutral grounds,

BE IT FURTHER RESOLVED, that the Iberia Parish Council will review and consider each request as a separate project and separate Intergovernmental Agreement, all contingent upon review and approval by the District Attorney's Office.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

14795

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Thomas J. Landry that the following be adopted:

RESOLUTION NO. 2010-103

A RESOLUTION REQUESTING THAT THE IBERIA PARISH LEGISLATIVE DELEGATION TAKE NO ACTION REGARDING SENATE BILL NO. 660, WHICH IS PROPOSED LEGISLATION FOR THE CONSOLIDATION OF THE IBERIA PARISH AIRPORT AUTHORITY, THE PORT OF IBERIA COMMISSION AND THE IBERIA ECONOMIC DEVELOPMENT AUTHORITY, BUT FURTHER DIRECTING THAT THE LEGISLATION AD HOC COMMITTEE FORMED FOR THE REVIEW OF SAID SENATE BILL NO. 660 SHALL REMAIN IN FORCE AND EFFECT AND SHALL CONTINUE TO MEET ON A QUARTERLY BASIS TO REVIEW THE VARIOUS ASSETS AND GOALS OF THESE AGENCIES WITH THE POSSIBILITY OF INCREASING AND CONSOLIDATING THE MARKETING OF SAID AGENCIES BY THE IBERIA ECONOMIC DEVELOPMENT AUTHORITY.

WHEREAS, Senate Bill No. 660 has been introduced by Senator Troy Hebert, which legislation provides additional powers for the Iberia Parish Airport Authority, the Iberia Economic Development Authority and the Port of Iberia District to include that said agencies may lease, merge or contract with each other regarding equipment, facilities, land or services in an effort to propose the consolidation of said agencies; and

WHEREAS, the Council Chairman appointed a Legislation Ad Hoc Committee, comprised of members of the Iberia Parish Council, the Parish Administration and representatives of the Port of Iberia, the Iberia Parish Airport Authority and the Iberia Economic Development Authority; and

WHEREAS, said Ad Hoc Committee has reviewed the proposed legislation and is recommending that action regarding the proposed legislation be delayed until a future date when possible consolidation of these agencies may be beneficial; and

WHEREAS, said Ad Hoc Committee does hereby further recommend that the Committee shall continue to remain in force and effect and shall continue to meet on a quarterly basis to review the assets of each of the agencies involved and to consider the possibility of some form of consolidation for marketing for economic development, with the Iberia Economic Development Authority possibly acting as the agency to market these industrial complexes.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request that the Iberia Parish Legislative Delegation take no action regarding Senate Bill No. 660, as introduced by Senator Troy Hebert, which is proposed legislation for the consolidation of the Iberia Parish Airport Authority, the Port of Iberia Commission and the Iberia Economic Development Authority.

BE IT FURTHER RESOLVED, that the Legislation Ad Hoc Committee formed for the review of said Senate Bill No. 660 shall remain in force and effect and shall continue to meet on a quarterly basis to review the various assets and goals of the agencies involved and shall study the possibility of increasing and consolidating the marketing of these said agencies by the Iberia Economic Development

14797

Authority.

BE IT FURTHER RESOLVED, that quarterly reports of the Legislation Ad Hoc Committee shall be provided to the Council for further review and consideration.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion for discussion was made by Mr. Lloyd Brown, seconded by Ms. Maggie F. Daniels, that the Iberia Parish Council does hereby adopt Resolution Summary No. 104, which expresses opposition to Senate Bill No. 659, which is proposed Legislation to allow Parish Governments to provide maintenance of State Roads in Iberia Parish with State funding provided for said purpose for various reasons, including that questions remain regarding the amount of State funds to be made available, the cost for said maintenance, the possibility of additional liability exposure, etc.

Mr. Brown withdrew his motion from the table as he stated that the proposed legislation as drafted allows Parish governments the option of participating in the proposed Pilot Program.

Several Council members expressed concern that the Council was requested to provide an opinion on the proposed legislation and further that the legislation could be amended throughout the approval process which may eliminate the ability of Parish governments to opt out of the program.

A motion was made by Mr. Barry Verret, seconded by Ms. Maggie F. Daniels that the following be adopted:

RESOLUTION NO. 2010-104

A RESOLUTION EXPRESSING OPPOSITION TO SENATE BILL NO. 659, WHICH IS PROPOSED LEGISLATION TO ALLOW PARISH GOVERNMENTS TO PROVIDE MAINTENANCE OF STATE ROADS IN IBERIA PARISH WITH STATE FUNDING PROVIDED FOR SAID PURPOSE FOR VARIOUS REASONS, INCLUDING THAT QUESTIONS REMAIN REGARDING THE AMOUNT OF STATE FUNDS TO BE MADE AVAILABLE, THE COST FOR SAID MAINTENANCE, THE POSSIBILITY OF ADDITIONAL LIABILITY EXPOSURE, ETC.

WHEREAS, Senate Bill No. 659, as introduced by Senator Troy Hebert, is legislation which proposes to establish the State Highway Maintenance by Parishes Pilot Program providing for the transfer of maintenance money to parishes in DOTD District 03 for maintenance of State highways located within District 03; and

WHEREAS, there are some concerns regarding said legislation as there seems to remain questions regarding the amount of funds to be transferred by DOTD to Parish governments for this purpose; and

WHEREAS, additional concerns have been raised regarding the actual cost for maintenance of said State highways, whether Parishes would be allowed to purchase additional equipment and provide additional manpower with the funds provided by DOTD and questions regarding additional liability exposure to Parish governments who are maintaining State highways.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express opposition to Senate Bill No. 659, as introduced by Senator Troy Hebert, which is proposed legislation to allow Parish governments to provide maintenance of State roads in Iberia Parish with State funding provided for said purpose for various reasons, including that questions remain regarding the amount of State funds to be made available to Parishes for this purpose, the estimated cost of said maintenance, the possibility of

14799

additional liability exposure to Parish government, etc.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to the Iberia Parish Legislative Delegation and to the Police Jury Association of Louisiana requesting consideration of their opposition to this proposed legislation.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Curtis Boudoin, Thomas J. Landry, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: Maggie F. Daniels and Lloyd Brown.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. Glenn Romero, seconded by Ms. Curtis Boudoin that the following be adopted:

RESOLUTION NO. 2010-105

A RESOLUTION EXPRESSING SUPPORT OF AN AMENDED VERSION OF SENATE BILL NO. 646, WHICH IS PROPOSED LEGISLATION WHICH WOULD ESTABLISH A PILOT PROGRAM WHEREIN THE PARISH WOULD RENT DRAINAGE EQUIPMENT AND LABOR FROM LOCAL FARMERS THROUGH SOME FORM OF COOPERATIVE ENDEAVOR AGREEMENT FOR ASSISTANCE WITH DRAINAGE MAINTENANCE PROJECTS, IN ORDER THAT SAID LEGISLATION BE AMENDED TO ESTABLISH A PILOT PROGRAM WHEREIN THE STATE WOULD PROVIDE FUNDS TO PARISH GOVERNMENTS WHO EMPLOY CONTRACTORS TO ASSIST WITH DRAINAGE MAINTENANCE PROJECTS.

WHEREAS, Senate Bill No. 646, as introduced by Senator Troy Hebert, authorizes certain Parishes to authorize the use of excavation equipment and labor from Parish residents for drainage maintenance and improvements; and

WHEREAS, concerns have been raised regarding the potential for additional liability exposure to Parish governments utilizing this program; and

WHEREAS, the Iberia Parish Government has previously authorized the issuance of a Request for Proposals for Drainage Maintenance by outside contractors, which action has not yet been taken by the Parish Administration; and

WHEREAS, the Iberia Parish Council is interested in the employment of contractors to provide "regular" drainage maintenance services in order to study a comparison of the cost and time involved for drainage maintenance projects by general contractors versus the cost and time involved for said projects completed by Parish work forces.

WHEREAS, the Iberia Parish Council is in support of an amended version of Senate Bill No. 646 to revise said legislation to allow Parishes to use general contractors for drainage maintenance purposes with the State providing funds for said program, in lieu of utilizing excavation equipment and labor by Parish residents for said purpose.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its support of an amended version of Senate Bill No. 646, as introduced by Senator Troy Hebert, which is proposed legislation which would establish a pilot program wherein the Parish would rent drainage equipment and labor from local farmers through some form of Cooperative Endeavor Agreement for assistance with the Parish's drainage maintenance projects, in order that said legislation be amended to establish a pilot program wherein the State would provide funds to Parish governments who employ contractors to assist with the Parish's drainage maintenance projects.

BE IT FURTHER RESOLVED, that Iberia Parish Government is interested in the employment of contractors to provide "regular" drainage maintenance services in order to study a comparison of the

14801

cost and time involved for drainage maintenance projects by general contractors versus the cost and time involved for said projects completed by Parish work forces.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to the Iberia Parish Legislative Delegation and to the Police Jury Association of Louisiana requesting consideration of their support of an amended version of this proposed legislation as requested.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Roger Duncan that the following be adopted:

RESOLUTION NO. 2010-106

A RESOLUTION EXPRESSING SUPPORT OF SENATE BILL NO. 141 AND HOUSE BILL NO. 858 WHICH PROPOSED LEGISLATION REVISES METHODS FOR USE OF REVENUES GENERATED FROM ECONOMIC DEVELOPMENT DISTRICTS (TIFS) TO ALLOW FOR THE COOPERATIVE USE OF SAID FUNDS BY MUNICIPALITIES AND PARISHES FOR JOINT PROJECTS CREATING ECONOMIC BENEFIT FOR BOTH ENTITIES.

WHEREAS, Senate Bill No. 141, as introduced by Senator Troy Hebert, which legislation authorizes public entities utilizing tax increment finance (TIF) to enter into joint venture or cooperative endeavor with one or more other public entities utilizing TIF to utilize all or a portion of tax increments generated within their TIF area in order to jointly finance or refinance one or more economic development projects located with the TIF areas; and

WHEREAS, House Bill No. 858, as introduced by Representative Richard "Rick" Gallot, which legislation provides relative to economic development districts created by local governmental subdivisions and for the use of tax proceeds collected by such districts; and

WHEREAS, the Iberia Parish Government and the City of New Iberia recently settled litigation regarding the use of revenues generated within Economic Development Districts (TIFs) and are interested in the cooperative use of said funds for economic development projects that provide mutual benefit to both entities; and

WHEREAS, as a result of the settlement of said litigation, the Iberia Parish Government has requested the introduction of legislation which would allow the cooperative use of revenues generated within said Districts by the Parish and the City of New Iberia for various projects which provide mutual economic development benefits to both entities.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express support of Senate Bill No. 141, as introduced by Senator Troy Hebert, and House Bill No. 858, as introduced by Representative Richard "Rick" Gallot, which proposed legislation revises methods for use of revenues generated from Economic Development Districts (TIFs) to allow for the cooperative use of said funds by municipalities and parishes for joint projects creation economic benefit for both entities.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to the Iberia Parish Legislative Delegation, to the Police Jury Association of Louisiana and to the City of New Iberia requesting consideration of their support of this proposed legislation.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-

14803

13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Troy Comeaux that the following be adopted:

RESOLUTION NO. 2010-107

RESOLUTION STATING THE IBERIA PARISH COUNCIL'S ENDORSEMENT OF CAMERON INTERNATIONAL CORPORATION TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM.

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901, was enacted by the Louisiana State Legislature, and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature; and

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the most distressed areas in Iberia Parish; and

WHEREAS, the Louisiana Department of Economic Development has designated Census Tract 303, Block Group 981, in Iberia Parish as "Enterprise or Economic Development Zone" eligible based on enabling legislation (R.S. 51.21.1787-1791); and

WHEREAS, the Iberia Parish Council states this endorsement is in agreement with the Overall Economic Development Plan for Iberia Parish; and

WHEREAS, the **attached Enterprise Zone map** has been marked to show the location of the business being endorsed; and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, Iberia Parish agrees:

1. To participate in the enterprise zone program;
2. To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction;
3. To REFUND all applicable local sales taxes on the purchase of the material used in the construction of a building, or any addition or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on materials, construction and equipment purchased for a project and used by a business **permanently on that site.**

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council in due, regular and legal session, convened this 14th day of April, 2010, that Cameron International Corporation and their project, State Application #20100028, is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED, that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid

14805

provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED, that all resolutions or parts thereof in conflict herewith are hereby repealed.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. Roger Duncan, seconded by Mr. Thomas J. Landry that the following be adopted:

RESOLUTION NO. 2010-108

A RESOLUTION AUTHORIZING EXPENSES FOR COUNCIL MEMBERS TO ATTEND THE 2010 NACO ANNUAL CONFERENCE TO BE HELD JULY 16-20, 2010 IN RENO, NEVADA AT AN ESTIMATED COST OF \$3,070 PER PERSON.

WHEREAS, the National Association of Counties (NACo) Annual Conference will be held on July 16-20, 2010 in Reno, Nevada; and

WHEREAS, the cost per person for attendance at said conference is estimated at \$3,070.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the payment of travel expenses for Council members attending the NACo Annual Conference to be held in Reno, Nevada on July 16-20, 2010 at an estimated cost of \$3,070 per person.

BE IT FURTHER RESOLVED, that said total amount shall be funded from the 2010 General Fund Budget, Legislative Travel Account.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

14807

A motion was made by Mr. Charles Williams, seconded by Mr. Troy Comeaux that the following be adopted:

RESOLUTION NO. 2010-109

A RESOLUTION AMENDING THE 2010 GENERAL FUND BUDGET IN THE AMOUNT OF \$5,000 TO ACCEPT FUNDING FOR THE CERT 2008 GRANT REVENUES AND IN THE AMOUNT OF \$6,500 TO ACCEPT FUNDING FOR THE CERT 2009 GRANT REVENUES.

WHEREAS, the Iberia Parish Government has been successful in obtaining grant funding for the Cert 2008 Grant Revenues and the Cert 2009 Grant Revenues.

WHEREAS, it is necessary to amend the 2010 General Fund Budget in the amount of \$5,000 to accept funding for the Cert 2008 Grant and \$6,500 to accept funding for the Cert 2009 Grant Revenues.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 General Fund Budget in the total amount of \$11,500 to accept said grant funding, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
General Fund:			
0010 431000 2911 0000 1035	Homeland Sec. CERT 2008	\$0 +	\$5,000
0010 574100 2911 0000 1035	Furniture & Equip	\$0 +	\$4,345
0010 558000 2911 0000 1035	Travel & Training	\$0 +	\$655
0010 431000 2911 0000 1036	Homeland Sec. CERT 2009	\$0 +	\$6,500
0010 574100 2911 0000 1036	Furniture & Equip	\$0 +	\$6,500

BE IT FURTHER RESOLVED, that this Resolution shall be funded from the 2010 General Fund Budget.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Bernard E. Broussard that the following be adopted:

RESOLUTION NO. 2010-110

A RESOLUTION AMENDING THE 2010 HEALTH UNIT MAINTENANCE FUND BUDGET IN THE AMOUNT OF \$183,717 TO AMEND THE BUDGET FOR THE ACTUAL COST OF THE CONSTRUCTION OF THE HEALTH UNIT AND PERMIT BUILDINGS, AMENDING THE 2010 ROYALTY FUND BUDGET IN THE TOTAL AMOUNT OF \$67,061 TO TRANSFER SAID GRANT FUNDING TO THE 2010 LCDBG FUND BUDGET, AND AMENDING THE 2010 LCDBG FUND BUDGET IN THE AMOUNT OF \$300,778 FOR SAID PROJECT.

WHEREAS, it is necessary to amend the 2010 Health Unit Maintenance Fund Budget in the amount of \$183,717 to include the actual cost of the construction of the Health Unit and Permit Buildings; and

WHEREAS, it is further necessary to amend the 2010 Royalty Fund Budget in the total amount of \$67,061 to transfer said grant funding for the Health Unit Project to the 2010 LCDBG Fund Budget; and

WHEREAS, in order to complete the funding and budget requirements for the Health Unit Project, it is necessary to amend the 2010 LCDBG Fund Budget in the amount of \$300,778 to accept grant funding from the Federal EDI Special Grant, the LGAP State Grant and to accept additional funding from the 2010 Health Unit Maintenance Fund Budget.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Health Unit Maintenance Fund Budget, the 2010 Royalty Fund Budget and the 2010 LCDBG Fund Budget to complete the funding necessary for the Health Unit Project, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
Health Unit Mtce Fund:			
1070 499000 0000 0000 0000	Fund Bal - Prev Yrs	\$1,025,040	+ \$183,717
1070 960345 4120 0000 0000	LCDBG Fund	\$1,500,000	+ \$183,717
Royalty Fund:			
3400 431000 0000 0000 1011	HUD - Conv. Center	\$67,061	- \$67,061
3400 575000 5100 0000 1011	Contract Pmt	\$67,061	- \$67,061
LCDBG Fund:			
3450 431000 0000 0000 1011	Fed - Community Ctr	\$0	+ \$67,061
3450 434001 4120 0000 4023	LGAP -Community Ctr	\$0	+ \$50,000
3450 910107 4120 0000 2002	Health Unit Mtce	\$1,500,000	+ \$183,717
3450 575000 4120 0000 1011	Contract Pmts	\$0	+ \$67,061
3450 533000 4120 0000 2002	Profess Services	\$31,500	+ \$94,000
3450 575000 4120 0000 2022	Contract Pmts	\$2,234,738	+ \$89,717
3450 575000 4120 0000 4023	Contract Pmts	\$0	+ \$50,000

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

14809

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Charles Williams that the following be adopted:

RESOLUTION NO. 2010-111

A RESOLUTION AMENDING THE 2010 GENERAL FUND BUDGET IN THE AMOUNT OF \$2,000 TO PROVIDE FUNDING FOR SERVICES BY C. H. FENSTERMAKER AND ASSOCIATES FOR REVISIONS TO THE BOUNDARY MAP FOR ECONOMIC DEVELOPMENT DISTRICT NO. 1 (TIF DISTRICT) TO EXCLUDE THE CITY LIMITS OF NEW IBERIA, ALL TO BE FUNDED BY THE 2010 GENERAL FUND BUDGET, FUND BALANCE - PREVIOUS YEARS.

WHEREAS, as a result of the settlement of recent litigation entitled "City of New Iberia vs. Iberia Parish Council", regarding the Iberia Parish Economic Development District No. 1 (TIF District), the Parish has agreed to amend the boundaries of said District to remove all areas that are included in the corporate limits of the City of New Iberia; and

WHEREAS, in order to complete said boundary revisions, it is necessary to revise the map for the Iberia Parish Economic Development District, at an estimated cost of \$2,000.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 General Fund Budget in the amount of \$2,000 to provide funding for services by C. H. Fenstermaker and Associates for revisions to the boundary map for the Iberia Parish Economic Development District No. 1 (TIF District) to exclude the city limits of New Iberia, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
General Fund:			
0010 499000 0000 0000 0000	Fund Bal Prev Yrs	\$163,237 +	\$2,000
0010 533100 1910 0000 0000	Arch/Eng Fees	\$0 +	\$2,000

BE IT FURTHER RESOLVED, that said appropriation shall be funded from the 2010 General Fund Budget, Fund Balance - Previous Years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

14811

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Thomas J. Landry that the following be adopted:

RESOLUTION NO. 2010-112

A RESOLUTION ACCEPTING AND APPROVING A DRAINAGE EASEMENT FOR CHANNEL L-1G-4A, WITH A 50' WIDTH ON EACH SIDE, LOCATED IN DISTRICT 14.

WHEREAS, that in accordance with Chapter 20, Section 20-7, Easement for Drainage Canal, Levee, and Appurtenances, the following channels shall be established as part of the Watershed Program in Iberia Parish, Louisiana.

WHEREAS, that witnesseth for and in consideration of the benefits and improvements to Grantors in adjoining lands derived from the operation and maintenance of the drainage project hereafter mentioned, Grantor hereby acknowledges and does hereby grant and convey unto the Parish of Iberia, his successors and assigns, the right, liberty, and authority to enter upon and to construct, operate, and maintain a drainage canal, levee, and appurtenances in, over, and upon the following channels, situated in the Parish of Iberia, State of Louisiana.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby establish watershed channels in Iberia Parish, as follows:

Channel L-1G-4A, located in Section 22, T11S, R5E, LBT, District 14, with a 50' width on each side.

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized by virtue of this Resolution to sign said Easements for Drainage Canals, Levees, and Appurtenances.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

14813

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. John Berard that the following be adopted:

RESOLUTION NO. 2010-113

A RESOLUTION AMENDING THE 2010 GENERAL FUND BUDGET IN THE TOTAL AMOUNT OF \$393,100 TO ADJUST FOR CARRY OVERS FOR THE HRRP FEDERAL APPROPRIATION, THE LGAP GIS, AND ACT 122 (SUGARCANE FESTIVAL BUILDING).

WHEREAS, it is necessary to amend the 2010 General Fund Budget to adjust for carry overs for the HRRP Federal Appropriation, the LGAP GIS appropriation and for Act No. 122 for the Sugar Cane Festival Building.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 General Fund Budget in the total amount of \$393,100 to adjust for carry overs for various ongoing projects, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
General Fund:			
0010 431000 4400 0000 1034	Federal - HRRP	\$0 +	\$300,000
0010 434001 1911 0000 4026	LGAP - GIS	\$0 +	\$50,000
0010 434001 1919 0026 0000	State Grant	\$0 +	\$43,100
0010 533600 4400 0000 1034	Admin Fees	\$0 +	\$7,500
0010 600003 4400 0000 1034	SMILE	\$0 +	\$292,500
0010 574100 1911 0000 4026	Equip purchases	\$0 +	\$50,000
0010 543100 5100 0026 0000	Repairs & mtce - Bldg	\$5,000 +	\$43,100

BE IT FURTHER RESOLVED, that said appropriation shall be funded from the 2010 General Fund Budget, Fund Balance - Previous Years, which includes grant funding for said projects.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. John Berard, seconded by Mr. Glenn Romero that the following be adopted:

RESOLUTION NO. 2010-114

A RESOLUTION AMENDING THE 2010 FIRE PROTECTION DISTRICT NO. 1 FUND BUDGET IN THE TOTAL AMOUNT OF \$207,047 TO ADJUST FOR A CARRYOVER FOR INSURANCE PROCEEDS RECEIVED FOR DAMAGES TO A SERVICE UNIT.

WHEREAS, it is necessary to amend the 2010 Fire Protection District No. 1 Fund Budget to adjust for carry overs for insurance proceeds received for damages to a service unit.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Fire Protection District No. 1 Fund Budget in the total amount of \$207-047 to adjust for carry overs for insurance proceeds, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
Fire Protection:			
1050 470030 0000 0000 0000	Ins. Proceeds	\$0 +	\$2,000
1050 499000 0000 0000 0000	Fund Bal - Prev Yrs	\$291,304 +	\$205,047
1050 533010 2210 0000 0000	Arch/Eng Services	\$0 +	\$14,500
1050 572000 2210 0000 0000	Buildings	\$2,500	\$192,547

BE IT FURTHER RESOLVED, that said appropriation shall be funded from insurance proceeds received for damages to a service unit.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

14815

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Roger Duncan that the following be adopted:

RESOLUTION NO. 2010-115

A RESOLUTION AMENDING THE 2010 ROYALTY FUND BUDGET IN THE TOTAL AMOUNT OF \$772,112 TO ADJUST FOR CARRY OVERS FOR VARIOUS PROJECTS.

WHEREAS, it is necessary to amend the 2010 Royalty Fund Budget to adjust for carry overs for various projects.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Royalty Fund Budget in the total amount of \$772,112 to adjust for carry overs for various projects, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>	
Royalty Fund:				
3400 434001 0000 0000 3002	FP&C Sugarena	\$0	+	\$8,025
3400 434001 0000 0000 3006	FP&C Rec Sports	\$0	+	\$2,529
3400 434001 0000 0000 3008	FP&C Weeks Park	\$0	+	\$29,644
3400 434001 0000 0000 3009	FP&C Wastewater ARA	\$2,503,500	+	\$246,500
3400 470066 0000 0000 0000	Contribut. priv source	\$0	+	\$4,250
3400 434001 0000 0000 4025	CWEF	\$0	+	\$90,000
3400 434001 5100 0026 3014	FP&C Sugarcane Fes Bldg	\$0	+	\$73,500
3400 499000 0000 0000 0000	Fund Bal Prev Yrs	\$0	+	\$267,664
3400 600028 4400 0000 0000	County Agent	\$25,000	+	\$1,824
3400 543400 5240 0000 3002	Repairs & Mtce - other	\$0	+	\$8,025
3400 533100 5220 0000 3006	Arch/Engr Fees	\$0	+	\$2,168
3400 575000 5220 0000 3006	Contract Pmts	\$0	+	\$361
3400 533000 5100 0000 3008	Professional Service	\$0	+	\$1,027
3400 575000 5100 0000 3008	Contract Pmts	\$0	+	\$14,641
3400 543400 5100 0000 3008	Repairs & Mtce - other	\$0	+	\$13,976
3400 533000 3450 0000 3009	Professional Services	\$0	+	\$5,000
3400 575000 3450 0000 3009	Contract Pmts	\$2,503,500	+	\$241,500
3400 575000 3540 0000 4025	Contract Pmts	\$0	+	\$90,000
3400 533000 3200 0000 0000	Professional Services	\$0	+	\$20,000
3400 575000 3200 0000 0000	Contract Pmts	\$0	+	\$165,130
3400 600008 3310 0000 0000	City of New Iberia	\$0	+	\$82,460
3400 533100 3310 0000 9010	Arch/Engr Fees	\$0	+	\$2,500
3400 533000 5100 0026 3014	Professional Services	\$0	+	\$6,680
3400 575000 5100 0026 3014	Contract Pmts	\$0	+	\$66,820

BE IT FURTHER RESOLVED, that said appropriation shall be funded from the 2010 Royalty Fund Budget, Fund Balance - Previous Years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome

Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

14817

A motion was made by Mr. Charles Williams, seconded by Mr. M. Larry Richard that the following be adopted:

RESOLUTION NO. 2010-116

A RESOLUTION AMENDING THE 2010 ROAD PROJECTS CONSTRUCTION FUND BUDGET IN THE TOTAL AMOUNT OF \$2,852,894 TO ADJUST FOR CARRY OVERS FOR ROAD PROJECT NO. 2008-01.

WHEREAS, it is necessary to amend the 2010 Road Projects Construction Fund Budget to adjust for carry overs for Road Project No. 2008-01.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Road Projects Construction Fund Budget in the total amount of \$2,852,894 to adjust for carry overs for Road Project No. 2008-01, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
Rd Proj. Construction:			
3440 499000 0000 0000 0000	Fund Bal - Prev Yrs	\$829,302	+ \$2,852,894
3440 533100 3310 0000 9013	Arch/engr services	\$0	+ \$258,791
3440 533200 3310 0000 9013	Laboratory testing	\$0	+ \$30,000
3440 575000 3310 0000 9013	Contract Pmts	\$775,709	+ \$2,564,103

BE IT FURTHER RESOLVED, that said appropriation shall be funded from the 2010 Road Projects Construction Fund Budget, Fund Balance - Previous Years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

A motion was made by Mr. Glenn Romero, seconded by Mr. Roger Duncan that the following be adopted:

RESOLUTION NO. 2010-117

A RESOLUTION AMENDING THE 2010 ACADIANA FAIRGROUNDS COMMISSION FUND BUDGET IN THE TOTAL AMOUNT OF \$14,007 TO ADJUST FOR CARRY OVERS FOR THE SIGN REPAIR APPROPRIATION.

WHEREAS, it is necessary to amend the 2010 Acadiana Fairgrounds Commission Fund Budget to adjust for carry overs for the sign repair appropriation.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Acadiana Fairgrounds Commission Fund Budget in the total amount of \$14,007 to adjust for carry overs for the sign repair appropriation, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
Acadiana Fairgrounds:			
4730 499000 0000 0000 0000	Fund Balance - Prev Yrs	\$0 +	\$14,007
4730 543200 5240 0045 0000	Repair & Mtce - Equip	\$9,607 +	\$18,187
4730 599000 5240 0045 0000	Fund Balance - Prev Yrs	\$4,180 -	\$4,180

BE IT FURTHER RESOLVED, that said appropriation shall be funded from the 2010 Acadiana Fairgrounds Commission Fund Budget, Fund Balance - Previous Years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams and M. Larry Richard.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Naray Hulin.

And the Resolution was declared adopted this 14th day of April, 2010.

14819

COUNCIL MEMBERS/PRESIDENT ANNOUNCEMENTS

1. Mr. Jerome Fitch inquired about the Hot Sauce Festival's outcome. Discussion regarding the Festival's activities followed.
2. Mr. Bernard Broussard made comments on the Police Jury Association's Legislative Day, which he attended. He stated that there are several proposed legislative bills addressing Parish governments installation of driveway culverts as there are several Attorney General's Opinions regarding this matter. He also reported that Parish Government's share of Parochial Retirement may increase dramatically, due to a shortfall in the retirement system. Several legislative bills are being introduced for consideration and the Parish's share could increase to 11% or as much as 20%. These bills will affect budgets of local governments.
3. Mr. Larry Richard requested a Resolution to Louisiana Delta Railroad regarding grass maintenance on LA 14 within railroad right-of-way from the Delcambre Bridge to Longside Road and also crossing maintenance needs to be done. This item will be scheduled for the next Council meeting.
4. Mr. Curtis Boudoin addressed Mr. Kevin Hagerich on the inmates maintaining the litter and grass on a ditch on Boutte property which is affecting the drainage of the area. Mr. Hagerich reported that the Sheriff's Department has reduced the number of litter crews from five to two, which has resulted in a reduced schedule for litter control.
5. Parish President Ernest Freyou stated that he will have the updated road project for the upcoming Friday.
6. Ms. Maggie F. Daniels asked the Council to review the letter from Principal Landry of New Iberia Senior High School regarding donations to a prom for the special needs children.

ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4208 (Introduced by Naray Hulin, District 14)

An Ordinance to amend Chapter 2 of the Iberia Parish Compiled Ordinances to amend the Travel Policy as recommended by the Travel Policy Ad-Hoc Committee, all as per Standing Committee Item #2010-03-Q.

SUMMARY NO. 4209 (Introduced by Roger Duncan, District 10)

An Ordinance amending Chapter 12 of the Iberia Parish Compiled Ordinances to provide for revisions to the existing Parish ordinance to allow that the Parish shall provide debris collection for mobile home parks and further to allow for debris collection of yard waste if said waste is not generated by a general landscaper or other contractor.

A motion was made by Mr. John Berard, seconded by Mr. Bernard E. Broussard, that the Iberia Parish Council does hereby adjourn.

The motion carried.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:

Clerk of the Council