

MARCH 28, 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 28, 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 Gonsoulin, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

ABSENT: None.

OTHERS IN ATTENDANCE: Errol "Romo" Romero, Parish President  
Dean Wattigny, Legal Counsel  
Joel Dugas, Chief Administrative Officer  
Charlie Rader, Permits, Planning, and  
Zoning Director  
Herman Broussard, Public Works 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. Bernard E. Broussard, its Chairman, who announced that the Council was now ready to conduct its business.

16888

**PERSONS TO ADDRESS THE COUNCIL:**

1. Mr. John Tucker and Ms. Stephanie Kirk, CEO and CFO, respectively, of the Iberia Medical Center addressed the Council to present the Audit for the fiscal year ended September 30, 2011.
2. Mr. Thomas Smalley addressed the Council regarding the recent cleaning of the Jefferson Canal near Leleux Road and the placing of spoil for this project. Mr. Smalley questioned whether the placement of spoil by a Parish employee who lives in this area was proper. The Chairman requested that the Public Works Director review this situation and advise Council at its last regular meeting in April.
3. Ms. Roxanne Gates addressed the Council regarding the Animal Rescue Program by the Iberia Parish Animal Control Shelter. Ms. Gates stated various items with regards to the operation of the Parish's Shelter that she and several other animal rescue supporters feel needs to be addressed. These items included being in compliance with State laws regarding sterilization of animals, adoptions and euthanizing. The Council Chairman explained that the Parish's program was established for purposes of rabies protection but requested that the Administration review these allegations to ensure all laws are being complied with.
4. Ms. Cherie LeCompt, representing Save the Lake Organization, addressed the Council regarding support of Senate Bill No. 532, which provides for certain requirements for use of ground water from the Chicot Aquifer and how this bill affects Lake Peigneur.
5. Mr. Bill Pondrom, with Manco, then addressed the Council regarding the roadside and drainage channel spraying programs. He explained that due to the delay in the Administration's receipt and award of proposals for these programs, the grass is longer than usual at the start of the program. He suggested that either the Parish add additional sprays or the Parish provide for roadside grass cutting about two weeks following the first spray. CAO Joel Dugas explained that for the Parish to conduct one round of roadside cutting the cost is approximately \$17,000.

Mr. Pat Viator addressed the Council during this discussion to state that there is currently no spraying or cutting of grass at Norris Canal on Leon Landry Road.

Councilman Ricky Gonsoulin stated that there is a need for spraying of all roads and he recommended adoption of the proposed expansion for Resolution Summary No. 124 regarding this subject.

RECESS FOR COMMITTEE MEETINGS/RECONVENE COUNCIL MEETING

A motion was made by Mr. Curtis Boudoin, seconded by Mr. Roger Duncan that the Iberia Parish Council does hereby recess its Regular Session and convene into Committee meetings.

This motion 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 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 go into Committee Meetings was adopted this 28th day of March, 2012.

A motion was made by Mr. Troy Comeaux, seconded by Mr. D. Wayne Romero, that the Iberia Parish Council does hereby adjourn its Committee Meetings and reconvene in Regular Session.

This motion to reconvene 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 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 adopted this 28th day of March, 2012.

# 16890

A motion was made by Mr. Troy Comeaux, 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 Ordinances and Resolutions being considered for final adoption.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, 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 was declared adopted this 28th day of March, 2012.

Mr. Mike Oubre, Building Superintendent, explained the need for a budget adjustment in the amount of \$12,800 to provide funding for parts and contingency for operations at the Iberia Parish Jail, which amount is to be subtracted from the Sheriff's Contract.

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

A motion was made by Mr. Lloyd Brown, seconded by Mr. Ricky Gonsoulin, that the Iberia Parish Council does hereby adjourn its Public Hearing and reconvene into Regular Session.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, 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 was declared adopted this 28th day of March, 2012.

A motion was made by Mr. Marty Trahan, seconded by Mr. Roger Duncan, that the Iberia Parish Council does hereby adopt Ordinance Summary No. 4374, which is an Ordinance approving the reclassification 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 Mr. Roger Duncan, seconded by Mr. Marty Trahan, that Ordinance Summary No. 4374 be deferred to the next Council meeting to be held on Wednesday, April 4, 2012.

This motion to defer 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, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

RECUSED AT VOTING: Jerome W. Fitch.

And the motion to defer was declared adopted this 28th day of March, 2012.

**16892**

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

RESOLUTION NO. 2012-87

A RESOLUTION ACCEPTING THE FINANCIAL AUDIT FOR THE IBERIA PARISH HOSPITAL SERVICE DISTRICT NO. 1 FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2011 AND FURTHER AUTHORIZING THE SUBMISSION OF SAID AUDIT REPORT TO THE LOUISIANA LEGISLATIVE AUDITOR IN ACCORDANCE WITH LAW.

WHEREAS, the Iberia Parish Hospital Service District No. 1 Board has submitted its annual financial audit for the fiscal year ended September 20, 2011.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby accept the Financial Audit for the Iberia Parish Hospital Service District No. 1 for the fiscal year ended September 30, 2011.

BE IT FURTHER RESOLVED, that said District is hereby authorized to submit said audit report to the Louisiana Legislative Auditor in accordance with law.

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 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 28th day of March, 2012.

A motion was made by Mr. David Ditch, seconded by Mr. Roger Duncan, that Resolution Summary No. 99, which is a Resolution authorizing additional services by Special Legal Counsel, Mr. Robert David, concerning written direction by the Administration to its employees regarding the District Attorney's Office and further amending the 2012 General Fund Budget in the additional amount of \$2,500 to provide funding for this item, all to be funded from the Fund Balance - Previous Years, be deleted from the agenda.

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 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 28th day of March, 2012.

# 16894

A motion was made by Mr. Troy Comeaux, seconded by Mr. Curtis Boudoin, that Resolution Summary No. 100, which a Resolution providing discussion regarding the possibility of retaining Legal Counsel on behalf of Iberia Parish Government Employees, be deleted from the agenda.

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 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 28th day of March, 2012.

A motion was made by Ms. Maggie F. Daniels, seconded by Ms. Aquicline Rener-Arnold, that Resolution Summary No. 101, which is a Resolution approving the Multi-chem Claim Receipt and Release Agreement and Settlement and further authorizing the Parish President to sign said document, be deferred to the Iberia Parish Council meeting of May 2, 2012.

This motion to defer 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 defer was declared adopted this 28th day of March, 2012.

**16896**

A motion was made by Mr. Roger Duncan, seconded by Mr. Ricky Gonsoulin, that the following be adopted as amended:

RESOLUTION NO. 2012-102

A RESOLUTION GRANTING SUBSTANTIAL COMPLETION TO THE SECURITY ELECTRONICS RETROFIT PROJECT AT THE IBERIA PARISH JAIL, ALL AS COMPLETED BY STANLEY CONVERGENT SECURITY SOLUTIONS, INC. AND RECOMMENDED BY BERARD, HABETZ & ASSOCIATES, INC.

WHEREAS, the Iberia Parish Government has contracted with Stanley Convergent Security Solutions, Inc. for the Security Electronics Retrofit Project at the Iberia Parish Jail; 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 Security Electronics Retrofit Project at the Iberia Parish Jail, all as completed by Stanley Convergent Security Solutions, Inc.

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 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 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 28th day of March, 2012.

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

RESOLUTION NO. 2012-103

A RESOLUTION GRANTING SUBSTANTIAL COMPLETION TO THE 2011 IBERIA PARISH GOVERNMENT PARKING LOTS, ROADWAY AND DRAINAGE IMPROVEMENTS, PHASE B - LYDIA VETERAN'S MEMORIAL PARK AND LOREAUVILLE PARK PROJECT, ALL AS COMPLETED BY SOUTHERN CONSTRUCTORS, LLC AND AS RECOMMENDED BY BERARD, HABETZ & ASSOCIATES, INC.

WHEREAS, the Iberia Parish Government has contracted with Southern Constructors, LLC for the 2011 Iberia Parish Government Parking Lots, Roadway and Drainage Improvements, Phase B - Lydia Veteran's Memorial Park and Loreauville Park Project; 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 2011 Iberia Parish Government Parking Lots, Roadway and Drainage Improvements, Phase B - Lydia Veteran's Memorial Park and Loreauville Park Project, all as completed by Southern Constructors, LLC.

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

NAYS: None.

ABSENT: None.

**16898**

And the Resolution was declared adopted this 28th day of March, 2012.

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

RESOLUTION NO. 2012-104

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT BETWEEN THE STATE OF LOUISIANA AND IBERIA PARISH GOVERNMENT FOR THE FIVE LANE ROAD EXTENSION FROM LA. 675 (JEFFERSON ISLAND ROAD) TO LA. 3212 (NORTHWEST BY-PASS) DESIGNATED AS PROJECT NO. 50-J23-11-02.

WHEREAS, Iberia Parish Government has been granted a cash line and/or a non-cash line of credit from the Office of Facility Planning and Control (FP&C) of the State of Louisiana;

WHEREAS, said cash line and/or non-cash line of credit for the construction of a five lane road extension from La. 675 (Jefferson Island Road) to La. 3212 (Northwest By-Pass) and a Cooperative Endeavor Agreement must be executed to facilitate said construction.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution of a Cooperative Endeavor Agreement with the Louisiana Office of Facility Planning for the Five Lane Road Extension from La. 675 (Jefferson Island Road) to La. 3212 (Northwest By-Pass), designated as Project No. 50-J23-11-02.

BE IT FURTHER RESOLVED, that the Director of Finance is hereby authorized to act on behalf of the Parish of Iberia, Louisiana, in all financial matters pertaining to this Project, including certifying requests for disbursement of State funds.

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized to execute all necessary documents in connection with this 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 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 28th day of March, 2012.

# 16900

A motion was made by Mr. Roger Duncan, seconded by Ms. Maggie F. Daniels, that Resolution Summary No. 105, which is a Resolution considering action regarding correspondence from District Attorney Phil Haney regarding a memo dated February 29, 2012 from Parish President Errol Romero prohibiting Parish Employees from exercising their personal rights to discuss legitimate issues regarding traffic citations, be deleted from the agenda.

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 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 28th day of March, 2012.

A motion was made by Mr. David Ditch, seconded by Mr. Ricky Gonsoulin, that Resolution Summary No. 106, which is a Resolution requesting information regarding the Acadiana Fairgrounds Commission's financial plan for the RV Resort, be deleted from the agenda.

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 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 28th day of March, 2012.

# 16902

A motion was made by Mr. Lloyd Brown, seconded by Mr. David Ditch, that Resolution Summary No. 107, which is a Resolution expressing the Council's strong opposition to Senate Bill No. 142, as introduced by Senator Fred Mills, which increases the Iberia Parish Sheriff's Commission for tax collections from 14% to 17%, be deleted from the agenda.

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 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 28th day of March, 2012.

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

RESOLUTION NO. 2012-108

A RESOLUTION AMENDING THE 2012 JAIL FUND BUDGET IN THE TOTAL AMOUNT OF \$12,800 TO PROVIDE FUNDING FOR ROUTINE MAINTENANCE REPAIRS AT THE JAIL AND FOR FUTURE REPAIRS, ALL TO BE FUNDED FROM THE SHERIFF CONTRACT LINE ITEM.

WHEREAS, an Intergovernmental Agreement between the Iberia Parish Government and the Iberia Parish Law Enforcement District was authorized which provided for the payment of certain expenses for jail operations by said District; and

WHEREAS, routine maintenance repairs at the Jail Facility are included as an obligation of said District in accordance with the terms and conditions of said contract; and

WHEREAS, it became necessary for Iberia Parish Government Maintenance Personnel to facilitate routine maintenance repairs at the Jail Facility, resulting in costs amounting to \$7,803; and

WHEREAS, it is necessary to amend the budget to provide funding for these repairs in the amount of \$7,803 and to provide a contingency for future repairs in the amount of \$4,197.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Jail Fund Budget in the amount of \$12,803 to provide funding for routine maintenance repairs made at the Iberia Parish Jail, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
543200 2310 0000 0000	Repairs & Mtce	\$10,000	\$12,800
600002 2320 0000 0000	Sheriff Contract	\$1,231,600	\$12,800

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2012 Sheriff Contract Line Item.

BE IT FURTHER RESOLVED, that said funding shall be deducted from the last monthly payment under the terms of the contract between Iberia Parish Government and the Iberia Parish Law Enforcement 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.

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.

# 16904

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 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 28th day of March, 2012.

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

RESOLUTION NO. 2012-109

A RESOLUTION AUTHORIZING THE PAYMENT OF TRAVEL EXPENSES FOR COUNCIL MEMBERS TO ATTEND THE 2012 NACO ANNUAL CONFERENCE TO BE HELD IN PITTSBURGH, PA FROM JULY 13-17, 2012, ALL AT APPROXIMATE COST OF \$3,500, ALL TO BE FUNDED FROM THE 2012 GENERAL FUND BUDGET, LEGISLATIVE TRAVEL ACCOUNT.

WHEREAS, the National Association of Counties' (NACo) 2012 Annual Conference will be held on July 13-17, 2012, in Pittsburgh, PA; and

WHEREAS, the cost per person for attendance at said conference is estimated at \$3,500.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the payment of travel expenses for Council members to attend the NACo 2012 Annual Conference to be held in Pittsburgh, PA on July 13-17, 2012, at an estimated cost of \$3,500 per person.

BE IT FURTHER RESOLVED, that said total amount shall be funded from the 2012 General Fund Budget, Legislative Travel Account.

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

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, 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 Resolution was declared adopted this 28th day of March, 2012.

# 16906

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

## RESOLUTION NO. 2012-110

A RESOLUTION AUTHORIZING THE EXECUTION AND SUBMISSION OF A SYSTEMS SURVEY QUESTIONNAIRE RELATED TO THE FINANCIAL AUDIT FOR FISCAL YEAR ENDING DECEMBER 31, 2011.

WHEREAS, the Iberia Parish Government is required to complete the Louisiana System Survey and Compliance Questionnaire for Audit Engagements of Government Entities annually; and

WHEREAS, the Iberia Parish Government has contracted with Kolder, Champagne, Slaven & Company, LLC, Certified Public Accountants, to conduct the financial audit of fiscal year ending December 31, 2011.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution and submission of the Louisiana System Survey and Compliance Questionnaire for fiscal year ending December 31, 2011.

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 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 28th day of March, 2012.

A motion was made by Mr. Jerome Fitch, seconded by Mr. D. Wayne Romero, that the following be adopted as amended:

RESOLUTION NO. 2012-111

A RESOLUTION AMENDING THE 2012 SINKING FUND - SEWERAGE DISTRICT NO. 4 FUND BUDGET TO CARRYOVER THE CORRECT AMOUNT OF FUND BALANCE REMAINING AS OF DECEMBER 31, 2011.

WHEREAS, it is necessary to amend the budget in the amount of \$7,813 to carryover the budgetary amounts for this item to be available for funding in the 2012 Sinking Fund - Sewerage District No. 4 Fund Budget.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Sinking Fund - Sewerage District No. 4 Fund Budget, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Bal-Prev Yrs	\$31,030	\$7,813
575000 0000 0000 0000	Contract Payments	\$15,000	\$7,813

BE IT FURTHER RESOLVED, that this funding shall be funded from the Fund Balance - 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: 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 Resolution was declared adopted this 28th day of March, 2012.

# 16908

A motion was made by Mr. David Ditch, seconded by Mr. Marty Trahan, that the following be adopted as amended:

## RESOLUTION NO. 2012-112

A RESOLUTION AMENDING THE 2012 RECREATION AND PLAYGROUND DISTRICT FUND BUDGET IN THE AMOUNT OF \$6,600 TO PROVIDE FUNDING FOR NEW UNDERGROUND ELECTRICAL LINES AT RYNELLA PARK, ALL TO BE FUNDED FROM THE FUND BALANCE - PREVIOUS YEARS.

WHEREAS, the Recreation and Playground District has requested an amendment to their budget to provide funding for the installation of new underground electrical lines at Rynella Park; and

WHEREAS, it is necessary to amend the budget in the amount of \$6,600 to provide funding for said lines.

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 \$6,600, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Bal-Prev Yrs	\$146,825	\$6,600
575000 0000 0000 0000	Contract Payments	\$213,440	\$6,600

BE IT FURTHER RESOLVED, that this funding shall be funded from the Fund Balance - 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: 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 Resolution was declared adopted this 28th day of March, 2012.

A motion was made by Mr. Thomas J. Landry, seconded by Ms. Aquicline Rener-Arnold, that the following be adopted as amended:

RESOLUTION NO. 2012-113

A RESOLUTION AMENDING THE 2012 AIRPORT AUTHORITY FUND BUDGET IN THE AMOUNT OF \$6,176 TO PROVIDE FUNDING FOR THE PAYMENT OF ENGINEERING SERVICES PERFORMED UNDER THE LEMAIRE MEMORIAL AIRPORT DOTD LIGHTING PROJECT, ALL TO BE FUNDED FROM THE FUND BALANCE - PREVIOUS YEARS.

WHEREAS, the Airport Authority has requested an amendment to their budget to provide funding for the payment of engineering services performed under the Lemaire Memorial Airport DOTD Lighting Project; and

WHEREAS, it is necessary to amend the budget in the amount of \$6,176 to provide funding for said engineering services.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Airport Authority Fund Budget in the amount of \$6,176, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
533000 6520 0000 4019	Professional Services	-0-	\$6,176
599000 6520 0000 0001	Fund Bal-Prev Yrs	\$29,742	(\$6,176)

BE IT FURTHER RESOLVED, that this funding shall be funded from the Fund Balance - 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: 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 Resolution was declared adopted this 28th day of March, 2012.

# 16910

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

## RESOLUTION NO. 2012-114

A RESOLUTION THE ASSISTANCE OF THE RAILROADS AND THE IBERIA PARISH CONGRESSIONAL DELEGATION TO TAKE NECESSARY ACTION TO PREVENT THE BLOCKING OF RESIDENTIAL DRIVEWAYS LOCATED AT 2505 AND 2511 WEST WASHINGTON STREET, ESPECIALLY AT PEAK TRAFFIC HOURS.

WHEREAS, due to the location of private driveways for residential properties located at 2505 and 2511 West Washington Streets, any blocking of the railroad by Burlington Northern Santa Fe Railroad and Louisiana and Delta Railroad Companies prevents said residents from leaving their homes; and

WHEREAS, said blocking of the railroad crossing at peak traffic hours presents an extreme hardship on these residents, including attempting to leave for and return from work, emergency situations where exiting the residence is necessary, etc.; and

WHEREAS, the railroad companies are regulated by the Federal Trade Commission under the current terms of interstate commerce and cannot be regulated by State law and/or local ordinances, which can be enforced by the Louisiana State Police and/or the Iberia Parish Sheriff's Department.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby notify and request assistance of Burlington Northern Santa Fe Railroad and Louisiana and Delta Railroad Companies of a hazardous situation and extreme hardship created when the railroad is blocked at the private driveways located at 2505 and 2511 West Washington Street.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to Iberia Parish's Congressional Delegation requesting their assistance with this request.

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 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 28th day of

March, 2012.

# 16912

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

## RESOLUTION NO. 2012-115

A RESOLUTION IN OPPOSITION TO THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT'S REQUEST TO THE CITY OF NEW IBERIA FOR THE CLOSURE OF RAILROAD CROSSINGS AT PROVIDENCE, PRAIRIE AND LEE STREETS.

WHEREAS, the City of New Iberia has been notified by the Louisiana Department of Transportation that it is recommended that the closing of the following railroad crossings located within the City limits need to be addressed as soon as possible: a) Providence Street; b) Prairie Street and c) Lee Street; and

WHEREAS, the City has been notified that these three crossings have been consistently recommended for closure in an effort to move the City forward with DOTD in using Federally earmarked funds available for crossarms and other warning devices at various other crossings; and

WHEREAS, DOTD is citing fiscal concerns and numerous adjacent crossings as part of its recommendations for the closure of these three (3) crossings; and

WHEREAS, there is concern that there will be inconvenience to the residents of these intersections, in addition to concerns regarding the crossing of the railroad by emergency vehicles to the only two hospitals operating within Iberia Parish.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its strong opposition to the Louisiana Department of Transportation and Development's request to the City of New Iberia for the closure of railroad crossings at Providence, Prairie and Lee Streets.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to DOTD and the City of New Iberia.

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 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 28<sup>th</sup> day of March, 2012.

# 16914

Information was provided by the Parish Administration regarding the recommended contract for awarding for the Curbside Recycling Proposals and further it was requested that the agenda be expanded to consider this item. The Council Chairman recommended that the agenda not be expanded for such a long term contract and further that this item be tabled until additional information can be obtained, such as the number of carts being required, site of cart storage, etc.

A motion was made by Mr. Marty Trahan, seconded by Mr. Glenn Romero, that Resolution Summary No. 116, which is a Resolution requesting a status report from the Parish Administration on Curbside Recycling Proposals, be deferred to the April 11, 2012 Iberia Parish Council meeting.

This motion to defer 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 defer was declared adopted this 28<sup>th</sup> day of March, 2012.

A motion was made by Mr. Marty Trahan, unanimously seconded by Mses. Maggie F. Daniels and Aquicline Rener-Arnold, and Messrs. Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome Fitch, and D. Wayne Romero, that the following be adopted:

RESOLUTION NO. 2012-117

A RESOLUTION EXPRESSING THE COUNCIL'S SUPPORT OF SENATE BILL NO. 532, AS INTRODUCED BY SENATOR FRED MILLS, WHICH PROVIDES FOR CERTAIN REQUIREMENTS FOR USE OF GROUND WATER FROM THE CHICOT AQUIFER, WHICH INCLUDES THE REQUIREMENT OF AN ENVIRONMENTAL IMPACT STATEMENT PRIOR TO THE ISSUANCE OF ANY PERMITS.

WHEREAS, Senator Fred Mills has introduced Senate Bill No. 532, into the current session of the Louisiana Legislature, which provides for certain requirements for use of ground water from the Chicot Aquifer and which will include requirements of an environmental impact statement prior to the issuance of any permits by the Louisiana Department of Natural Resources; and

WHEREAS, the Chicot Aquifer is the sole drinking water source for 15 Parishes, multiple municipalities, 1,115,334 citizens (2010 Census), and several vital industries in Southwest Louisiana; and

WHEREAS, with encroaching saltwater intrusion experienced in multiple areas of South Louisiana, now is the time to take steps to ensure that our water resources are maintained so that our citizens, farming industry, and oil and gas industry can all continue to benefit, while keeping a potential water crisis at bay; and

WHEREAS, we cannot be mindful of our water sources tomorrow, but must be mindful and vigilant today to ensure that our water sources benefit all and are used in a fair, affordable, and equitable manner.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its support of Senate Bill No. 532, as introduced by Senator Fred Mills, which provides for certain requirements for use of ground water from the Chicot Aquifer, including the requirement of an environmental impact statement prior to the issuance of any permits.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to the Iberia Parish Legislative Delegation requesting their support of this legislation.

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

# 16916

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 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 28<sup>th</sup> day of March, 2012.

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

RESOLUTION NO. 2012-118

A RESOLUTION AUTHORIZING THE INSTALLATION OF "NO DUMPING" SIGNS IN THE AREA OF WASHINGTON STREET AND LA 674, DISTRICT 1.

WHEREAS, there is an accumulation of trash and debris in the area of Washington Street and LA 674, District 1; and

WHEREAS, the installation of "No Dumping" signs would possibly discourage said illegal dumping in this area.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the installation of "No Dumping" signs in the area of Washington Street and La 674, District 1.

BE IT FURTHER RESOLVED, that Chapter 17, Section 17-3 of the Iberia Parish Compiled Ordinances provides for penalties to be enforced for persons/businesses convicted of littering and should be enforced in areas where dumping is occurring.

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 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 28<sup>th</sup> day of March, 2012.

# 16918

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

## RESOLUTION NO. 2012-119

A RESOLUTION DISCUSSING THE STATUS OF BERARD ROAD, DISTRICT 9.

WHEREAS, Berard Road is a road which includes an asphalt portion for a distance of approximate 0.11 miles and a gravel portion for a distance of approximately 0.12 miles, located in District 9; and

WHEREAS, the Iberia Parish Government has previously installed an "End of Maintenance" Sign in an effort to assist Public Works Personnel in determining where the end of maintenance should be occurring; and

WHEREAS, there is a portion of Berard Road which continues past the mileage distances provided by the Parish's Road Maintenance records and there have been questions raised regarding the Parish's previous maintenance services for said portion of Berard Road.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the District Attorney's Office to provide a legal opinion regarding previous maintenance records and the status of Berard Road, through to its end at the residential area, all located in District 9.

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 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 28<sup>th</sup> day of March, 2012.

A motion was made by Mr. Glenn Romero, seconded by Mr. Troy Comeaux, that Resolution Summary No. 120, which is a Resolution authorizing the amendment of the 2012 Royalty Fund Budget in the amount of \$300,000 for the purchase or lease-purchase of a new wash truck for the Public Works Department, all to be funded from the Road Improvements Reserve Line Item, contingent upon the return of these funds from the U.S. Army Corps of Engineers, be deferred to the Council meeting of April 4, 2012.

This motion to defer 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 defer was declared adopted this 28<sup>th</sup> day of March, 2012.

# 16920

A motion was made by Mr. D. Wayne Romero, seconded by Mr. Marty Trahan, that the following be adopted as amended:

## RESOLUTION NO. 2012-121

A RESOLUTION AUTHORIZING THE INSTALLATION OF "NO DUMPING" SIGNS IN THE AREA OF 8400 CHASTANT ROAD, DISTRICT 14.

WHEREAS, there is an accumulation of trash and debris in the area of 8400 Chastant Road, District 14; and

WHEREAS, the installation of "No Dumping" signs would possibly discourage said illegal dumping in this area.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the installation of "No Dumping" signs in the area of 8400 Chastant Road, District 14.

BE IT FURTHER RESOLVED, that Chapter 17, Section 17-3 of the Iberia Parish Compiled Ordinances provides for penalties to be enforced for persons/businesses convicted of littering and should be enforced in areas where dumping is occurring.

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 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 28<sup>th</sup> day of March, 2012.

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

RESOLUTION NO. 2012-122

A RESOLUTION REQUESTING A STATUS REPORT ON THE LEWIS STREET WIDENING PROJECT FROM BERARD, HABETZ AND ASSOCIATES.

WHEREAS, the Iberia Parish Council adopted Resolution No. 2010-313 which appropriated \$25,000 for an engineering study for the widening of that portion of Lewis Street, from LA 674 to Briarwood Street, all located within the City of New Iberia; and

WHEREAS, the Council further appropriated an additional \$3,000 for this project to be used for further traffic study by Dean Tekell; and

WHEREAS, a report on the status of this project has been provided by Berard, Habetz and Associates, Project Engineers, which includes projected estimated costs for said project.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request that the Lewis Street Widening Project shall be scheduled for further discussion by the Council's Finance Committee in the near future for further action.

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 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 28<sup>th</sup> day of March, 2012.

16922

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

RESOLUTION NO.2012-123

A RESOLUTION REQUESTING A LEGAL OPINION BY THE DISTRICT ATTORNEY'S OFFICE REGARDING STATUS OF OWNERSHIP AND REPAIR/REPLACEMENT REQUIREMENTS FOR EXISTING BULKHEADS AND BRIDGES WHICH WERE CONSTRUCTED BY IBERIA PARISH GOVERNMENT AND/OR AFFECTED PROPERTY OWNERS WITH PARISH GOVERNMENT APPROVAL MANY DECADES AGO DURING THE WATERSHED CHANNEL IMPROVEMENTS PROJECTS, CONDUCTED IN CONJUNCTION WITH THE U.S. NATURAL RESOURCES AND CONSERVATION DISTRICT.

WHEREAS, several decades ago, Iberia Parish Government participated in a Watershed Channel Improvements Project, in conjunction with the U.S. Natural Resources and Conservation District (NRCS); and

WHEREAS, during said projects, Iberia Parish Government and/or property owners with approval of Iberia Parish Government constructed many bulkhead and bridge structures to allow continued property access when new channels were dug and/or existing channels were cleaned and widened; and

WHEREAS, many years later, these structures are dilapidated, falling into a state of extreme disrepair or have been destroyed completely.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request a legal opinion of the District Attorney's Office regarding status of ownership and repair/replacement requirements for existing bulkheads and bridges which were constructed by Iberia Parish Government and/or affected property owners with approval of Parish Government many decades ago during the Watershed Channel Improvements Projects, conducted in conjunction with the U.S. Natural Resources and Conservation 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, 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 Resolution was declared adopted this 28<sup>th</sup> day of March, 2012.

# 16924

A motion was made by Mr. Ricky Gonsoulin, seconded by Mr. Troy Comeaux, that the Iberia Parish Council does hereby recess its Regular Session and convene in Public Hearing to receive comments regarding the following Resolution Summaries:

SUMMARY NO. 124 (Introduced by Ricky Gonsoulin, District 8)

A Resolution directing that the Administration direct the Public Works Department to proceed immediately with a full round of roadside grass cutting, prior to any roadside spraying as contracted with Manco.

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 Gonsoulin, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, Marty Trahan and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to go into Public Hearing was adopted this 28th day of March, 2012.

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

A motion was made by Mr. Ricky Gonsoulin, seconded by Mr. Troy Comeaux, that the Iberia Parish Council does hereby recess its Public Hearing and reconvene in Regular Session.

This motion to reconvene 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 Gonsoulin, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, Marty Trahan and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion was adopted this 28<sup>th</sup> day of March, 2012.

A motion was made by Mr. Ricky Gonsoulin, seconded by Mr. Troy Comeaux, that the Iberia Parish Council does hereby expand its agenda to consider Resolution Summary No. 124, as stated above.

This motion to expand 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 Fitch, Aquicline Rener-Arnold, Marty Trahan and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to expand was declared adopted this 28<sup>th</sup> day of March, 2012.

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

RESOLUTION NO. 2012-124

WHEREAS, the Iberia Parish Government has typically begun its roadside spraying program for 275 miles of roadside ditches in February of each year, with five (5) applications of chemicals being applied throughout the year; and

WHEREAS, proposals were received by the Administration for this purpose on February 16, 2012 and the contractor, Manco, was advised of his successful proposal on February 27, 2012; and

WHEREAS, due to concerns by the Administration regarding legal services for Iberia Parish Government, there was a delay in executing all necessary contract documents and therefore, the roadside spraying is now ready to proceed approximately one month later than the usual time frames used for this project; and

WHEREAS, due to the lack of typical Winter weather, the grass along roadside ditches has continually grown and some concerns have been expressed that the initial spraying of roadsides would produce a "kill" of much longer grass than necessary and may not actually "kill" all grass in the most efficient manner; and

WHEREAS, there has been suggestion that either the Parish's Public Works crews conduct a full round of roadside grass cutting on the 275 miles of roads affected by this contract following the initial spraying in an effort to reduce any unsitely affects and to keep the grass that is not properly affected from the spraying to grow to longer, more unmanageable lengths; and

# 16926

WHEREAS, there has also been suggestion that a possible Request for Proposals could be issued to have an outside contractor conduct the roadside ditch grass cutting for the 275 miles affected by this contract, in an effort that the Public Works Department's "normal" grass cutting procedures can remain in place without putting additional strain on Parish work forces to keep up with the grass throughout the Summer and Fall.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby direct that Manco, contractor for roadside spraying, proceed with the initial spraying of the 275 miles of roads currently under contract as soon as possible.

BE IT FURTHER RESOLVED, that the Council does hereby further direct the Administration to direct the Public Works Department to be prepared to begin grass cutting of the 275 miles of roads sprayed at least two (2) weeks following the initial spraying, if necessary.

BE IT FURTHER RESOLVED, that the Administration is further directed to proceed with obtaining proposal costs for an outside contractor to conduct the roadside ditch grass cutting for the 275 miles of roads included under the Roadside Spraying Contract, with said roads to be cut at least two weeks from the initial spraying by Manco and further that this cost shall be reported to the Council as soon as possible in the event that a budget adjustment is necessary.

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 Gonsoulin, Glenn Romero, Roger Duncan, Jerome Fitch, Aquicline Rener-Arnold, Marty Trahan and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 28<sup>th</sup> day of March, 2012.

COUNCIL MEMBERS ANNOUNCEMENTS

1. Mr. Curtis Boudoin expressed his appreciation to Public Works Director Herman Broussard for services provided.

PARISH PRESIDENT ANNOUNCEMENTS

None.

ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4376 (Introduced by Marty Trahan, District 13)

An Ordinance amending Chapter 16 of the Iberia Parish Compiled Ordinances in order to establish Three Way Stops at the intersections of Old LA 25 and Jasper Road and at Old LA 25 and Shelby Road, District 13.

SUMMARY NO. 4377 (Introduced by Zoning Commission)

An Ordinance authorizing the reclassification of property of Andrea Kilchrist located at 2414 East Hwy. 90 from Agricultural (A-1) to Section A Industrial (I-1) and Section B Commercial (C-2), all as approved by the Planning, Permitting and Zoning Department.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Ricky Gonsoulin, 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