

SEPTEMBER 28, 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, September 28, 2011.

The following members were recorded PRESENT:

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

ABSENT: Curtis Boudoin and Jerome Fitch.

OTHERS IN ATTENDANCE: Sally Angers, Chief Administrative Officer  
Kevin Hagerich, Public Works Director  
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. Roger Duncan, its Chairman, who announced that the Council was now ready to conduct its business.

PERSONS TO ADDRESS THE COUNCIL:

1. Mr. Raymond "Shoe-Do" Lewis addressed the Council to announce his candidacy for District 96 State Representative seat and requested the support of the Council.
2. Mr. Verlon Bertrand addressed the Council regarding the height of the grass in Timberstone Subdivision.

Mr. Bertrand stated that his residential property in Timberstone Subdivision is surrounded by three empty lots. The grass on these lots is in excess of 32" tall and he has filed complaints with the Parish Barn for over two years. With the grass being so tall, Mr. Bertrand stated that the grass attracts rats, mice, spiders, and coyotes.

Mr. Bertrand then proceeded to present photographs of the grass on these lots for the Council to review. He pointed out that one of the photographs shows a fire hydrant in which he had cleared the tall grass around it so that it could be found in the event of a fire.

Mr. Bertrand pointed out that the Parish Ordinance prohibits grass to be taller than 18" in height.

3. Mr. Mike Tolds with the Iberia Parish Recreation Department addressed the Council regarding upcoming events for the Jeanerette area parks. Mr. Tolds stated that upcoming events include a fun day for kids, pee wee football (Bayou Teche League) and cheerleaders, and baseball, etc. He stated that renovations are currently being done to the King Joseph Building. He also presented a donation form for the Bayou Teche Pee Wee Football League for individuals interested in making a donation to the League.
4. Mr. Dave Clabo, District Manager of IESI, addressed the Council to provide information regarding solid waste services in Iberia Parish. Mr. Clabo stated that all calls can be addressed to him.

Mr. Barry Verret stated that he had contacted IESI on September 21st to inquire about the purchase of a second can and has not received that can as of this date. Mr. Clabo stated that the order must be placed by calling the office and the can must be paid for prior to delivery of same. Mr. Verret also pointed that trash is remaining in his can after garbage is picked up.

Upon questioning, Mr. Clabo stated that they have an office in Opelousas, but will work on establishing an office in New Iberia. Mr. Clabo also stated that persons calling in can ask for the person assigned to Iberia Parish, who is Mr. Alphonse.

Ms. Aquicline Rener-Arnold stated that after garbage was picked up recently at 1428 Gonsoulin Road, there was spillage on the roadway and she had to go out there and clean it with a cleaner to get rid of the odor. Mr. Clabo stated that any spillage should be reported to IESI and they will go out and clean it.

Mr. Patrick Norris addressed the Council to inquire about his old can, which he had purchased as a second can, which was picked up. Mr. Clabo stated that those cans were serviced by the previous contractor and are not part of IESI's service with Iberia Parish.

SPECIAL BUSINESS:

1. Ms. Kimberly Segura, Finance Director, presented the proposed Consolidated Statement for the proposed 2012 Budget of Operations and Expenditures and for Capital Improvements. Ms. Segura stated that revenues are projected at \$62 million with expenses projected at \$65 million and the Parish's beginning fund balance is expected to be \$53,000,000 and the ending fund balance is expected to be \$50,000,000.

COUNCIL MEMBER ANNOUNCEMENTS

1. Mr. Bernard Broussard reminded Council members of the Finance Committee meeting to be held on Monday, October 5, 2011, at 6:00 p.m. to begin the initial review of 2012 budgets.

PARISH PRESIDENT ANNOUNCEMENTS

None.

A motion was made by Mr. Bernard E. Broussard, seconded by Ms. Maggie F. Daniels, 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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the motion was declared adopted this 28th day of September, 2011.

Chairman Roger Duncan requested that the Council discuss and consider Standing Committee Item #2011-09-V, which is a Resolution requesting the Iberia Parish School Board to consider donation of the former Grand Marais Elementary School to Iberia Parish Government to be used as a recreational facility for the Grand Marais area, to be known as the Grand Marais Community Development Center, which facility would be operated by the Iberia Parish Recreation and Playground District, at this time. All members presented agreed by general consensus to discuss this item.

Ms. Aquicline Rener-Arnold stated that she would like the Council to consider a change in the wording to adopt a Resolution authorizing the execution of an Intergovernmental Agreement between

Iberia Parish Government, the Iberia Parish Recreation and Playground District, and the Iberia Parish School Board for the donation of the property of the former Grand Marais Elementary School (located at 3319 College Road, Jeanerette) to Iberia Parish Government, with the Iberia Parish School Board to demolish said building and remove all debris, and the Iberia Parish Recreation and Playground District to operate a day park on the property after donation of said property, and all contingent upon approval by the District Attorney's Office.

Mr. Glenn Romero exited the meeting at 6:50 p.m.

Chairman Roger Duncan explained that the School Board would be responsible for demolishing the building and the removal of the debris and they are willing to acquire the property for operation of a day park.

Mr. Thomas J. Landry requested that the Recreation and Playground District provide the Council with budgetary information on the maintenance and operational costs for a day park.

Mr. Glenn Romero re-entered the meeting at 6:53 p.m.

Mr. Naray Hulin pointed out that Recreation and Playground District had provided an estimated budget of \$58,000 which included budgetary figures for utilities, property insurance, flood insurance, liability insurance, and general maintenance for the building and grounds.

Mr. Bernard Broussard suggested that the Parish could possibly look at retaining some portion of the original building in order to utilize the restroom facilities.

Mr. Felix Jeanminette addressed the Council and stated that the School Board has no use for the school at this time. He also stated that the school had been vandalized since its closing and stated that the property would belong to Iberia Parish Government if an Intergovernmental Agreement could be executed between the two agencies.

Ms. Maggie Daniels questioned the legality of the School Board donating the property to the Parish and requested that the District Attorney's Office review the matter for compliance.

Mr. Jeanminette stated that the property contains approximately 15 acres and suggested that a multi-purpose building, such as the one located in Cade, would be ideal for this location.

Upon hearing no further comments, a motion was made by Mr. Lloyd Brown, seconded by Mr. Bernard E. Broussard, 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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the motion was declared adopted this 28th day of September, 2011.

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

RESOLUTION NO. 2011-249

\_\_\_\_\_ A RESOLUTION ACCEPTING AND APPROVING THE DISTRICT'S BUDGET FOR FISCAL YEAR BEGINNING OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2012, ALL AS RECOMMENDED BY THE IBERIA PARISH HOSPITAL SERVICE DISTRICT NO. 1 BOARD OF COMMISSIONERS.

WHEREAS, Louisiana Revised Statutes requires that the governing authority of the Parish must provide approval of annual budgets for Hospital Service Districts; and

WHEREAS, the Iberia Parish Hospital Service District No. 1 Commission has presented its annual proposed budget for Fiscal Year 2011-2012.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby accept and approve the District's budget for Fiscal Year 2011-2012, all as recommended by the Iberia Parish Hospital Service District No. 1 Commission.

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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Resolution was declared adopted this 28th day of September, 2011.

A motion was made by Ms. Aquicline Rener-Arnold, seconded by Mr. M. Larry Richard, that the following be adopted as amended:

RESOLUTION NO. 2011-255

A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN IBERIA PARISH GOVERNMENT, THE IBERIA PARISH RECREATION AND PLAYGROUND DISTRICT, AND THE IBERIA PARISH SCHOOL BOARD FOR THE DONATION OF THE PROPERTY OF THE FORMER GRAND MARIAS ELEMENTARY SCHOOL (LOCATED AT 3319 COLLEGE ROAD, JEANERETTE) TO IBERIA PARISH GOVERNMENT, WITH THE IBERIA PARISH SCHOOL BOARD TO DEMOLISH SAID BUILDING AND REMOVE ALL DEBRIS, AND THE IBERIA PARISH RECREATION AND PLAYGROUND DISTRICT TO OPERATE A DAY PARK ON THE PROPERTY AFTER DONATION OF SAID PROPERTY, AND ALL CONTINGENT UPON APPROVAL BY THE DISTRICT ATTORNEY'S OFFICE.

WHEREAS, the Iberia Parish School Board currently owns the Grand Marais Elementary School, which is no longer being utilized for this purpose; and

WHEREAS, said school is no longer in use by the Iberia Parish School Board; and

WHEREAS, the Iberia Parish Recreation and Playground District could operate a day park on this property (3319 College Road, Jeanerette); and

WHEREAS, Iberia Parish Government would be interested in entering into an Intergovernmental Agreement with the Iberia Parish School Board and the Iberia Parish Recreation and Playground District to accept said property for the operation of a day park.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution of an Intergovernmental Agreement between Iberia Parish Government, the Iberia Parish Recreation and Playground District, and the Iberia Parish School Board for the donation of the property of the former Grand Marais Elementary School (located at 3319 College Road, Jeanerette).

BE IT FURTHER RESOLVED, that the existing building shall be demolished and all debris from said demolition shall be removed from the property by the Iberia Parish School Board.

BE IT FURTHER RESOLVED, that the donation of said property from the Iberia Parish School Board to Iberia Parish Government is contingent upon review and approval by the District Attorney's Office.

BE IT FURTHER RESOLVED, that said property will be operated as a day park by the Iberia Parish Recreation and Playground District.

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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Resolution was declared adopted this 28th day of September, 2011.

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

ORDINANCE NO. 2011-09-4316

AN ORDINANCE AMENDING ORDINANCE NO. 2009-02-4099, ADOPTED FEBRUARY 25, 2009, WHICH WOULD REVISE THE METHOD OF NOTIFICATION OF IMMEDIATELY ADJACENT PROPERTY OWNERS OF REQUESTS FOR ZONING RECLASSIFICATIONS FROM REGULAR MAIL TO CERTIFIED MAIL, RETURN RECEIPT REQUESTED.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

SECTION 1. That Ordinance No. 2009-02-4099, adopted February 25, 2009, incorporated regulations for zoning for the rural areas of Iberia Parish.

SECTION 2. That said regulations include procedures for the notification of adjoining property owners when requests for zoning reclassifications are submitted to the Permitting, Planning and Zoning Department.

SECTION 3. That Section 24-88(b) shall be amended as follows:

(b) The property owner, authorized agent, and the adjoining property owners must be notified of the reclassification request, the public hearing date, and all other meeting dates at least ten (10) days prior to the public hearing. Said notifications of the public hearing date shall be sent to the immediately adjacent property owners by Certified Mail/Return Receipt Requested at least ten days prior to the public hearing.

SECTION 4. That this 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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Ordinance was declared adopted this 28th day of August, 2011.

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

ORDINANCE NO. 2011-09-4317

AN ORDINANCE DENYING A REQUEST FOR THE ABANDONMENT/REDUCTION OF A PORTION OF THE CUL-DE-SAC AT THE END OF TOOL DRIVE, LOCATED IN DISTRICT 10, ALL AS RECOMMENDED BY THE IBERIA PARISH REGIONAL PLANNING COMMISSION.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

- SECTION 1. The Department of Permitting, Planning and Zoning received a request to abandon a portion of the temporary cul-de-sac at the end of Tool Drive located in Block 4, Lot 9 Regal Industrial Park.
- SECTION 2. The Departments of Public Works, Fire, and Permitting, Planning, and Zoning inspected the site to determine the requested abandonment's impact on their operational activities.
- SECTION 3. The temporary cul-de-sac at the end of Tool Drive was intended to provide turn arounds until Tool Drive was extended, at which time the temporary cul-de-sac could be abandoned and there are no immediate or planned extensions of Tool Drive at this time.
- SECTION 4. The Departments of Public Works, Fire and Permitting, Planning and Zoning recommend against the abandonment until Tool Drive is extended.
- SECTION 5. The requested abandonment was duly advertised and noticed and the Iberia Parish Regional Planning Commission conducted a Public Hearing on August 18, 2011, wherein the Iberia Parish Regional Planning Commission accepted all public input and deliberation on their part, did make a motion to recommend denial of the abandonment request; the vote was unanimous.
- SECTION 6. That the Iberia Parish Council does hereby deny a request that the temporary cul-de-sac located at the end of Tool Drive at Block 4, Lot 9 Regal Industrial Park be abandoned.
- SECTION 7. That this 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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Ordinance was declared adopted this 28th day of August, 2011.

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

ORDINANCE NO. 2011-09-4318

AN ORDINANCE RE-AFFIRMING ORDINANCE NO. 2011-05-4292, ADOPTED MAY 25, 2011, TO CONFIRM THE LEVY OF THE 2011 MILLAGES ON THOSE MILLAGES ELIGIBLE FOR ADJUSTMENT, IN ORDER TO LEAVE THEM AT THE CURRENT MILLAGE RATES, AS FOLLOWS: (A) PUBLIC BUILDINGS MAINTENANCE MILLAGE, FOR PARISHWIDE PROPERTY, AT A RATE OF 4.53 MILLS; (B) PARISH LIBRARY MILLAGE, FOR PARISHWIDE PROPERTY, AT A RATE OF 4.58 MILLS; (C) HEALTH UNIT MILLAGE, FOR PARISHWIDE PROPERTY, AT A RATE OF 1.50 MILLS; (D) DRAINAGE FACILITIES MILLAGE, FOR PARISHWIDE PROPERTY, AT A RATE OF 3.11 MILLS; (E) EXEMPTED MUNICIPALITIES MILLAGE (FORMERLY KNOWN AS THE CRIMINAL TAX MILLAGE), IN THE INCORPORATED AREAS OF THE PARISH ONLY, AT A RATE OF 1.71 MILLS; AND (F) GENERAL PARISH MILLAGE (FORMERLY KNOWN AS THE GENERAL ALIMONY MILLAGE), IN THE RURAL AREAS OF THE PARISH ONLY, AT A RATE OF 3.43 MILLS.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

SECTION 1. That Ordinance No. 2011-05-4292, adopted May 25, 2011, authorized the levy of the various millages on all property subject to taxation for the year 2010.

SECTION 2. The Iberia Parish Assessor has advised that some of these millages are eligible to be adjusted in order to compensate for decreases in the assessed value of personal property, as noted after closing their books.

SECTION 3. After consideration of adjustment for some of the millages eligible for adjustment, the Iberia Parish Council has elected to not make said adjustment and therefore re-affirms Ordinance No. 2011-05-4292 to confirm the levy of the 2011 millages eligible for adjustment, in order to leave them at the current millage rates, as follows: (a) Public Buildings Maintenance Millage, for parishwide property, at a rate of 4.53 mills; (b) Parish Library Millage, for parishwide property, at a rate of 4.58 mills; (c) Health Unit Millage, for parishwide property, at a rate of 1.50 mills; (d) Drainage Facilities Millage, for parishwide property, at a rate of 3.11 mills; (e) Exempted Municipalities Millage (formerly known as the Criminal Tax Millage), in the incorporated areas of the Parish only, at a rate of 1.71 mills; and (f) General Parish Millage (formerly known as the General Alimony Millage), in the rural areas of the Parish only, at a rate of 3.43 mills.

SECTION 4. That this 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: Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: Maggie F. Daniels.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Ordinance was declared adopted this 28th day of September, 2011.

A motion was made by Mr. John Berard, seconded by Mr. Thomas J. Landry, that the Iberia Parish Council does hereby adopt Resolution Summary No. 250, which is a Resolution authorizing a policy to allow the naming of roads/buildings/bridges after Iberia Parish Veterans who have given their lives for our country.

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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Resolution was declared adopted this 28th day of September, 2011.

Mr. Bernard E. Broussard pointed out that the Resolution does not include an actual policy and the wording needs to be changed to reflect that this Resolution is to authorize the creation of a policy and procedures for the naming of roads, buildings, and/or bridges after Iberia Parish Veterans.

Mr. Broussard requested that the Council reconsider Resolution No. 2011-250, as adopted, to incorporate the change to authorize the creation of a policy and procedures.

A motion to reconsider Resolution No. 2011-250 was made by Mr. John Berard, seconded by Mr. Bernard E. Broussard that the Iberia Parish Council does hereby adopt the following:

RESOLUTION NO. 2011-250

WHEREAS, citizens of the United States have served their country faithfully, untiringly, and unselfishly by serving in different branches of the military; and

WHEREAS, said citizens come from within the United States, including from Iberia Parish, Louisiana; and

WHEREAS, said citizens have sacrificed their time, talents, and their lives so that citizens may enjoy the freedoms established by our forefathers; and

WHEREAS, the naming of roads, buildings, and/or bridges after Iberia Parish Veterans would be appropriate to honor their service to their country and/or their memory.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the creation of a policy and procedures to allow the naming of roads, buildings, and/or bridges after Iberia Parish Veterans.

BE IT FURTHER RESOLVED, that information regarding a policy and procedures should be gathered and formulated and will be presented to the Iberia Parish Council for final adoption as a policy.

This motion to reconsider Resolution No. 2011-250, 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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the motion to reconsider Resolution No. 2011-250 was declared adopted this 28th day of September, 2011.

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

RESOLUTION NO. 2011-251

A RESOLUTION AMENDING THE 2011 ROYALTY FUND BUDGET IN THE AMOUNT OF \$567,285 TO PROVIDE FOR ADJUSTMENTS TO GRANT BUDGETS FOR ADDITIONAL FUNDING FOR THE (A) THE PORT OF IBERIA BRIDGE REPLACEMENT - DAVID DUBOIN OVER COMMERCIAL CANAL (\$367,730), AND (B) PORT OF IBERIA BRIDGE REPLACEMENT - PORT ROAD OVER COMMERCIAL CANAL (\$199,555).

WHEREAS, the Iberia Parish Government has been successful in obtaining grant funding in the amount of \$567,285, as follows: (a) The Port of Iberia Bridge Replacement - David Duboin over Commercial Canal (\$367,730), and (b) Port of Iberia Bridge Replacement - Port Road over Commercial Canal (\$199,555).

WHEREAS, there is a need to establish an appropriation for the expenditures of said grant funds.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2011 Royalty Fund Budget in the amount of \$567,285 to include grant funds from various projects, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
431000 3200 0000 1031	CIAP-D Duboin/Commer	\$42,556	\$367,730
431000 3200 0000 1032	CIAP-Port/Commer	\$44,781	\$199,555
575000 3200 0000 1031	Contract Payments	-0-	\$367,730
575000 3200 0000 1031	Contract Payments	-0-	\$199,555

BE IT FURTHER RESOLVED, that this funding shall be funded from the grant revenues received from CIAP funding.

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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Resolution was declared adopted this 28th day of September, 2011.

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

RESOLUTION NO. 2011-252

A RESOLUTION AMENDING THE 2011 ACADIANA FAIRGROUNDS COMMISSION IN THE NET AMOUNT OF \$15,500 TO PROVIDE FUNDING FOR EQUIPMENT REPAIRS AND MAINTENANCE AND TO INCREASE REVENUES AND AMENDING THE 2011 ROYALTY FUND BUDGET IN THE AMOUNT OF \$10,000 TO PROVIDE FUNDING FOR FIRE EQUIPMENT REPAIRS AND UPDATES, WITH THIS FUNDING TO BE FUNDED FROM THE 2011 ROYALTY FUND BUDGET, FUND BALANCE - PREVIOUS YEARS.

WHEREAS, the Acadiana Fairgrounds Commission has requested amendment to their budget to provide funding for equipment repairs and maintenance and to increase revenues in the net amount of \$15,500; and

WHEREAS, the Acadiana Fairgrounds Commission has requested an additional amendment to their budget to provide funding for fire equipment repairs and updates in the amount of \$10,000; and

WHEREAS, it is necessary to adjust the budget to facilitate these adjustments.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2011 Acadiana Fairgrounds Commission Fund Budget in the total amount of \$25,000 to provide various adjustments, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
470010 0000 0000 0000	Miscellaneous Revenues	\$25,000	\$15,500
543100 5240 0045 0000	Repair & Mtce-Bldgs	\$6,600	\$9,500
543200 5240 0045 0000	Repair & Mtce-Equip	\$10,513	\$15,500
574100 5240 0045 0000	Equipment	\$3,000	\$15,500
599000 5240 0045 0000	Fund Balance-Prev Yrs	\$27,400	(\$25,000)

BE IT FURTHER RESOLVED, that funding in the amount of \$15,500 shall be funded from the 2011 Acadiana Fairgrounds Commission Fund Budget, Fund Balance - Previous Years and additional revenues.

BE IT FURTHER RESOLVED, that funding in the amount of \$10,000 shall be funded from the 2011 Royalty Fund Budget, Fund Balance - Previous Years.

BE IT FURTHER RESOLVED, that said funding from the Royalty Fund Budget shall be returned by the Acadiana Fairgrounds Commission in the future.

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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold,

M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Resolution was declared adopted this 28th day of September, 2011.

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

RESOLUTION NO. 2011-253

A RESOLUTION REQUESTING THE GULF ECOSYSTEM RESTORATION TASK FORCE ("TASK FORCE"), CURRENTLY LED BY EPA ADMINISTRATOR LISA JACKSON AND EXECUTIVE DIRECTOR JOHN HANKINSON, THAT THEY INCLUDE IN THEIR STRATEGIC RESTORATION STRATEGY TO BE SUBMITTED TO THE PRESIDENT OF THE UNITED STATES, THE RECOGNITION THAT CURRENT LAND LOSS RATES IN COASTAL LOUISIANA INDICATE THAT THIS IS A "CRISIS" AND TO MAKE SPECIFIC RECOMMENDATIONS ON CHANGES TO CURRENT FEDERAL PROCESSES TO STREAMLINE AND IMPROVE THE PERMITTING PROCESS REQUIRED FOR COASTAL RESTORATION EFFORTS.

WHEREAS, on June 1, 2011 the U.S. Geological Survey ("USGS") released its report "Land Area Change in Coastal Louisiana from 1932-2010" (USGS Report), which calculated and quantifies net land loss and gain rates in coastal Louisiana for the past 80 years, and

WHEREAS, the USGS Report determined that since 1932 coastal Louisiana has sustained a net land loss of over 1,883 square miles, which accounts for a loss of 25% of all land in the affected region, for which a copy of the land loss map is attached, and

WHEREAS, the USGS Report determined that trend analysis indicated that current wetland loss occurs at a rate of 16.57 square miles a year equating to Louisiana's losing an area the size of a football field every hour, and

WHEREAS, although Louisiana contain approximately 40% of all coastal habitat in the lower 48 states, it accounts for 90% of coastal land loss, and

WHEREAS, the devastation and destruction caused by Hurricanes Katrina, Rita, Gustav, and Ike reinforced the tenet that a healthy, vibrant, and workable coast is necessary not just for our cultural and economic well-being but is vital to our overall hurricane protection needs, and

WHEREAS, the Deepwater Horizon oil spill, the largest environmental disaster in the United States, placed again the spotlight on Louisiana's coast and our impending land loss crisis, and

WHEREAS, as a result of the BP oil spill, President Barack Obama created the Gulf Coast Ecosystem Restoration Task Force to create a federal restoration strategy to address the Gulf Coast's environmental issues, with particular emphasis being placed on Louisiana's coastal land loss crisis, and

WHEREAS, it is hoped and anticipated that 80% or more of Clean Water Act fines levied against BP and other responsible parties will be directed back to the areas affected to be used for coastal restoration and other initiatives, potentially billions of dollars for environmental restoration efforts, and

WHEREAS, even if the Task Force's recommendation to direct oil spill fines back to the Gulf Coast for restoration purposes is

implemented, a vital component necessary for the efficient and timely restoration of our coast is the streamlining of the permitting process, and

WHEREAS, the current process that dictate the permitting and approval of projects that are intended to restore and protect Louisiana's coast must follow the same arduous processes for a project that has no net benefit for coastal restoration/hurricane protection purposes, and

WHEREAS, even though there is agreement that Louisiana coastal land loss is at crisis levels, federal prioritization of coastal projects over other initiatives has not been fully realized;

NOW, THEREFORE, BE IT RESOLVED, that Plaquemines Parish Council respectfully requests that the Gulf Coast Ecosystem Restoration Task Force recognize and make recommendations in their strategic restoration strategy on the following:

**Recognize** that current and historical land loss in coastal Louisiana confirms that Louisiana is in a crisis in which emergency action must be taken, and

**Recognize** that because Louisiana land loss rates are at crisis levels, the current emergency should be met with an appropriate level of federal response and addressed with a sense of urgency, and

**Recommended** in their strategic restoration strategy that the permitting and processing of coastal restoration projects be given a higher priority and fast-tracked by all participating agencies, and

**Recommended** in their strategic restoration strategy that appropriate resources and personnel be specifically allocated from each participating agency whose focus is to assist in the efficient processing of permits for coastal restoration projects, and

**Recommended** in their strategic restoration strategy that permitting and processes for coastal restoration projects be granted "alternative arrangements" authorization, or similar processes, that was provided by the White House's Council on Environmental Quality to the Army Corps of Engineers for their work on the greater New Orleans' Hurricane and Storm Damage Risk Reduction System (HSDRRS) projects, which allows for the fast track implementation and "mitigation after the fact".

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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Resolution was declared adopted this 28th day of September, 2011.

A motion was made by Ms. Aquicline Rener-Arnold, seconded unanimously by Ms. Maggie F. Daniels and Messrs. Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, M. Larry Richard, and Naray Hulin, that the following be adopted:

RESOLUTION NO. 2011-254

A RESOLUTION OF CONDOLENCES TO THE FAMILY OF MR. ARTHUR LEE VERRET, EX-MAYOR OF THE CITY OF JEANERETTE, WHO PASSED AWAY ON SEPTEMBER 18, 2011.

WHEREAS, it is with profound sorrow that the Iberia Parish Council does hereby acknowledge the recent passing of Mr. Arthur Lee Verret, ex-mayor of the City of Jeanerette, who passed away on September 18, 2011; and

WHEREAS, Mr. Verret was a son, husband, father, grandfather, and great grandfather to his family; and

WHEREAS, Mr. Verret served his community untiringly and unselfishly after being elected as an alderman for the City of Jeanerette for 4 years and later as Mayor for 24 years; and

WHEREAS, Mr. Verret will be deeply missed by his family, his friends, and the community.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its sincere sympathies and condolences to the family of Mr. Arthur Lee Verret, ex-mayor of the City of Jeanerette, who passed away on September 18, 2011; and

BE IT FURTHER RESOLVED, that this Resolution shall be forwarded to the family of Mr. Arthur Lee Verret.

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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Resolution was declared adopted this 28th day of September, 2011.

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

RESOLUTION NO. 2011-256

A RESOLUTION TO AUTHORIZE THE EXECUTION OF A COOPERATIVE ENDEAVOR AGREEMENT WITH THE IBERIA PARISH SCHOOL BOARD FOR THE REMOVAL/DONATION OF DIRT FROM DODSON STREET ELEMENTARY SCHOOL FOR USE AT THE PEPPERPLEX, WITH THE PARISH UTILIZING THEIR DUMP TRUCK FOR THE TRANSPORTATION OF SAID DIRT, CONTINGENT UPON REVIEW AND APPROVAL OF THE DISTRICT ATTORNEY'S OFFICE.

WHEREAS, the Iberia Parish School Board is in the process of completing some work at the Dodson Street Elementary School and will need to remove dirt from the property as part of this work; and

WHEREAS, the PepperPlex is a recreational complex consisting of various softball fields, baseball fields, soccer fields, etc.; and

WHEREAS, the grounds at the PepperPlex could utilize this dirt to make improvements to their fields while assisting the Iberia Parish School Board with the disposal of said dirt; and

WHEREAS, it would be beneficial for the Iberia Parish School Board and Iberia Parish Government to execute a Cooperative Endeavor Agreement to facilitate the removal and donation of said dirt.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution of a Cooperative Endeavor Agreement with the Iberia Parish School Board for the removal/donation of dirt from Dodson Street Elementary School for use at the PepperPlex, with the Parish utilizing their dump truck for the transportation of said dirt.

BE IT FURTHER RESOLVED, that this Resolution is 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the Resolution was declared adopted this 28th day of September, 2011.

STANDING COMMITTEE ITEMS:

ITEM #2011-09-R (Introduced by Troy Comeaux, District 5)  
Discuss and consider a Resolution requesting the City of New Iberia to consider working with Iberia Parish Government to make improvements to close in a roadside ditch along DeLasalle Road.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Lloyd Brown, that this item be forwarded to the next agenda of October 5, 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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the motion was declared adopted this 28th day of September, 2011.

ITEM #2011-09-S (Introduced by Troy Comeaux, District 5)  
Discuss and consider a Resolution authorizing the execution of an Intergovernmental Agreement with the City of New Iberia to authorize that the Parish and the City will share the cost of utilities at the La. PepperPlex on a 50%-50% basis, estimated to be \$20,000 for each government.

A motion was made by Mr. Troy Comeaux, seconded by Mr. M. Larry Richard, that this item be forwarded to the next agenda of October 5, 2011.

Mr. Troy Comeaux stated that the Parish Government has paid all utilities at the PepperPlex since it opened as the City of New Iberia assisting with utilities payments at North Lewis Street property and Acadiana Regional Airport. Mr. Comeaux pointed out that the property at North Lewis Street is no longer utilized for youth sports and a majority of those participants now utilize the PepperPlex. The park is growing and includes one lighted baseball and one lighted soccer field; however, the majority of utilities costs are attributed to the water usage. Mr. Comeaux stated that he felt it only fair for the City of New Iberia to participate in the sharing of the utilities at the PepperPlex.

Ms. Maggie Daniels requested that she been provided with a copy of the agreement with the City of New Iberia and copies of all amendments to same for her review.

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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the motion was declared adopted this 28th day of September, 2011.

ITEM #2011-09-T (Introduced by Glenn Romero, District 9)  
Discuss and consider a Resolution declaring a drainage channel as a watershed channel under the terms of La. Revised Statutes 33:113, which channel is located behind the residences on Brian Boulevard, located in Lakewood Place Subdivision, Part II, and which drains adjacent agricultural properties through said subdivision, all contingent upon review and approval by the District Attorney's Office.

A motion was made by Mr. Glenn Romero, seconded by Mr. Bernard E. Broussard, that this item be deleted at this time.

This motion to delete 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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the motion to delete was declared adopted this 28th day of September, 2011.

ITEM #2011-09-U (Introduced by Glenn Romero, District 9)  
Discuss and consider a Resolution amending the 2011 Road Construction Project Fund to include additional funding (in an amount to be determined) for Ed Broussard Road, to change proposed improvements from overlay to reconstruction and further to include the three laning of said street from the railroad tracks to the end of the Loreauville Park in order to accommodate additional traffic generated near Loreauville High School.

A motion was made by Mr. Glenn Romero, seconded by Mr. Bernard E. Broussard, that this item be forwarded to the next agenda of October 5, 2011.

Mr. Kevin Hagerich, Public Works Director, provided information regarding (a) reconstruction within the current roadway limits at an estimated cost of \$827,712 and (b) reconstruction with the current roadway limits and installation of a turning lane at the new school at an estimated cost of \$1,241,953. In addition, an estimated cost for the patch and overlay of the Loreauville Park Road within the current roadway limits is \$166,814.

Mr. Bernard E. Broussard suggested that the another option could be to work with the School Board to utilize the existing right-of-way in order to move the ditch.

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, Barry Verret, Glenn Romero, Roger Duncan, Aquicline Rener-Arnold, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: Curtis Boudoin and Jerome Fitch.

And the motion was declared adopted this 28th day of September, 2011.

ITEM #2011-09-V (Introduced by Roger Duncan, District 10)

Discuss and consider a Resolution requesting the Iberia Parish School Board to consider donation of the former Grand Marais Elementary School to Iberia Parish Government to be used as a recreational facility for the Grand Marais area, to be known as the Grand Marais Community Development Center, which facility would be operated by the Iberia Parish Recreation and Playground District.

Chairman Roger Duncan advised the Council that Item V had already discussed and considered earlier in tonight's meeting.

Chairman Roger Duncan stated that he had anticipated proposing an expansion to address a burning complaint on property near Lydia that is leased to Green Leaf, where old trees and debris are being hauled and have been burning. In lieu of expanding the agenda, Chairman Duncan requested that Public Works Director Kevin Hagerich provide an update on this matter.

Mr. Hagerich stated that a burn complaint was received and turned over the La. Department of Environmental Quality. Within two weeks, trees were placed within the road right-of-way and in the ditch, approximately half way in the road and approximately 10 feet high. Green Leaf was asked to remove the debris and DEQ issued injunction. Recently, the Parish Fire District was called out to abate fires on four separate occasions and the matter was turned over to DEQ for enforcement.

Chairman Duncan stated that he has been receiving complaints for about seven to eight months regarding this situation.

ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4319 (Introduced by Bernard E. Broussard, District 6)  
An Ordinance altering the boundaries of Economic Development District No. 1 of the Parish of Iberia, State of Louisiana (the "District"); approving the ratification of the sales and use tax currently levied therein; approving the authorization of the levy of such sales and use tax in the new areas of the District; and providing for other matters in connection with the foregoing.

A motion was made by Mr. John Berard, seconded by Mr. Barry Verret, that the Iberia Parish Council does hereby adjourn.

The motion carried.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:

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Clerk of the Council