

JULY 13, 2011

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, July 13, 2011.

The following members were recorded PRESENT:

Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

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

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. Bernard E. Broussard, its Vice-Chairman, who announced that the Council was now ready to conduct its business.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. John Berard, that the Iberia Parish Council does hereby dispense with the reading of the minutes of the Regular Meeting of June 1, 2011 approved said minutes as published.

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: None.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the motion was declared adopted this 13th day of July, 2011.

PERSONS TO ADDRESS THE COUNCIL:

1. Mr. Karl Vincent, Chairman of the Acadiana Fairgrounds Commission, addressed the Council regarding Resolution Summary No. 171, regarding grant funding request through the Community Foundation Association.

Mr. Karl Vincent explained that the SugArena would like to host the Equine Performance Horse series, consisting of four equine events for a total of a request in the amount of \$20,000 (\$5,000 per event). In addition, the Commission will need to secure the performers for the Cajun Hot Sauce Festival and will need to begin the search at this time. This funding request will be for a total of \$15,000.

Vice-Chairman Bernard E. Broussard pointed out that the Acadiana Fairgrounds Commission has already supported this matter and Mr. Vincent is coming to the Council since the SugArena is a Parish entity, just as the Gumbo Festival would go to the Chamber for support.

Mr. Roger Duncan entered the meeting at 6:10 p.m.

Vice-Chairman Bernard E. Broussard then handed the gavel over to Chair Roger Duncan to continue the meeting.

SPECIAL BUSINESS:

1. Mr. Wayne Berggren and representatives of the Louisiana Floodplain Management Association made a presentation to Ms. Carmen Judice in recognition of her recent certification as a Certified Floodplain Manager.

Mr. Berggren addressed the Council and explained that there are 375 members of the Association, with 85 being certified as Floodplain Managers. Mr. Berggren then presented Ms. Judice with her CFM pin.

Mr. Larry Fordam congratulated Ms. Judice and commended her for her dedication to the Parish. Mr. Fordam then presented some statistical information updated through April 30, 2011,

noting that insurance premiums in force total \$3,310,396 with

a total of 5,277 flood policies issued. The average premium is \$627 with a claim average of \$28,729.

Vice Chairman congratulated Ms. Judice and thanked her for her service to the Parish. Mr. Jerome W. Fitch requested that the Iberia Parish Council adopt a Resolution of congratulations at their next meeting.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Troy Comeaux, 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: None.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the motion was declared adopted this 13th day of July, 2011.

Legal Counsel Eric Duplantis stated that Summary No. 4304, which is an Ordinance authorizing a reduction of a drainage easement along the Rodere Canal on the Nuxy Romero Property only, located at 2506 Louisiana Drive, to fifty feet (50'), located in District 5, should be granted to Mr. Romero as research has indicated that his property predated the channel.

Mr. Armand Schwing expressed his support for Summary No. 170, which is a Resolution amending the 2011 General Fund Budget to include an appropriation of \$20,000 to provide funding for the employment of an Insurance Consultant for property and casualty insurance. Mr. Schwing expressed his concerns regarding a possible conflict of interest as the consultant makes a recommendation while he provides insurance.

Mr. John Norris introduced himself as a Baton Rouge consultant who provides consulting services for approximately 10 school boards and he also stated that he is an agent with the Clerk of Court Offices, which is a Limited Insurance Company. However, he does not provide insurance to any other company.

After further discussion regarding this Summary, Mr. Thomas J. Landry requested that the current insurance consultant be invited to attend the next meeting to be available to answer any questions that the Council may have regarding this Summary.

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. Bernard E. Broussard, seconded by

Mr. Lloyd Brown, 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: None.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the motion was declared adopted this 13th day of July, 2011.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Jerome Fitch, that Summary No. 4303, which is an Ordinance amending Chapter 16 of the Iberia Parish Compiled Ordinances to install signs prohibiting trucks with more than three axles on Frenchie Street, District 13, until legal review.

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: None.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the motion to table was declared adopted this 13th day of July, 2011.

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

ORDINANCE NO. 2011-07-4304

AN ORDINANCE AUTHORIZING A REDUCTION OF A DRAINAGE EASEMENT ALONG THE RODERE CANAL ON THE NUXY ROMERO PROPERTY ONLY, LOCATED AT 2506 LOUISIANA DRIVE, TO FIFTY FEET (50'), LOCATED IN DISTRICT 5.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. That the drainage easement for Channel L-2D was recorded in the official records of the Iberia Parish Clerk of Courts Office on the 25th day of April 1966 in Plat Book No. 5 at Folio No. 68 and 69.
- SECTION 2. The Department of Permitting, Planning and Zoning received a request to reduce the drainage easement located at 2504 Louisiana Drive from one hundred feet (100') to fifty feet (50') for the Nuxy Romero property only.
- SECTION 3. The residence located at 2504 Louisiana Drive has been in existence in its present location for 45 years while the drainage easement for Channel L-2D was officially accepted by Louisiana Department of Public Works on July 18, 1966.
- SECTION 4. The applicant, Nuxy Romero, has a proposed sale for the residence which is being delayed because of the existing encroachment within the easement.
- SECTION 5. The Departments of Public Works and Permitting, Planning and Zoning inspected the site with the applicant and discussed the applicant's future construction plans and drainage plans.
- SECTION 6. The requested abandonment was duly advertised and noticed, and the Iberia Parish Regional Planning Commission conducted a Public Hearing on May 17, 2011.
- SECTION 7. After the Iberia Parish Regional Planning Commission accepted all public input and deliberation on their part, did make a motion to recommend abandonment which was seconded and the vote was unanimous.
- SECTION 8. The Iberia Parish Council does hereby authorize a reduction of the drainage easement located at 2504 Louisiana Drive, as recommended by the Iberia Parish Regional Planning Commission.
- SECTION 9. That this Ordinance shall be recorded in the Official Records of Iberia Parish.
- SECTION 10. That the Ordinance 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 Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: None.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the Ordinance was declared adopted this 13th day of July, 2011.

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

RESOLUTION NO. 2011-170

A RESOLUTION AMENDING THE 2011 GENERAL FUND BUDGET TO INCLUDE AN APPROPRIATION OF \$20,000 TO PROVIDE FUNDING FOR THE EMPLOYMENT OF AN INSURANCE CONSULTANT FOR PROPERTY AND CASUALTY INSURANCE, ALL TO BE FUNDED FROM THE 2011 ROYALTY FUND BUDGET, ROAD IMPROVEMENTS RESERVE AND ALL TO INCLUDE PROVISIONS THAT THE EMPLOYMENT OF SUCH INSURANCE CONSULTANT SHALL REQUIRE PRIOR COUNCIL APPROVAL BY RESOLUTION.

WHEREAS, the Parish has received assistance in reviewing their property and casualty insurance in past years; and

WHEREAS, it is being proposed that an insurance consultant be employed to assist in securing property and casualty insurance for the future; and

WHEREAS, the employment of said insurance consultant shall be approved by the Iberia Parish Council prior to hiring of said consultant; and

WHEREAS, it is necessary to amend said budget to facilitate this adjustment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2011 General and Royalty Fund Budgets to include and appropriation of \$20,000 to provide funding for the employment of an insurance consultant for property and casualty insurance, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
ROYALTY FUND:			
575000 3310 0000 0000	Road Reserve	\$586,697	(\$20,000)
960001 0000 0000 0000	General Fund	-0-	\$20,000
GENERAL FUND:			
533000 1110 0000 0000	Professional Services	\$50,000	\$20,000
910340 0000 0000 0000	Royalty Fund	\$10,000	\$20,000

BE IT FURTHER RESOLVED, that said total appropriation shall be funded the 2011 Royalty Fund Budget, Road Improvements Reserve.

BE IT FURTHER RESOLVED, that the employment of said insurance consultant shall be approved by the Iberia Parish Council prior to hiring an insurance consultant.

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.

A substitute motion was made by Mr. Thomas J. Landry, seconded by Mr. Jerome Fitch, that the Iberia Parish Council does hereby table action regarding Resolution Summary No. 170.

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

YEAS: Thomas J. Landry, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: Maggie F. Daniels, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, and John Berard.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the motion to table FAILED to be adopted on this 13th day of July, 2011.

After some discussion, it was pointed out that this Resolution is only appropriating the funding for this position and the details can be worked out at a later date. The Chairman then called for voting on the original motion.

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: Jerome Fitch.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the Resolution was declared adopted this 13th day of July, 2011.

A motion was made by Mr. Bernard E. Broussard, seconded by Ms. Maggie F. Daniels, that the following be adopted as amended:

RESOLUTION NO. 2011-174

A RESOLUTION SUPPORTING THE ACADIANA FAIRGROUNDS COMMISSION'S REQUEST TO THE COMMUNITY FOUNDATION OF ACADIANA FOR EVENT GRANT FUNDING FROM THE BP TOURISM GRANT PROGRAM.

WHEREAS, the Iberia Parish Council adopted Resolution No. 2011-49 on February 23, 2011, which authorized the Community Foundation of Acadiana to act on their behalf as the fiscal agent for \$500,000 grant funding from British Petroleum Exploration and Production, Inc.; and

WHEREAS, the Acadiana Fairgrounds Commission is proposing to submit a grant application for:

- (a) the Equine Performance Horse series, consisting of four equine events at \$5,000 per event, for a total of \$20,000; and
- (b) the Cajun Hot Sauce Festival for a total of \$15,000.

WHEREAS, the Acadiana Fairgrounds Commission has adopted a Resolution in support of said grant applications.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby support the Acadiana Fairgrounds Commission's request to the Community Foundation of Acadiana for event grant funding from the BP Tourist Grant Program.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: None.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the Resolution was declared adopted this 13th day of July, 2011.

STANDING COMMITTEE ITEMS:

ITEM #2011-07-E (Introduced by Larry Richard, District 13)
Discuss and consider a Resolution amending the 2011 Parishwide Drainage Maintenance Fund Budget in the amount of \$94,977 to include 25% local matching funds for Phase I of the David Duboin Bridge Replacement Project which is being funded under the Hazard Mitigation Program, which appropriation shall be funded from the 2011 Parishwide Drainage Maintenance Fund Budget, Fund Balance - Previous Years.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Jerome Fitch, that the following item be forwarded to the next agenda of July 27, 2011.

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: None.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the motion was declared adopted this 13th day of July, 2011.

ITEM #2011-07-F (Introduced by Larry Richard, District 13)
Discuss and consider a status report on the projected timetable for completion of the David Duboin Road Bridge Replacement Project.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Jerome Fitch, that this item be discussed.

Public Works Director Kevin Hagerich explained that the RFPs are due on July 22nd.

ITEM #2011-07-G (Introduced by Parish President)
Discuss and consider action authorizing the Parish President to execute a stand-by contract for emergency response and management of Category "A" debris removal, only in the event of a declared emergency and all in accordance with Requests for Proposals obtained on May 10, 2011.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Thomas J. Landry, that the following item be forwarded to the next agenda of July 27, 2011.

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, and M. Larry Richard.

NAYS: None.

ABSENT: Curtis Boudoin, Barry Verret, and Naray Hulin.

And the motion was declared adopted this 13th day of July, 2011.

COUNCIL MEMBER/PARISH PRESIDENT ANNOUNCEMENTS

1. Mr. Roger Duncan announced the following:
 - (a) The Water Works District #4 will host a Training Workshop on Monday, July 25, 2011 at 5:00 p.m. Mr. Eugene Olivier may be contacted if additional information is needed; and
 - (b) Southern Mutual Help Association is hosting a Parade of Homes on Sunday, July 17, 2011 to showcase homes located near the Hopkins Street area.
2. Mr. M. Larry Richard requested that the Parish assist the Town of Delcambre with providing limestone at the Delcambre Shrimp Festival Building parking lot. Parish President Ernest Freyou stated that he would research the current Intergovernmental Agreement with the municipalities to determine if this project is feasible under this agreement.
3. Mr. Roger Duncan reminded the Council of the Sewerage Ad-Hoc Committee meeting on Monday, July 18, 2011.
4. Mr. Bernard E. Broussard requested an update on the jail air conditioning unit and security system. Parish President Ernest Freyou stated that the old units have been replaced with new units. The security system is being reviewed in Indiana and personnel will be back tomorrow to begin the installation of said system.
5. Parish President Ernest Freyou stated that the Parish has received two new tractors, which have been placed in the field.
6. Parish President Freyou stated that the light at the intersection of Jefferson Terrace Boulevard and Dale Street has been installed and is operational.
7. Parish President Freyou stated that the Council will need to appropriate additional funding for the Lewis Street Widening Project near Kmart as some utilities will need to be relocated and additional engineering fees are necessary.
8. Mr. John Berard asked that research be conducted to determine the status of the motorized gates for the jail.

ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4306 (Introduced by Naray Hulin, District 14)
An Ordinance establishing the 2011 Economic Development District No. 1 Fund Budget of Revenues and Expenditures, all in accordance with Resolution No. EDD#1-2011-03.

SUMMARY NO. 4307 (Introduced by M. Larry Richard, District 13)
An Ordinance denying the reclassification request of Larry Cherry for 4.39 acres of property located at 5715 L. Romero Road from Mixed Residential (R-2) to Manufactured (Mobile) Home Park (R-4) located in District 13.

SUMMARY NO. 4308 (Introduced by Naray Hulin, District 14)
An Ordinance authorizing the reclassification request of Glen Derouen for twenty (20) acres of property located in the 6500 block of Coteau Road from Agricultural (A-1) to Industrial (I-1) for the

purposes of locating a construction and demolition debris facility, located in District 14, and contingent upon all proper permits being acquired from the La. Department of Environmental Quality.

SUMMARY NO. 4309 (Introduced by Barry Verret, District 8)

An Ordinance authorizing the sale of adjudicated properties in accordance with a contract with Archon Company, including authorization for the execution of necessary deeds, etc., all as recommended by the District Attorney's Office.

SUMMARY NO. 4310 (Introduced by Maggie F. Daniels, District 1)

An Ordinance to establish a policy requiring Public Official Ethics Training for members of all Parish Boards and Commissions at least once a year.

A motion was made by Mr. Lloyd Brown, seconded by Mr. John Berard, 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