

MARCH 7, 2012

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, March 7, 2012.

The following members were recorded PRESENT:

Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

ABSENT: None.

OTHERS IN ATTENDANCE: Dean Wattigny, Legal Counsel  
Errol "Romo" Romero, Parish President  
Joel Dugas, Chief Administrative Officer  
Peggy Miguez, Director of Human Resources  
Charles Rader, Director of Planning, Permits & Zoning  
Herman Broussard, Director of Public Works

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 Chairman, who announced that the Council was now ready to conduct its business.

PERSONS TO ADDRESS THE COUNCIL:

1. Representative Simone Champagne was scheduled to address the Council regarding proposed legislation for the upcoming Regular Session of the Louisiana Legislature; however, this discussion will be rescheduled at the request of Representative Champagne.

Mr. Roger Duncan entered the meeting at 6:03 p.m.

SPECIAL BUSINESS:

1. Chairman Bernard E. Broussard stated that the Council would now discuss and consider a motion to override the Parish President's veto of Ordinance No. 2012-02-4372, which Ordinance amends the Iberia Parish Personnel Policy Manual for Administrative and Legislative Employees as recommended by Executive Committee, all in accordance with Article IV of the Iberia Parish Home Rule Charter.

Chairman Broussard requested that those in attendance at tonight's meeting observe a moment of silence in honor of Mr. William K. Rich, father of District 10 Council member Roger Duncan, who passed away this morning.

Chairman Broussard questioned Parish President Errol Romero if he had submitted a letter to The Daily Iberian entitled "Union-like Parish" published on February 29, 2012. Parish President Errol Romero confirmed that he had submitted this letter. Chairman Broussard pointed out that paragraph 4 of said letter states:

"My understanding is that this ordinance creates a union environment for Iberia Parish Government and ties the administration's hands in terms of dealing with its employees."

Chairman Bernard E. Broussard stated that he had looked up the definition of union, which was defined as "uniting, being united, a whole resulting from a combination of parts and members". Chairman Broussard stated that he had also looked up the definition of unionization, which was defined as "bring or come about a labor organization of rules".

Chairman Bernard E. Broussard pointed out that the voters of Iberia Parish approved the Iberia Parish Home Rule Charter by an affirmative 655 votes in an election held on March 23, 1983. Chairman Broussard also pointed out that the Iberia Parish Council unanimously passed Ordinance No. 2008-09-4044, which authorized that the voters amend Section 4-02 of the Iberia Parish Home Rule Charter to establish that employment in Parish Government is "employment-at-will" and not subject to the provisions of a classified personnel system as defined in the Home Rule Charter. The voters of Iberia Parish defeated this amendment (Proposition No. 3 on the ballot) by an affirmative 415 votes in an election held on October 17, 2009.

Chairman Broussard also pointed out that paragraph 5 of the published letter states:

"I am at a loss to understand why Council Chairman Bernard Broussard introduced these changes after showing no similar concern during his last 20 years as a council member."

Chairman Broussard pointed out none of the previous Parish Presidents which he has served under during the last 20 years had attempted to overturn personnel before taking office. Parish President Errol Romero stated that he had been questioned by current employees if they would be terminated, that they wanted to be notified so that they could look for other employment. Chairman Broussard then questioned Parish President Errol Romero if he had sent a follow up letter to some of the "terminated" employees advising that they disregard the previous letter terminating their employment and if he sent the second letters out because he was aware that the Home Rule Charter provides a just cause clause relative to terminations and that he shouldn't have been done with "rank and file" employees. Parish President Errol Romero stated that he wasn't told about a just cause clause but had heard that until an opinion was reached regarding such terminations, that he shouldn't have done that. Chairman Broussard stated his concern was that he is being accused of trying to be a "union" person because he is trying to follow the Home Rule Charter. Chairman Broussard pointed out that Parish President Romero send out letters and then later changed these letters to comply with the Charter. Chairman Broussard pointed out that this Ordinance brings the acknowledgment form in compliance with the Home Rule Charter and is being considered a "union organizer" because he requested that this form comply with the Charter.

Chairman Broussard clarified that a vote for (yea) would be to override the veto of and re-adopt Ordinance No. 2012-02-4372 and let that Ordinance stand while a vote against (nay) would be to keep the veto and nullify the adopted Ordinance.

A motion was made by Mr. Jerome W. Fitch, seconded by Mr. Roger Duncan, that the Iberia Parish Council consider a motion to override the Parish President's veto of and re-adopt Ordinance No. 2012-02-4372, which Ordinance amended the Iberia Parish Personnel Policy Manual for Administrative and Legislative Employees as recommended by Executive Committee, all in accordance with Article IV of the Iberia Parish Home Rule Charter.

Chairman Broussard clarified that a vote for (yea) would be to override the veto of and re-adopt Ordinance No. 2012-02-4372 and let that Ordinance stand while a vote against (nay) would be to keep the veto and nullify the adopted Ordinance.

ORDINANCE NO. 2012-02-4372 (V/O)

AN ORDINANCE AMENDING THE IBERIA PARISH PERSONNEL POLICY MANUAL FOR ADMINISTRATIVE AND LEGISLATIVE EMPLOYEES AS RECOMMENDED BY EXECUTIVE COMMITTEE, ALL IN ACCORDANCE WITH ARTICLE IV OF THE IBERIA PARISH HOME RULE CHARTER.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Ordinance 84-4-20, adopted April 11, 1984, adopted a Personnel Policy, which policy was amended by the adoption of Ordinance No. 2005-04-3142, adopted April 13, 2005.

SECTION 2. That the acknowledgment form which employees are requested to sign upon issuance of said policy is hereby amended as follows:

Acknowledgment of Employee  
Personnel Policy Manual

I, (insert name of employee), have previously received a copy of the Iberia Parish Government Personnel Policy Manual. This manual contains policies, practices, and regulations which I have and/or will read, understand, and agree to comply with during my employment with Iberia Parish Government.

I understand I will be responsible for complying with future change(s) in such policies, practices, and regulations communicated to employees from time to time.

I further understand that as a condition of my employment with Iberia Parish Government, I am expected to follow these rules and regulations. Failure to comply with these conditions may be basis for discipline, up to and including dismissal.

I further understand that this acknowledgment supercedes and replaces any prior acknowledgment or receipt document I have executed.

\_\_\_\_\_  
Employee Signature

\_\_\_\_\_  
Date

SECTION 2. That the Parish President and Clerk of the Council are hereby authorized to have all employees under their jurisdiction execute said acknowledgment form for submission and inclusion into their Personnel Files.

SECTION 3. That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council in accordance with Section 2-13. C. of the Iberia Parish Home Rule Charter.

This motion to override the veto of and re-adopt this Ordinance, 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, David Ditch, Ricky Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to override the veto of and re-adopt this Ordinance was declared adopted this 7th day of March, 2012.

RECESS FOR COMMITTEE MEETINGS/RECONVENE COUNCIL MEETING

A motion was made by Mr. Glenn Romero, seconded by Mr. Ricky J. Gonsoulin, that the Iberia Parish Council does hereby recess its Regular Session and convene into Committee meetings.

This motion to recess the Council Meeting to go into Committee Meetings, 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to recess the Council Meeting to go into Committee Meetings was adopted this 7th day of March, 2012.

Committee meetings commenced at 6:20 p.m. and adjourned at 8:40 p.m.

A motion was made by Mr. Troy Comeaux, seconded by Ms. Aquicline Rener-Arnold, that the Iberia Parish Council does hereby reconvene into Regular Session.

This motion to reconvene its Regular Session 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to reconvene its Regular Session was declared adopted this 7th day of March, 2012.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Curtis Boudoin, that the Iberia Parish Council convene in a Public Hearing to obtain comments regarding Ordinances/Resolutions being considered for adoption at tonight's meeting.

This motion to go into Public Hearing 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion was to go into Public Hearing was declared adopted this 7th day of March, 2012.

Mr. Troy Comeaux and Mr. Marty Trahan exited the meeting.

Mr. Pat Viator thanked the Parish for including questions about the TIF boundaries in Summary No. 71, which is a Resolution directing the Iberia Parish Council Chairman to authorize the La. Attorney General, in accordance with Sections 9-01. (Legal Services) and 9-02. (Special Counsel) of the Home Rule Charter, to perform an investigation into the (a) allegations filed in a complaint by Iberia Parish President Errol Romero, which has been sent to various agencies, to determine if Parish Government violated any Parish and/or State laws, policies, and/or procedures to comply with the payment of health insurance premiums for the District Attorney and the Assistant District Attorneys as authorized by Ordinance no. 2011-12-4325 and (b) to review concerns about the boundaries of a tax increment financing district, known as Economic District No. 1 of the Parish of Iberia, Louisiana, all in accordance with Section 2-08. (Investigations) of the Home Rule Charter, and further authorizing notification of such actions to the 16th Judicial District Attorney's Office.

Upon hearing no further comments by the general public, a motion was made by Mr. Jerome W. Fitch, seconded by Ms. Maggie F. Daniels, that the Iberia Parish Council does hereby recess its Committee Meetings and reconvene in Regular Session.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Troy Comeaux and Marty Trahan.

And the motion to reconvene was adopted this 8th day of February, 2012.

A motion was made by Mr. Jerome W. Fitch, seconded by Mr. D. Wayne Romero, that Summary No. 29, which is a Resolution establishing a new position within the Legislative Branch, to be classified as Administrative Support Services Manager, with a recommended Pay Grade of 23 and further amending the 2012 General Fund Budget in an amount necessary for said salary and related benefits, and all to be funded from the Fund Balance - Previous Years, be deleted from the agenda at this time, all as recommended by the Executive Committee.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

ABSENT AT VOTING: Troy Comeaux and Marty Trahan.

And the motion to delete was declared adopted this 7th day of March, 2012.

Mr. Troy Comeaux re-entered the meeting.

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

RESOLUTION NO. 2012-59

\_\_\_\_\_ A RESOLUTION AUTHORIZING THE AWARDING OF A PROFESSIONAL SERVICES AGREEMENT WITH LAROUSSINI PRODUCTIONS FOR THE VIDEOING OF IBERIA PARISH COUNCIL MEETINGS, AUTHORIZING THE COUNCIL CHAIRMAN TO EXECUTE SAID AGREEMENT, AND AMENDING THE 2012 GENERAL FUND BUDGET IN THE AMOUNT OF \$15,0000, ALL IN ACCORDANCE WITH PROPOSALS OPENED ON FEBRUARY 22, 2012, ALL TO BE FUNDED FROM THE FUND BALANCE - PREVIOUS YEARS AND FURTHER TO INCLUDE BROADCASTING OF SAID MEETINGS ON CABLE TV, SATELLITE TV, AND DIRECT TV, ETC.

WHEREAS, Resolution NO. 2012-17, adopted January 18, 2012, authorized the issuance of Requests for Proposals (RFPs) for videoing of the Iberia Parish Committee and Council meetings; and

WHEREAS, said RFPs were accepted for consideration until Wednesday, February 22, 2012 at 6:00 p.m.; and

WHEREAS, a RFP was submitted by Laroussini Productions at a cost of \$460 per meeting for the first two hours and \$90 per hour (in 15 minute increments) thereafter; and

WHEREAS, the broadcasting of said meetings will be made available to cable television providers in Iberia Parish and, if no additional cost is involved, to satellite television and Direct TV providers.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the awarding of a Professional Services Agreement for the videoing of Iberia Parish Committee and Council meetings to Laroussini Productions at a cost of \$490 per hour for the first two hours and \$90 per hour (in 15 minute increments) thereafter.

BE IT FURTHER RESOLVED, that these meetings will be submitted for broadcasting to the cable television providers in Iberia Parish and, if no additional cost is involved, to the satellite television and Director TV providers.

BE IT FURTHER RESOLVED, that the Council Chairman is hereby authorized to execute said agreement for services.

BE IT FURTHER RESOLVED, that the 2012 General Fund Budget is hereby amended to provide funding for said services, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Bal-Prev Yrs		\$15,000
542000 1110 0000 0000	Contract for Services		\$15,000

BE IT FURTHER RESOLVED, that this funding shall be funded from the Fund Balances - Previous Years Line Item.

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, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, and D. Wayne Romero.

NAYS: Maggie F. Daniels.

ABSENT: None.

ABSENT AT VOTING: Marty Trahan.

And the Resolution was declared adopted this 7th day of March, 2012.

Mr. Marty Trahan re-entered the meeting.

Chairman Bernard E. Broussard stated that he supports this Resolution; however, he will recuse himself from voting on this item as Parish President Errol Romero has filed a complaint against him through various agencies.

A motion was made by Mr. Roger Duncan, seconded by Mr. Jerome W. Fitch, that the following be adopted as amended:

RESOLUTION NO. 2012-71

A RESOLUTION DIRECTING THE IBERIA PARISH COUNCIL CHAIRMAN TO AUTHORIZE THE LA. ATTORNEY GENERAL, IN ACCORDANCE WITH SECTIONS 9-01. (LEGAL SERVICES) AND 9-02. (SPECIAL COUNSEL) OF THE HOME RULE CHARTER, TO PERFORM AN INVESTIGATION INTO THE (A) ALLEGATIONS FILED IN A COMPLAINT BY IBERIA PARISH PRESIDENT ERROL ROMERO, WHICH HAS BEEN SENT TO VARIOUS AGENCIES, TO DETERMINE IF PARISH GOVERNMENT VIOLATED ANY PARISH AND/OR STATE LAWS, POLICIES, AND/OR PROCEDURES TO COMPLY WITH THE PAYMENT OF HEALTH INSURANCE PREMIUMS FOR THE DISTRICT ATTORNEY AND THE ASSISTANT DISTRICT ATTORNEYS AS AUTHORIZED BY ORDINANCE NO. 2011-12-4325 AND (B) TO REVIEW CONCERNS ABOUT THE BOUNDARIES OF A TAX INCREMENT FINANCING DISTRICT, KNOWN AS ECONOMIC DISTRICT NO. 1 OF THE PARISH OF IBERIA, LOUISIANA, ALL IN ACCORDANCE WITH SECTION 2-08. (INVESTIGATIONS) OF THE HOME RULE CHARTER, AND FURTHER AUTHORIZING NOTIFICATION OF SUCH ACTIONS TO THE 16TH JUDICIAL DISTRICT ATTORNEY'S OFFICE.

WHEREAS, Section 9-01. of the Home Rule Charter states: "Section 9-01. Legal Services. The District Attorney of the judicial district serving Iberia Parish shall serve as the legal advisor to the Parish Council, Parish President and all Parish departments, offices and agencies. Should the District Attorney, on its own motion or in response to submitted inquiry, determine that a conflict of interest exists on any given matter with regards to his representation of Parish government, he shall immediately notify the Parish Council of the same. After receipt of such notification, the Parish Council, Parish President or any Parish department, office and/or agency thereby affected may retain the services of special counsel until the resolution of the matter in question is resolved."; and

WHEREAS, Section 9-02. of the Home Rule Charter states: "Section 9-02. Special Counsel. Notwithstanding the provisions of Section 9-01 above, nothing herein shall be taken to prevent the employing, by written contract, of special legal counsel for the Parish President, the Council or any department, office, board or commission of Parish Government, when so authorized and approved by the Council.; and

WHEREAS, Section 2-08. of the Home Rule Charter states: "Section 2-08. Investigation. The Parish council may make investigations into the affairs of the Parish government and the related conduct of any Parish official, officer, employee, department, office, or agency and for this purpose may subpoena witnesses, administer oaths, take testimony and require the production of evidence. Investigations shall be for a specified purpose and may be undertaken only by the affirmative vote of a majority of the members of the council at a regular meeting of the council. Any person who fails to refuses to obey any lawful order

of the council shall be guilty of a misdemeanor and shall be punished in such manner as the council shall fix by ordinance. No council member shall vote on any matter under investigation in which said council member has a conflict of interest."; and

WHEREAS, Iberia Parish President Errol "Romo" Romero submitted a complaint to (a) the Office of Disciplinary Council, (b) the Louisiana Board of Ethics, (c) the Chief Justice of the Louisiana Supreme Court, (d) the Office of the Inspector General of Louisiana, and (e) the Louisiana Attorney General agencies regarding allegations involving 16th Judicial District Attorney Phil Haney and operations of his office; and

WHEREAS, it is the intent of the Iberia Parish Council to request that an investigation into said allegations of Parish President Errol Romero's complaint be conducted by the an independent legal counsel to determine if Parish Government's actions were in violation of any Parish and/or State laws, policies, and/or procedures; and

WHEREAS, it is the intent of the Iberia Parish Council to request that concerns regarding the boundaries of a tax increment financing district, known as Economic Development District No. 1 of the Parish of Iberia, Louisiana, be reviewed to determine (a) why existing businesses were left out of said District, (b) if there are registered voters within said District, and (c) concerns regarding agricultural tracts; and

WHEREAS, it is the intent of the Iberia Parish Council that the 16th Judicial District Attorney's Office be notified of the intent to request the La. Attorney General to issue said opinion regarding the aforementioned matters.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby direct the Iberia Parish Council Chairman to authorize the La. Attorney General, in accordance with Sections 9-01. (Legal Services) and 9-02. (Special Counsel) of the Home Rule Charter, to perform an investigation into the (a) allegations filed in a complaint by Iberia Parish President Errol Romero, which has been sent to various agencies, to determine if Parish Government violated any Parish and/or State laws, policies, and/or procedures to comply with the payment of health insurance premiums for the District Attorney and the Assistant District Attorneys, as authorized by Ordinance No. 2011-12-4325 and (b) to review concerns about the boundaries of a tax increment financing district, known as Economic District No. 1 of the Parish of Iberia, Louisiana, all in accordance with Section 2-08. (Investigations) of the Home Rule Charter, and further authorizing notification of such actions to the 16th Judicial District Attorney's Office.

BE IT FURTHER RESOLVED, said investigation is to include the following:

- (a) Allegations regarding the payment of health insurance premiums by Iberia Parish Government for the District Attorney and Assistant District Attorneys, all as authorized by Ordinance No. 2011-12-4325; and
- (b) Allegations regarding public payroll fraud related to the payment of health insurance premiums by Iberia Parish Government for the District Attorney and Assistant District Attorneys; and
- (c) Investigation of actions of the Iberia Parish Administration

occurring after the Iberia Parish Council approved said payment of health insurance premiums to the District Attorney and the time that said payments were made to the District Attorney to determine if all Parish and/or State laws, policies, and/or procedures were followed by Iberia Parish Government; and

- (d) Request that concerns regarding the boundaries of a tax increment financing district, known as Economic Development District No. 1 of the Parish of Iberia, Louisiana, be reviewed to determine (a) why existing businesses were left out of said District, (b) if there are registered voters within said District, and (c) concerns regarding agricultural tracts.

BE IT FURTHER RESOLVED, that it is requested that said opinion be expedited by the La. Attorney General's Office.

BE IT FURTHER RESOLVED, that this Resolution authorizes the notification of such action to the 16th Judicial 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

RECUSED AT VOTING: Bernard E. Broussard

And the Resolution was declared adopted this 7th day of March, 2012.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Glenn Romero, that the following be adopted as amended:

RESOLUTION NO. 2012-72

A RESOLUTION REQUESTING AN OPINION FROM THE LA. ATTORNEY GENERAL RELATING TO LEGAL COUNSEL BY AND FOR PARISH PRESIDENT ERROL ROMERO FOR THE OFFICE OF THE PARISH PRESIDENT OF IBERIA PARISH GOVERNMENT AND TO REQUEST CLARIFICATION REGARDING WHETHER IT IS A CONFLICT OF INTEREST FOR THE DISTRICT ATTORNEY'S OFFICE TO REPRESENT THE PARISH PRESIDENT, AND FURTHER REQUEST THAT THIS OPINION BE EXPEDITED BY THE ATTORNEY GENERAL.

WHEREAS, Section 9-01. of the Home Rule Charter states: "Section 9-01. Legal Services. The District Attorney of the judicial district serving Iberia Parish shall serve as the legal advisor to the Parish Council, Parish President and all Parish departments, offices and agencies. Should the District Attorney, on its own motion or in response to submitted inquiry, determine that a conflict of interest exists on any given matter with regards to his representation of Parish government, he shall immediately notify the Parish Council of the same. After receipt of such notification, the Parish Council, Parish President or any Parish department, office and/or agency thereby affected may retain the services of special counsel until the resolution of the matter in question is resolved."; and

WHEREAS, Section 9-02. of the Home Rule Charter states: "Section 9-02. Special Counsel. Notwithstanding the provisions of Section 9-01 above, nothing herein shall be taken to prevent the employing, by written contract, of special legal counsel for the Parish President, the Council or any department, office, board or commission of Parish Government, when so authorized and approved by the Council.; and

WHEREAS, the Chairman of the Iberia Parish Council and the Parish President received a letter on Monday, February 27, 2012 from 16th Judicial District Attorney J. Phil Haney notifying that a conflict of interest exists regarding its obligation to provide legal advice to the Parish President and the parish departments under his direct control; and

WHEREAS, said letter also advised that the District Attorney stands willing to continue to represent the Parish Council and the various Boards and Commission, but would seek to obtain a ruling on the potential questions under the Rules of Professional Conduct regarding said representation; and

WHEREAS, the Iberia Parish Council Chairman called a Special Meeting to be held on Wednesday, February 29, 2012 to consider a Resolution supporting the District Attorney's submission to obtain said ruling, along with four other Resolutions; and

WHEREAS, the Iberia Parish Council held a Special Meeting on February 29, 2012 and no legal counsel by the District Attorney was present on behalf of the Iberia Parish Council or the Iberia Parish President; and

WHEREAS, the Parish President had not requested the adoption of a Resolution, nor did the Iberia Parish Council approve a

written contract, for the employment of legal counsel for the Parish President; and

WHEREAS, the Parish President Errol Romero attended said meeting, along with Mr. Michael Moity, Attorney, who stated that he was representing Parish President Errol Romero as his personal attorney; and

WHEREAS, on several occasions during this Special Meeting of the Iberia Parish Council, Mr. Michael Moity answered questions posed to Parish President Errol Romero; and

WHEREAS, the Chairman of the Iberia Parish Council was copied on a letter sent to Parish President Errol Romero dated March 2, 2012 by 16th Judicial District Attorney J. Phil Haney notifying that the District Attorney shall continue to serve as legal advisor for the Parish President as well as the Parish Council, all departments, offices, boards and commissions; and

WHEREAS, it is the intent of the Iberia Parish Council to determine if Parish President Errol Romero can retain legal counsel without the knowledge and/or submission of a written contract which has been approved by the Iberia Parish Council; and

WHEREAS, it is the intent of the Iberia Parish Council to request that this opinion be expedited by the Attorney General.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request an opinion from the La. Attorney General relating to legal counsel by and for Parish President Errol Romero for the Office of the Parish President of Iberia Parish Government.

BE IT FURTHER RESOLVED, that said opinion is requested to determine if Parish President Errol Romero violated the Iberia Parish Home Rule Charter, Parish policies, and/or State laws by having Mr. Michael Moity, Attorney, present and acting on his behalf at the Special Meeting of the Iberia Parish Council held on February 29, 2012 without a submitted inquiry under Section 9-01 of the Home Rule Charter or Parish Council approval under Section 9-02 of the Home Rule Charter.

BE IT FURTHER RESOLVED, that said opinion is requested to determine if the Home Rule Charter binds the Parish President to accept the District Attorney of the Judicial District serving Iberia Parish as its legal counsel.

BE IT FURTHER RESOLVED, that said opinion is requested to determine if the Home Rule Charter allows the Parish President to secure legal counsel without the knowledge and/or submission of a written contract which has been approved by the Iberia Parish Council.

BE IT FURTHER RESOLVED, that it is requested that this opinion be expedited by the Attorney General.

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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

A motion was made by Mr. Jerome W. Fitch, seconded by Mr. Ricky J. Gonsoulin, that Summary No. 73, which is a Resolution requesting the La. Attorney General to provide temporary Legal Counsel for the Parish Council, Parish President and all Parish departments, offices and agencies, all in accordance with Sections 9-01. (Legal Services) and 9-02. (Special Services) of the Home Rule Charter, in the interim period until special legal counsel is obtained, be deleted as the District Attorney has advised that he will represent Iberia Parish Government by letter dated March 2, 2012.

This motion to delete 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to delete was declared adopted this 7th day of March, 2012.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Marty Trahan, that Summary No. 74, which is a Resolution directing the Iberia Parish Council Chairman to respond to two letters dated February 29, 2012 from Parish President Errol Romero regarding items on the agenda of the February 29th Special Council meeting and regarding the President's letter dated February 29, 2012, which was sent to various agencies and which alleges illegal and unethical acts by District Attorney Phil Haney and Council Chairman Bernard E. Broussard, be deleted from the agenda as the motion was withdrawn in the Executive Committee and the second died.

This motion to delete 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to delete was declared adopted this 7th day of March, 2012.

A motion was made by Mr. Roger Duncan, seconded by Mr. D. Wayne Romero, that Summary No. 75, as amended Resolution authorizing the employment of a legal advisor and/or special legal counsel for the Parish President and any Parish Department in accordance with Sections 9-01. (Legal Services) and 9-02. (Special Counsel) of the Iberia Parish Home Rule Charter, and further amending the 2012 General Fund Budget in an amount up to \$10,000, and at a rate per hour to be established, and all to be funded from the Fund Balance - Previous Years, be tabled to the next meeting of March 14, 2012.

This motion to table 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to table was declared adopted this 7th day of March, 2012.

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

RESOLUTION NO. 2012-76

A RESOLUTION DECLARING AN IBM TYPEWRITER FROM THE FINANCE DEPARTMENT AS SURPLUS PROPERTY AND FURTHER AUTHORIZING THE DISPOSAL OF SAID PROPERTY.

WHEREAS, the Administration has expressed a desire to declare an IBM Typewriter from the Finance Department as surplus property in order that said equipment may be disposed of accordingly.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby declare an IBM Typewriter (PJ2022; Serial No. 86461) as surplus property.

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized to dispose of and execute any documents for said disposal of this surplus property in accordance with State and Parish laws.

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.

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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

A motion was made by Ms. Aquicline Rener-Arnold, seconded by Mr. Jerome W. Fitch, that the following be adopted:

RESOLUTION NO. 2012-77

A RESOLUTION AMENDING THE 2012 ROYALTY FUND AND THE 2012 AIRPORT AUTHORITY FUND BUDGETS TO COMPLETE FUNDING IN THE APPROXIMATE AMOUNT OF \$29,000 FOR THE CONSTRUCTION OF AN ADDITIONAL HANGAR AT THE LEMAIRE MEMORIAL AIRPORT, WITH THE REMAINING PORTION OF FUNDING OF \$45,000, TO BE FUNDED FROM THE LEMAIRE MEMORIAL AIRPORT T-HANGAR BLOCK 2 PROJECT, ALL TO BE FUNDED FROM THE ROAD IMPROVEMENTS RESERVE LINE ITEM.

WHEREAS, Resolution No. 2010-20, adopted January 27, 2010, authorized the appropriation of \$75,000 for DOT-Aviation grant matching funds for the construction of Hangar Block No. 2 at the Lemaire Memorial Airport, in conjunction with a grant of \$450,000 DOT-Aviation; and

WHEREAS, it is being requested that additional funding in the amount of \$29,000 for the construction of an additional hangar at said Lemaire Memorial Airport be authorized to complete the remaining portion of funding of \$45,000 for the construction of this hangar from the Lemaire Memorial Airport T-Hangar Block 2 Project; and

WHEREAS, it is being requested that the 2012 Royalty Fund Budget, Road Improvements Reserve Line Item, and the 2012 Airport Authority Fund Budget be amended to facilitate the construction of said hangar.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Royalty Fund and 2012 Airport Authority Fund Budgets to complete funding in the approximate amount of \$29,000 for the construction of an additional hangar at the Lemaire Memorial Airport, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
Royalty Fund:			
960467 6520 0000 4027	Airport Authority	\$75,000	\$29,000
575000 3310 0000 0000	Road Reserve	\$168,856	(\$29,000)
Airport Authority Fund:			
910340 6520 0000 4027	Royalty Fund	\$75,000	\$29,000
575000 6520 0000 4027	Contract Payments	\$404,500	\$29,000

BE IT FURTHER RESOLVED, that this funding shall be funded from the Road Improvements Reserve Line Item and from the Lemaire Memorial Airport T-Hangar Block 2 Project.

BE IT FURTHER RESOLVED, that this funding shall be returned to the 2012 Royalty Fund Budget, Road Improvements Reserve Line Item by using all other rental revenues derived from this facility to reimburse Iberia Parish Government until said funds have been repaid in full.

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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

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

RESOLUTION NO. 2012-78

A RESOLUTION AMENDING THE 2012 FIRE PROTECTION DISTRICT NO. 1 FUND BUDGET IN THE AMOUNT OF \$250,725 TO PROVIDE FOR THE CARRYOVER OF FUNDING FOR THE PURCHASE OF A FIRE TRUCK BUDGETED IN 2011 AND DELIVERED IN 2012, ALL TO BE FUNDED FROM FUND BALANCE - PREVIOUS YEARS.

WHEREAS, it is necessary to amend the 2012 Fire Protection District No. 1 Fund Budget to adjust for the carryover of funding for the purchase of a fire truck budgeted in 2011 and delivered in 2012.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Fire Protection District No. 1 Fund Budget in the amount \$250,725 to provide for the carryover of funding for the purchase of a fire truck budgeted in 2011 and delivered in 2012, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
574100 2280 0021 0000	Equipment & Furniture	-0-	\$250,725
599000 2210 0000 0000	Fund Bal-Prev Yrs	\$396,784	(\$250,725)

BE IT FURTHER RESOLVED, that said appropriation shall be funded from the 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

A motion was made by Ms. Aquicline Rener-Arnold, seconded by Mr. Jerome W. Fitch, that the following be adopted:

RESOLUTION NO. 2012-79

A RESOLUTION AMENDING THE 2012 RECREATION AND PLAYGROUND DISTRICT FUND BUDGET IN THE AMOUNT OF \$195,975 TO PROVIDE FOR THE CARRYOVERS OF FUNDING FOR VARIOUS PROJECTS (KING JOSEPH BUILDING ROOF REPAIRS; CYPRESS PLAZA RETAINAGE FEE) AND AN APPROPRIATION FOR A NEW TRUCK.

WHEREAS, it is necessary to amend the 2012 Recreation and Playground District Fund Budget to provide for the carryovers of funding for various projects, including King Joseph Building roof repairs and the Cypress Plaza retainage fee; and

WHEREAS, it is necessary to amend said fund to provide for the appropriation of a new truck.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Recreation and Playground District Fund Budget in the amount of \$195,975 to provide for the carryovers of funding for various projects (King Joseph Building roof repairs; Cypress Plaza retainage fee) and an appropriation for a new truck, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
930500 0000 0000 0000	Capital Leases	\$25,000	\$30,000
499000 0000 0000 0000	Fund Bal-Prev Yrs	\$146,825	\$165,975
574100 5220 0002 0000	Equipment Purchases	\$25,000	\$30,000
581000 5220 0002 0000	Capital Lease Payments	\$13,845	\$7,500
582000 5220 0002 0000	Interest Payments	\$2,288	\$2,175
543100 5220 0042 0000	Rep & Mtce-Bldgs	\$10,000	\$56,000
575000 5220 0041 0000	Contract Payments	-0-	\$95,020
575000 5220 0021 0000	Contract Payments	\$213,440	\$2,971
600010 5220 0011 0000	Lydia Youth	\$1,000	\$91
600012 5220 0013 0000	Rynella Youth	\$1,000	\$40
600015 5220 0015 0000	Delcambre Youth	\$1,000	\$1,000
600009 5220 0017 0000	Loreauville Youth	\$1,000	\$152
600013 5220 0044 0000	Evangeline Lit League	\$1,000	\$4
600014 5220 0047 0000	NI Athletic Assoc	\$1,000	\$22
600039 0039 0000 0000	Iberia Soccer Assoc	\$1,000	\$1,000

BE IT FURTHER RESOLVED, that said appropriation shall be funded from the 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

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

RESOLUTION NO. 2012-80

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF LOUISIANA COASTAL PROTECTION AND RESTORATION AUTHORITY FOR THE IBERIA PARISH COASTAL IMPACT ASSISTANCE PROGRAM (CIAP) INFRASTRUCTURE PROJECTS.

WHEREAS, Iberia Parish Government encourages development and improvements throughout the Parish; and

WHEREAS, the Coastal Protection and Restoration Authority (CPRA) is proposing three projects, (1) TV-28 Port of Iberia Bridge Replacement - Port Road over Commercial Canal, (2) TV-30 Port of Iberia Bridge Replacement - David Duboin over Commercial Canal, and (3) TV-31 Acadiana Regional Airport Street Improvements - Admiral Doyle to be completed with State CIAP funds; and

WHEREAS, it is necessary to authorize the Parish President to execute an Intergovernmental Agreement with the State of Louisiana CPRA for the above Iberia Parish Coastal Impact Assistance Program (CIAP) Infrastructure Projects.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the Parish President to execute an Intergovernmental Agreement with the State of Louisiana Coastal Protection and Restoration Authority for the Iberia Parish Coastal Impact Assistance Program (CIAP) Infrastructure Projects.

BE IT FURTHER RESOLVED, that said projects authorized under this contract shall include (1) TV-28 Port of Iberia Bridge Replacement - Port Road over Commercial Canal, (2) TV-30 Port of Iberia Bridge Replacement - David Duboin over Commercial Canal, and (3) TV-31 Acadiana Regional Airport Street Improvements - Admiral Doyle.

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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

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

RESOLUTION NO. 2012-81

A RESOLUTION GRANTING SUBSTANTIAL COMPLETION TO THE IBERIA PARISH CRIMINAL JUSTICE FACILITY HVAC SYSTEM UPGRADE, ALL AS COMPLETED BY BERNHARD MECHANICAL CONTRACTORS, INC. AND AS RECOMMENDED BY PROJECT ENGINEERS BERARD, HABETZ AND ASSOCIATES.

WHEREAS, the Iberia Parish Government has contracted with Bernhard Mechanical Contractors, Inc. for the Iberia Parish Criminal Justice Facility HVAC System Upgrade; and

WHEREAS, it is the recommendation of the Project Engineers, Berard, Habetz and Associates, Inc., that Substantial Completion be granted to said project.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby grant Substantial Completion to the Iberia Parish Criminal Justice Facility HVAC System Upgrade, all as completed by Bernhard Mechanical Contractors.

BE IT FURTHER RESOLVED, that this Resolution is adopted on the recommendation of Berard, Habetz & Associates, Project Engineers.

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized to execute all documents necessary for the completion of this Project.

BE IT FURTHER RESOLVED, that this Resolution shall be recorded in the official records of the Iberia Parish Clerk of Court and further that the Parish President is hereby authorized to make final payment for said project upon receipt of a Clear Lien Certificate.

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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

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

RESOLUTION NO. 2012-82

A RESOLUTION GRANTING APPROVAL TO THE CHAIRMAN OF THE ACADIANA FAIRGROUNDS COMMISSION TO NEGOTIATE AND EXECUTE AN ENGINEERING CONTRACT WITH FREYOU, MOORE AND ASSOCIATES FOR THE ACADIANA FAIRGROUNDS RV RESORT PROJECT, ALL AS REQUESTED BY RESOLUTION OF THE ACADIANA FAIRGROUNDS COMMISSION.

WHEREAS, Resolution No. 2012-1020, adopted on February 28, 2012 by the Acadiana Fairgrounds Commission authorized the Acadiana Fairgrounds Commission Chairman Karl Vincent to negotiate and sign an engineering contract with Freyou, Moore and Associates, and;

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby grant approval to the Chairman of the Acadiana Fairgrounds to negotiate and execute an engineering contract with Freyou, Moore and Associates for the Acadiana Fairgrounds RV Resort Project.

BE IT FURTHER RESOLVED, that this Resolution was requested by Resolution of the Acadiana Fairgrounds 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, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

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

RESOLUTION NO. 2012-83

A RESOLUTION AMENDING THE 2012 ROYALTY FUND BUDGET IN THE AMOUNT OF \$30,000 TO PROVIDE ADDITIONAL START-UP FUNDING TO THE ACADIANA FAIRGROUNDS COMMISSION FOR THE CLEARING OF THE SITE FOR A PROPOSED RV PARK/RECREATION/WATER PARK FACILITY, WITH SAID FUNDING TO BE REPAID BACK FROM BOND PROCEEDS, ALL AS REQUESTED BY RESOLUTION OF THE ACADIANA FAIRGROUNDS COMMISSION, AND ALL FUNDED FROM THE ROAD IMPROVEMENTS RESERVE LINE ITEM.

WHEREAS, Resolution No. 2012-1021, adopted on February 28, 2012 by the Acadiana Fairgrounds Commission authorized the Acadiana Fairgrounds Commission to request a loan in the amount of \$30,000 to cover the cost of cleaning of property to begin the Acadiana Fairgrounds RV Park layout; and

WHEREAS, it is necessary to amend the 2012 Royalty Fund Budget to provide said start-up funding to the Acadiana Fairgrounds Commission for the clearing of the site for a proposed RV Park/Recreation/Water Park Facility; and

WHEREAS, it is the intent of the Acadiana Fairgrounds Commission that said funds shall be paid back to Iberia Parish Government from bond proceeds for said project.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Royalty Fund Budget in the amount of \$30,000 to provide additional start-up funding to the Acadiana Fairgrounds Commission for the clearing of the site for a proposed RV Park/Recreation/Water Park Facility, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
575000 3310 0000 000	Road Imprsr Reserve	\$139,856	\$30,000
575000 5240 0045 9022	Contract Payments	-0-	\$30,000

BE IT FURTHER RESOLVED, that said funding shall be funded from the Road Improvements Reserve Line Item.

BE IT FURTHER RESOLVED, that said funding shall be repaid back to Iberia Parish Government from bond proceeds for said project.

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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March,  
2012.

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

RESOLUTION NO. 2012-84

A RESOLUTION AUTHORIZING THE INITIAL NEGOTIATIONS BY THE PARISH PRESIDENT FOR THE NEGOTIATION OF THE CONTINUANCE OF A LEASE AGREEMENT FOR THE PUBLIC LOADING RAMP AND PARKING AREA THAT IS KNOWN AS THE BAYOU PATOUT BOAT LANDING, ALL LOCATED IN DISTRICT 10 IN ORDER TO CONTINUE THE PRESENT LEASE.

WHEREAS, Robert F. Gonsoulin, et. al. granted a right-of-way to the Police Jury of the Parish of Iberia in 1972 for the purpose of the construction and maintenance of a public loading ramp and parking area that is known as the Bayou Patout Boat Landing; and

WHEREAS, said right-of-way includes a clause that said lease shall terminate at the expiration of forty years; and

WHEREAS, it is the intention of the Iberia Parish Council that said lease be renewed in order to continue the present lease.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the initial negotiations by the Parish President for the negotiation of the continuance of a lease agreement for the public loading ramp and parking area that is known as the Bayou Patout Boat Landing, all located in District 10, in order to continue the present lease.

BE IT FURTHER RESOLVED, that the Parish President shall present a lease agreement for review and approval by the Iberia Parish Council prior to the execution of same.

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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

Chairman Bernard E. Broussard requested that the Council discuss and consider a motion to expand the agenda to consider Summary No. 85, which is a Resolution amending the 2012 Public Maintenance Fund Budget in the amount of \$6,000 to provide funding for the interface of the old Fire Alarm System with the new system, all to be funded from the Fund Balance - Previous Years Line Item, and further to request the District Attorney's Office to contact Merritt Sprinkler regarding the release of any and all documents related to the sprinkler system installed at that Iberia Parish Criminal Justice Facility.

A motion was made by Mr. Roger Duncan, seconded by Mr. Lloyd Brown, that the Iberia Parish Council does hereby recess its Regular Session and convene as a Public Hearing to obtain public comments regarding Summary No. 85 as noted above.

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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 7th day of March, 2012.

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

A motion was made by Mr. Roger Duncan, seconded by Mr. Lloyd Brown, that the Iberia Parish Council does hereby recess its Public Hearing and return to 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 7th day of March, 2012.

A motion was made by Mr. Roger Duncan, seconded by Mr. Lloyd Brown, that the Iberia Parish Council does hereby expand its agenda to discuss and consider a motion to expand the agenda to consider Summary No. 85, which is a Resolution amending the 2012 Public Maintenance Fund Budget in the amount of \$6,000 to provide funding for the interface of the old Fire Alarm System with the new system, all to be funded from the Fund Balance - Previous Years Line Item,

and further to request the District Attorney's Office to contact Merritt Sprinkler regarding the release of any and all documents related to the sprinkler system installed at that Iberia Parish Criminal Justice Facility.

This motion to expand the agenda 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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to expand the agenda was declared adopted this 7th day of March, 2012.

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

RESOLUTION NO. 2012-85

A RESOLUTION AMENDING THE 2012 PUBLIC MAINTENANCE FUND BUDGET IN THE AMOUNT OF \$6,000 TO PROVIDE FUNDING FOR THE INTERFACE OF THE OLD FIRE ALARM SYSTEM WITH THE NEW SYSTEM, ALL TO BE FUNDED FROM THE FUND BALANCE - PREVIOUS YEARS LINE ITEM, AND FURTHER TO REQUEST THE DISTRICT ATTORNEY'S OFFICE TO CONTACT MERRITT SPRINKLER REGARDING THE RELEASE OF ANY AND ALL DOCUMENTS RELATED TO THE SPRINKLER SYSTEM INSTALLED AT THAT IBERIA PARISH CRIMINAL JUSTICE FACILITY (JAIL).

WHEREAS, the Iberia Parish Criminal Justice Facility was constructed in 1990 and is maintained by Iberia Parish Government; and

WHEREAS, the Fire Alarm System has been updated and it is necessary to interface this system with the old (existing) system to ensure the continued operation and protection offered by said system; and

WHEREAS, it is necessary to amend the 2012 Public Maintenance Fund Budget in the amount of \$6,000 to provide said funding for said interface; and

WHEREAS, documents pertaining to the existing sprinkler system were prepared by Merritt Sprinkler when this facility was build in 1990 and the use of the Sprinkler System documents would expedite the interface process; and

WHEREAS, Merritt Sprinkler has been requested to release said documents to the Parish and same has not been released; and

WHEREAS, it is being requested that the District Attorney's Office contact Merritt Sprinkler regarding the release of any and all documents related to the Sprinkler System installed at the jail.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Public Buildings Maintenance Fund Budget in the amount of \$6,000 to provide funding for the interface of the old Fire Alarm System with the new system, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
599000 1919 0003 0000	Fund Bal-Prev Yrs	\$173,109	- \$6,000
575000 2105 0000 0000	Contract Payments	\$199,362	+ \$6,000

BE IT FURTHER RESOLVED, that said funding shall be funded from the Fund Balance - Previous Years Line Item.

BE IT FURTHER RESOLVED, that the District Attorney's Office is hereby authorized to contact Merritt Sprinkler to secure the release of any and all documents related to the Sprinkler System installed at the Iberia Parish Criminal Justice Facility (Jail).

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, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of March, 2012.

COUNCIL MEMBERS/PRESIDENT ANNOUNCEMENTS

1. Parish President Errol Romero stated that Sheriff Louis Ackal was recently hospitalized, but was doing better.
2. Chairman Bernard E. Broussard requested a Resolution of condolences be placed on the next agenda for Mr. William K. Rich.
3. Chairman Bernard E. Broussard requested that Administration announce the intended closing times of roads to be closed around the Port of Iberia related to the bridge replacements.
4. Ms. Maggie F. Daniels questioned when the Parish would receive funds from the severance taxes. Chairman Bernard E. Broussard stated that it would not be this year. Chairman Broussard stated that better projections are expected to happen now that the moratorium has been removed in the Gulf.
5. Mr. Roger Duncan requested that Administration consider the bridge replacements near the Port/Commerical Canal last when scheduling these replacement projects.

ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4374 (Introduced by Parish President Romo Romero)  
An Ordinance approving the reclassification request for the property of Norman and Mona Hebert located at 4009 Darnall Road, Lot #1 from Mixed Residential (R-2) to Commercial General Business (C-2), located in District 10.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Lloyd Brown, 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