

SEPTEMBER 26, 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, September 26, 2012.

The following members were recorded PRESENT:

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

ABSENT: Curtis Boudoin and Glenn Romero.

OTHERS IN ATTENDANCE: Errol "Romo" Romero, Parish President  
Kimberly Segura, Finance Director  
Herman Broussard, Public Works Director  
Dean Wattigny, Asst. District Attorney

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.

The Chairman requested that students in the audience introduce themselves.

# 17419

## PERSONS TO ADDRESS THE COUNCIL:

1. Ms. Janet Faulk, Executive Director of the Greater Iberia Chamber of Commerce, addressed the Council regarding the upcoming Gumbo Cookoff.
2. Fire Chief Guy Bonin recognized Iberia Parish firefighter Kody Pyle as Firefighter of the Year and further recognized Iberia Parish Fire District Service Technician Dwayne Thevis on his election as president of 2013 for the Louisiana State Fireman's Association.
3. Dr. Tina Stefanski, La. Department of Health and Hospitals, addressed the Council regarding Resolution Summary No. 363 and a request for the 2013 budget for two additional personnel positions.
4. Mr. Charles Rader, Director of Permits, Planning and Zoning, was scheduled to report on actions taken during the issuance of a building permit to Mr. Mark Dressel, but Mr. Rader was not present. Upon questioning by the Council, the Parish President stated that Mr. Rader had been terminated as of today.  
Mr. Mark Dressel addressed the Council and explained the process that he went through in obtaining a building permit for a slab during the tenure of Mr. John Raines as Permits, Planning and Zoning Director. He further explained the recent occurrences with Mr. Charles Rader as the Director. The Parish President settled the issues and authorized the issuance of Mr. Dressel's building which has already been constructed. During this questioning, Assistant District Attorney Dean Wattigny stated that he responded to a request by the Administration for this matter and he responded based on the information provided, which information was not entirely correct.

## REPORTS (FINANCE AND ADMINISTRATIVE ACTION):

1. Status report by Administration of projects funded with grant funds. Councilman Troy Comeaux questioned who was assigned those grant projects which have previously been assigned to the Finance Director Kimberly Segura. The Parish President stated that there is no plan yet for assignment of those projects and he is working toward searching for job applications.
2. The next item scheduled on the agenda was a report by the Parish President on the breakdown of costs associated with the Drainage Maintenance Superintendent, including the amount to be repaid to the Parishwide Drainage Maintenance Fund and a method of said repayment and a recommendation on the necessary financial adjustments for the remainder of the year if said position continues to conduct duties other than drainage-related functions. The Parish President stated that this information is not ready and further that he withdraws his original recommendation. Several Council members expressed concern regarding the urgency for the funds to be reimbursed to the Parishwide Drainage Maintenance Fund and requested that this item be included on the next agenda.

## SPECIAL BUSINESS:

Presentation of the consolidated budget statement for the proposed 2013 budget. Ms. Kimberly Segura, Director of Finance, provided a report on the information within the proposed 2013 budget.

COUNCIL MEMBER ANNOUNCEMENTS

1. Councilman Troy Comeaux reminded the Council that there is a tentatively called special meeting of the Council to be held on Tuesday, October 9th, which will include the subpoena process under Section 2-08 of the Charter for investigation purposes.

PARISH PRESIDENT ANNOUNCEMENTS

None.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Thomas J. Landry, 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.

And the motion was declared adopted this 26th day of September, 2012.

Mr. Pat Viator addressed the Council regarding Ordinance Summary No. 4396, which is the abandonment of an existing drainage channel which is no longer necessary for proper drainage.

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

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

And the motion was declared adopted this 26th day of September, 2012.

# 17421

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

## ORDINANCE NO. 2012-09-4400

AN ORDINANCE APPROVING THE RECLASSIFICATION OF APPROXIMATELY ONE HUNDRED (100) ACRES OF PROPERTY FOR GORDON DOERLE, INCLUDING ALL LOTS OF GORDON'S INDUSTRIAL PARKWAY SUBDIVISION, LOCATED ALONG LA 88 (COTEAU ROAD) AND FREMIN ROAD, FROM AGRICULTURAL (A-1) TO INDUSTRIAL (I-1) IN DISTRICT 14, ALL AS APPROVED BY THE IBERIA PARISH ZONING COMMISSION.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. That Ordinance No. 2009-02-4099, adopted February 25, 2009, established Zoning Regulations for rural Iberia Parish and is recorded in the Official Records of Iberia Parish at COB 1430, Page 35.
- SECTION 2. At the time the Zoning Ordinance and Map was adopted, the area shown on the attached plat was zoned Agricultural (A-1).
- SECTION 3. The property owner (Gordon Doerle) is requesting that reclassification of the site, which includes 93 acres, including Gordon's Industrial Parkway Subdivision, Lots 1, 2, 3, 4, 5 and 9, from Agricultural (A-1) to Industrial (I-1) be considered.
- SECTION 4. That Lots 6, 7 and 8 of Gordon's Industrial Parkway Subdivision have been sold to Ramey Martin Properties, LLC, which sale is recorded at COB 1506, Page 533, and the property owner (Ramey Martin Properties, LLC) is requesting the reclassification of said lots from Agricultural (A-1) to Industrial (I-1) be considered.
- SECTION 5. That the portion of the total acreage which is known as Gordon's Industrial Parkway was approved by the Iberia Parish Council, prior to the adoption of the Zoning Ordinance, as an industrial subdivision, by adoption of Resolution No. 2007-247 recorded at COB 1377, Page 588.
- SECTION 6. The Zoning Commission accepted the application for reclassification and in accordance with the La. Enabling Legislation did provide proper notice to all appropriate parties and did provide proper general advertisement and did conduct a Public Hearing to receive public input on the reclassification request and the Zoning Commission accepted substantial public input concerning the reclassification request and received no opposition at said Hearing.

SECTION 7. On September 20, 2012, the Zoning Commission conducted its public hearing on the proposed reclassification request and after due deliberation, did recommend approval of both reclassification requests from Agricultural (A-1) to Industrial (I-1).

SECTION 8. That Resolution No. 2008-275, as adopted by the Iberia Parish Council on October 8, 2008, approves and accepts a Predial Servitude over the property of Gordon Doerle included within this acreage, located at 614 Coteau Road and further agrees that under this servitude, if a specific activity or construction on the described property should jeopardize or threaten the Federal Aviation Administration's operations, funding or licensing for the Acadiana Regional Airport, then Gordon's Disposal shall agree to mitigate the activity or construction immediately and remove all objections of the Federal Aviation Administration.

SECTION 9. That construction on this property shall comply with all zoning regulations of the Iberia Parish Airport Authority.

SECTION 10. That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

A substitute motion was made by Mr. Jerome Fitch, seconded by Mr. David Ditch, that the Iberia Parish Council adopt Ordinance Summary No. 4400, regarding the zoning reclassification of property of Gordon Doerle, to approve said reclassification and further to waive the payment of the application fee of \$500 for said reclassification.

The vote on the substitute motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Troy Comeaux, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome Fitch and Marty Trahan.

NAYS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Bernard Broussard, Aquicline Rener-Arnold and Wayne Romero.

ABSENT: Curtis Boudoin and Glenn Romero.

And the substitute motion FAILED to be adopted this 26th day of September, 2012.

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome W. Fitch, Aquicline

**17423**

Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Ordinance was declared adopted this 26th day of September, 2012.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Ricky J. Gonsoulin, that the following be adopted:

RESOLUTION NO. 2012-379

A RESOLUTION ACCEPTING AND APPROVING THE DISTRICT'S BUDGET FOR FISCAL YEAR BEGINNING OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013, ALL AS RECOMMENDED BY THE IBERIA PARISH HOSPITAL SERVICE DISTRICT NO. 1 BOARD OF COMMISSIONERS.

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

WHEREAS, the Iberia Parish Hospital Service District No. 1 Commission has presented its annual proposed budget for Fiscal Year beginning October 1, 2012 through September 30, 2013, all as recommended by the Iberia Parish Hospital Service District No. 1 Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby accept and approve the District's budget for Fiscal Year beginning October 1, 2012 through September 30, 2013, all as recommended by the Iberia Parish Hospital Service District No. 1 Commission.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

# 17425

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

## RESOLUTION NO. 2012-392

A RESOLUTION APPROVING THE APPOINTMENT OF THE DIRECTOR OF HUMAN RESOURCES OF THE EXECUTIVE BRANCH AT AN ANNUAL SALARY OF \$65,000, EFFECTIVE SEPTEMBER 27, 2012, ALL AS REQUESTED AND RECOMMENDED BY THE PARISH PRESIDENT.

WHEREAS, Section 4-01 of the Iberia Parish Home Rule Charter requires Council approval of the Parish President's appointment of all directors of departments for the Executive Branch and the annual salaries to be set for said positions; and

WHEREAS, the Parish President has requested Council approval of the employment of Mr. Michael Gillard as Director of Human Resources for the Executive Branch at an annual salary of \$65,000.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby approve the appointment of Mr. Michael Gillard as Director of Human Resources of the Executive Branch at an annual salary of \$65,000, effective September 27, 2012, all as requested and recommended by the Parish President.

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

| <u>ACCOUNT NO.</u>    | <u>ACCOUNT TITLE</u> | <u>BUDGET</u> | <u>ADJUSTMENT</u> |
|-----------------------|----------------------|---------------|-------------------|
| 499000 0000 0000 0000 | Fund Bal Prev Yrs    | \$853,777     | \$9,649           |
| 511000 1540 0000 0000 | Personal Services    | \$66,162      | \$6,740           |
| 521000 1540 0000 0000 | Group Insurance      | \$6,474       | \$1,682           |
| 522100 1540 0000 0000 | Medicare             | \$799         | \$98              |
| 523000 1540 0000 0000 | Parochial Retirement | \$8,695       | \$1,129           |

BE IT FURTHER RESOLVED, that said total appropriation shall be funded from the 2012 General Fund Budget, Fund Balance - Previous Years.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

A motion was made by Ms. Maggie F. Daniels, seconded by Ms. Aquicline Rener-Arnold, that the following be adopted:

RESOLUTION NO. 2012-363

A RESOLUTION AUTHORIZING APPROVAL OF FUNDING FOR A SALARY INCREASE FROM \$10.71 TO \$10.99 PER HOUR FOR ONE VACANT OFFICE ASSISTANT POSITION IN THE IBERIA PARISH HEALTH UNIT FUND BUDGET TO PROVIDE A STARTING SALARY ABOVE THE MINIMUM ANNUAL SALARY RANGE FOR SAID POSITION AS ESTABLISHED BY THE ARCHER STUDY, ALL IN ACCORDANCE WITH RESOLUTION NO. 2012-09 (V/O) ADOPTED FEBRUARY 8, 2012, AND FURTHER TO BE FUNDED FROM EXISTING FUNDING WITHIN THE 2012 IBERIA PARISH HEALTH UNIT FUND BUDGET.

WHEREAS, Resolution No. 2012-09 (V/O), adopted February 8, 2012 amends Fund Budgets to provide that all Salaries and Related Benefits Line Items for all personnel hired after January 1, 2012 be adjusted to the Minimum Annual Salary Range for said positions; and

WHEREAS, the Iberia Parish Health Unit is proposing to hire personnel for one vacant Office Assistant position, which Minimum Annual Salary Range is set at \$10.71, all in accordance with the Archer Study; and

WHEREAS, it is necessary for the Iberia Parish Council to authorize the approval for funding for a salary increase from \$10.71 to \$10.99 per hour in order to provide a starting salary above the Minimum Annual Salary Range for this person only.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize approval of funding for a salary increase from \$10.71 to \$10.99 per hour for one vacant Office Assistant position in the Iberia Parish Health Unit Fund Budget.

BE IT FURTHER RESOLVED, that said funding shall be funded from existing funding within the 2012 Iberia Parish Health Unit Fund Budget.

BE IT FURTHER RESOLVED, that this increase in funding is being authorized only for this person in order to provide a starting salary above the Minimum Annual Salary Range to fill the vacant Office Assistant position.

BE IT FURTHER RESOLVED, that this Resolution does not amend the Minimum Annual Salary Range for said position as established by the Archer Study and as further approved by Resolution No. 2012-291, adopted August 8, 2012, which adopted and approved the Revised Pay Tables for 2080 Hours (8 hour day) per year, for 1820 Hours (7 hour day) per year, and for 1560 Hours (6 hour day), all as completed by Archer Company.

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.

# 17427

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

ABSENT AT VOTING: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 26th day of September, 2012.

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

ORDINANCE NO. 2012-09-4396

AN ORDINANCE ABANDONING THE DRAINAGE EASEMENT OF 50' ON EACH SIDE FOR CHANNEL L-3H-2B FOR THE FIRST 244 FEET OF SAID CHANNEL, ON THE PROPERTY OF MR. GLENN VERRET, ALL AS REVIEWED AND APPROVED BY THE PUBLIC WORKS DIRECTOR.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. That the drainage easement for Channel L-3H-2B was approved by the Iberia Parish Council by adoption of Resolution No. 99-97 and recorded at COB 1177, Entry No. 99-6109.
- SECTION 2. That a request has been made for the abandonment of a portion of a drainage easement for Channel L-3H-2B on the property of Mr. Glenn Verret for the first 244' of said channel.
- SECTION 3. That this request has been reviewed and approved by the Public Works Director.
- SECTION 4. That this channel easement for Channel L-3H-2B of 50' easement on both sides is hereby abandoned for a distance of 244' from the beginning of the channel on the property of Mr. Glenn Verret, only.
- SECTION 5. That this Ordinance shall be recorded in the Official Records of Iberia Parish.
- SECTION 6. That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Ordinance was declared adopted this 26th day of September, 2012.

# 17429

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

## ORDINANCE NO. 2012-09-4397

AN ORDINANCE AMENDING CHAPTER 16, SECTION 16-12, TO AUTHORIZE A CHANGE IN THE SPEED LIMIT FOR HAZARD ROAD, FROM 25 TO 35 MPH, DISTRICT 5, ALL AS REVIEWED AND RECOMMENDED BY THE PUBLIC WORKS DEPARTMENT.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Chapter 16 of the Iberia Parish Compiled Ordinances is hereby amended to increase the speed limit on Hazard Road as follows:

Hazard Road - from Jasper Road to its intersection with Migues Road - 35 mph.

SECTION 2. That the Public Works Department is hereby authorized to install all necessary signs for the enforcement of this Ordinance.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Ordinance was declared adopted this 26th day of September, 2012.

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

ORDINANCE NO. 2012-09-4398

AN ORDINANCE APPROVING THE RECLASSIFICATION OF BERARD TRANSPORTATION, INC., LOCATED ACROSS FROM 6204 DASPIT ROAD, FROM AGRICULTURAL (A-1) TO INDUSTRIAL (I-1), DISTRICT 9, ALL AS REVIEWED AND RECOMMENDED BY THE IBERIA PARISH REGIONAL PLANNING COMMISSION.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. That Ordinance No. 2009-02-4099, adopted February 25, 2009, established Zoning Regulations for rural Iberia Parish and is recorded in the Official Records of Iberia Parish at COB 1430, Page 35.
- SECTION 2. At the time the Zoning Ordinance and Map was adopted, the area shown on the attached plat was zoned Agricultural (A-1).
- SECTION 3. The property owner is requesting reclassification of the site from Agricultural (A-1) to Industrial (I-1) for the purpose of expanding their business.
- SECTION 4. The Zoning Commission accepted the application for reclassification and in accordance with the La. Enabling Legislation did provide proper notice to all appropriate parties and did provide proper general advertisement and did conduct a Public Hearing to receive public input on the reclassification request and the Zoning Commission accepted substantial public input concerning the reclassification request and received no opposition at said Hearing.
- SECTION 7. On August 16, 2012, the Zoning Commission conducted its public hearing on the proposed reclassification request and after due deliberation, did recommend approval of the reclassification request from Agricultural (A-1) to Industrial (I-1).
- SECTION 8. That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

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

# 17431

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Ordinance was declared adopted this 26th day of September, 2012.

A motion was made by Mr. Thomas J. Landry, seconded by Mr. D. Wayne Romero, that the following be adopted:

ORDINANCE NO. 2012-09-4399

AN ORDINANCE APPROVING THE RECLASSIFICATION OF PROPERTY OF ACADIANA FAIRGROUNDS COMMISSION, LOCATED ON LA 3212 (NORTHWEST BY-PASS), FROM AGRICULTURAL (A-1) TO INDUSTRIAL (I-1) IN DISTRICT 14, AND FURTHER APPROVING A DEVELOPMENT AND/OR WAIVER INTERPRETATION, ALL AS APPROVED BY THE IBERIA PARISH ZONING COMMISSION.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. That Ordinance No. 2009-02-4099, adopted February 25, 2009, established Zoning Regulations for rural Iberia Parish and is recorded in the Official Records of Iberia Parish at COB 1430, Page 35.
- SECTION 2. At the time the Zoning Ordinance and Map was adopted, the area shown on the attached plat was zoned Agricultural (A-1).
- SECTION 3. As this property is owned by Iberia Parish Government, through the Acadiana Fairgrounds Commission, and is to be utilized as a site for a park for recreational vehicles to be known as Cajun Rvera, it is hereby requested that reclassification of the site from Agricultural (A-1) to Industrial (I-1) be considered.
- SECTION 4. The Zoning Commission accepted the application for reclassification and in accordance with the La. Enabling Legislation did provide proper notice to all appropriate parties and did provide proper general advertisement and did conduct a Public Hearing to receive public input on the reclassification request and the Zoning Commission accepted substantial public input concerning the reclassification request and received no opposition at said Hearing.
- SECTION 5. On September 13, 2012, the Zoning Commission conducted its public hearing on the proposed reclassification request and after due deliberation, did recommend approval of the reclassification request from Agricultural (A-1) to Industrial (I-1).
- SECTION 6. That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

# 17433

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Ordinance was declared adopted this 26th day of September, 2012.

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

RESOLUTION NO. 2012-349

A RESOLUTION AUTHORIZING THE WAIVER OF PARISH BUILDING PERMIT FEES FOR THE CAJUN RVERA PROJECT FOR THE ACADIANA FAIRGROUNDS COMMISSION, WHICH ARE ESTIMATED AT APPROXIMATELY \$18,000, AND FURTHER AUTHORIZING THAT ALL NECESSARY INSPECTIONS SHALL BE CONDUCTED WITH INSPECTION FEES TO BE PAID BY THE BUILDING PERMITS DEPARTMENT BUDGET AND/OR ROYALTY FUNDS AS NECESSARY.

WHEREAS, the Acadiana Fairgrounds Commission has authorized a Cajun R Vera Project, which will enhance recreational facilities and provide economic growth within Iberia Parish; and

WHEREAS, building permit fees associated with the development of this area are estimated at approximately \$18,000; and

WHEREAS, Acadiana Fairgrounds Commission has requested the waiver of said building permit fees for this project because of the benefits of said project to the Parish.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the waiver of Parish Building Permit Fees for the Cajun R Vera Project for the Acadiana Fairgrounds Commission, which are estimated at \$18,000.

BE IT FURTHER RESOLVED, that the Iberia Parish Council does hereby authorize that all necessary inspections shall be conducted by the Iberia Parish Building Permit Office as necessary, with all fees to be paid by any excess funds for the Building Permit Department or by Royalty Funds, as necessary, to be amended by the Council at a later date.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

# 17435

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

## RESOLUTION NO. 2012-370

A RESOLUTION AUTHORIZING NEGOTIATION AND EXECUTION OF A CONTRACT WITH THE IBERIA PARISH SHERIFF'S DEPARTMENT FOR THE OPERATIONS OF THE IBERIA PARISH JAIL, WHICH INCLUDES ANNUAL PAYMENT TO THE SHERIFF OF \$1.2 MILLION, THE SHERIFF ASSUMING \$12,000 OR 50% OF THE AMBULANCE CONTRACT AND PARISH ASSUMING UTILITIES, MEDICAL, ETC., FOR A TERM OF FIVE YEARS BEGINNING OCTOBER 1, 2012 OR AS SOON AS POSSIBLE AND FURTHER REQUESTING THAT THE EXISTING CONTRACT WITH THE SHERIFF BE CONTINUED ON A MONTH TO MONTH BASIS UNTIL THE NEW CONTRACT IS EXECUTED.

WHEREAS, the Iberia Parish Government currently has a contract with the Iberia Parish Sheriff's Department for the operation and maintenance of the Iberia Parish Jail for a ten year period which expires on September 30, 2012; and

WHEREAS, the Iberia Parish Sheriff has presented a contract for operation and maintenance of the Iberia Parish Jail for a five year term, which contract terms are still in negotiation stages; and

WHEREAS, some of the agreed-upon terms of the proposed contract include the following:

- a) Annual payment of \$1.2 million to the Sheriff;
- b) Sheriff to assume 50% of ambulance service contract;
- c) Sheriff to agree to pay maintenance projects up to \$5,000 (in lieu of \$1,000 as originally included in the draft contract);
- d) Parish will pay all utilities for the facility;
- e) Parish will assume all costs of medical contract;
- f) Parish will pay 50% of ambulance contract and 100% of other contracts included within contract
- g) Parish will provide generator maintenance and repair
- h) Parish will provide industrial dishwasher
- i) Parish will provide fire safety equipment and fire suppression system;
- j) Parish will provide on call 24 hour maintenance employee

WHEREAS, in addition to the \$1.2 million to be paid to the Sheriff's Department, it is estimated that Iberia Parish Government would incur additional costs of approximately \$700,000 to provide the items requested in the above paragraph; and

WHEREAS, while said items are still being negotiated, it is requested that the Iberia Parish Sheriff's Department agree to the month-to-month continuation of the existing contract until a new contract can be executed.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize negotiation and execution of a contract with the Iberia Parish Sheriff's Department for the operation and maintenance of the Iberia Parish Jail, which includes annual

payment to the Sheriff in the amount of \$1.2 million, the Sheriff assuming 50% of the ambulance contract costs and the Parish assuming utilities, maintenance employee, etc. for a term of five years beginning October 1, 2012 or as soon as possible.

BE IT FURTHER RESOLVED, that the Iberia Parish Council does hereby request that the existing contract with the Sheriff be continued on a month to month basis until the new contract is executed.

BE IT FURTHER RESOLVED, that this item shall be forwarded to the District Attorney's Office requesting assistance with negotiations of a new contract.

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

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, and Marty Trahan.

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

ABSTAIN: D. Wayne Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

**17437**

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

RESOLUTION NO. 2012-371

A RESOLUTION REQUESTING THE DISTRICT ATTORNEY'S OFFICE FOR A LEGAL OPINION REGARDING A FINDING INCLUDED IN A RECENT REPORT BY KOLDER, CHAMPAGNE, SLAVEN AND COMPANY REGARDING REVISIONS MADE TO EXISTING JOB DESCRIPTIONS BY THE PARISH PRESIDENT TO DETERMINE IF COUNCIL APPROVAL FOR SUCH REVISIONS IS REQUIRED.

WHEREAS, the Iberia Parish Council adopted Resolution No. 2012-159, dated April 25, 2012, which employed the engagement of a firm to be used for a review of agreed-upon procedures regarding personnel employed following January 11, 2012; and

WHEREAS, Resolution No. 2012-194 dated May 5, 23, 2012, authorized a contract with Kolder, Champagne, Slaven and Company, for the conducting of the agreed-upon procedures; and

WHEREAS, Resolution No. 2012-308, dated August 22, 2012, accepted receipt of the report of the findings of these agreed-upon procedures and authorized the submission of this report to the Louisiana Legislative Auditor and other State agencies as necessary; and

WHEREAS, as a result of said report, it was determined that the Parish President has authorized waiver and modification of existing approved job descriptions; and

WHEREAS, it was also noted that said waivers and modifications of existing job descriptions took place after employees were already employed by Iberia Parish Government.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby recognize that said report includes a recommendation that the Council should consider changing and/or amending the Home Rule Charter and/or Personnel Policy to includes steps and documentation for waiving job qualifications.

BE IT FURTHER RESOLVED, that said report also recommends that the Parish should establish a policy where written documentation changing the job description and qualifications should exist prior to or at the time of offering a candidate employment.

BE IT FURTHER RESOLVED, that the Iberia Parish Council does hereby request the District Attorney's Office for a legal opinion regarding a recommendation included in a recent report by Kolder, Champagne, Slaven and Company regarding waivers and revisions made to existing job descriptions by the Parish President to determine if Council approval for such revisions is required prior to enactment.

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: Thomas J. Landry, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: Maggie F. Daniels and Lloyd Brown.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

# 17439

A motion was made by Mr. Troy Comeaux, seconded by Mr. Jerome Fitch, that the Iberia Parish Council adopt Resolution Summary No. 372, which is a Resolution requesting the District Attorney's Office to provide direction to the Council regarding Louisiana Attorney General's Opinion No. 12-0044 and further authorizing submission of said opinion to State agencies as necessary, be adopted.

Upon discussion of this proposed motion, it was suggested that the Council proceed on a fact-finding inquiry prior to submission of this request to the District Attorney or the Attorney General for further action as necessary.

A substitute motion was made by Mr. Troy Comeaux, seconded by Mr. Ricky J. Gonsoulin, that the Iberia Parish Council does hereby defer action on Resolution Summary No. 372, which is a Resolution requesting the District Attorney's Office to provide direction to the Council regarding Louisiana Attorney General's Opinion No. 12-0044 and further authorizing submission of said opinion to State agencies as necessary, until further action can be taken by the Council, including a special meeting for the purpose of fact-finding regarding these issues which will tentatively be held on Tuesday, October 9, 2012.

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: Lloyd Brown.

ABSENT: Curtis Boudoin and Glenn Romero.

And the motion to defer was declared adopted this 26th day of September, 2012.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Thomas J. Landry, that the Iberia Parish Council does hereby adopt Resolution Summary No. 373, which is a Resolution requesting the District Attorney's office provide a legal opinion regarding an unapproved job description for the position of Public Information Officer and Maintenance Superintendent, be adopted.

Upon discussion of this proposed Resolution, the Council was advised that additional factual information would be required to provide such as legal opinion, as to where the document came from, who prepared it, who placed it in a personnel file, etc.

A substitute motion was made by Mr. Troy Comeaux, seconded by Mr. Jerome Fitch, that the following be adopted:

RESOLUTION NO. 2012-373

A RESOLUTION, AS AMENDED, REQUESTING THE IBERIA PARISH PRESIDENT TO PROVIDE FACTUAL INFORMATION REGARDING AN UNAPPROVED JOB DESCRIPTION FOR THE POSITION OF PUBLIC INFORMATION OFFICER AND MAINTENANCE SUPERINTENDENT IN ORDER THAT SAID INFORMATION CAN BE FORWARDED TO THE DISTRICT ATTORNEY'S OFFICE FOR FURTHER ACTION.

WHEREAS, the Iberia Parish Council has been made aware that there exists a job description, titled Public Information Officer and Maintenance Superintendent, which was located within a specific employee's personnel file, which job description includes the copyright information from the Archer Company; and

WHEREAS, the Iberia Parish Council has also received confirmation in writing from the Archer Company that the job description in question was not prepared by their company.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby direct the Parish President to respond to various questions regarding the job description entitled Public Information Officer and Maintenance Superintendent, including, but not limited to, the following:

- a) Who prepared said job description and at who's direction was said document prepared?
- b) Who authorized the use of the Archer Company copyright on each page of said job description?
- c) How did this job description get filed in a specific employee's personnel file?

BE IT FURTHER RESOLVED, that it shall be directed that the Parish President shall provide a response to this Resolution by Noon on Thursday, October 5, 2012 in order that this response can be placed for discussion at the next Council meeting to be held on Wednesday, October 10, 2012.

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.

# 17441

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

YEAS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

ABSENT AT VOTING: Roger Duncan.

And the substitute motion was declared adopted this 26th day of September, 2012.

**17442**

A motion was made by Mr. Troy Comeaux, seconded by Mr. Jerome Fitch, that the Iberia Parish Council discuss and consider various actions regarding the vacancy of the Director of Finance position in regards to check signing, budget review meetings and other financial matters.

Following discussion of this item, the motion and second for this motion were withdrawn as no vote of the Council was necessary.

# 17443

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

## RESOLUTION NO. 2012-375

A RESOLUTION ESTABLISHING AND AUTHORIZING FINDINGS AS RELATED TO PROPERTY VALUATION AND ASSESSMENT FOR JEFFERSON ISLAND STORAGE AND HUB, LLC AS INCLUDED IN THE JOINT STIPULATION OF PARTIES DATED SEPTEMBER 14, 2012 AND FURTHER DIRECTING THE IBERIA PARISH ASSESSOR TO REVIEW ITS 2012 REAL AND PERSONAL PROPERTY AD VALOREM VALUATION FOR SAID PROPERTY TO REFLECT THE CORRECT 11% INFRASTRUCTURE RATE FOR THE PAD GAS, ALL AS RECOMMENDED BY THE ASSESSOR'S LEGAL COUNSEL LEON MINVIELLE, III.

WHEREAS, the Iberia Parish Assessor and Jefferson Island Storage and Hub LLC have been in litigation since 2006 regarding the tax assessment for Parcel No. 1101557001; and

WHEREAS, said parties have entered into a Joint Stipulation Agreement dated September 14, 2012 regarding certain items within said litigation; and

WHEREAS, the Iberia Parish Assessor is assessing said parcel at the 11% infrastructure rate for the pad gas for 2012 as agreed upon within said Joint Stipulation.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby approve and agree to the following: (1) finding that pad gas in an operational necessity that forms part of Parcel No. 1101557001 and therefore an 11% infrastructure rate must be applied to the pad gas consistent with the final ruling of the 19th Judicial District Court for the Parish of East Baton Rouge on that issue and (2) directing the Iberia Parish Assessor to revise its 2012 real and personal property ad valorem valuation for said Parcel to reflect the correct 11% infrastructure rate for the pad gas.

BE IT FURTHER RESOLVED, that the Iberia Parish Council does hereby accept the 2012 real and personal property ad valorem valuations for this Parcel with respect to all other matters so that the Parties, who presently disagree as to the correctness of such valuation, may promptly bring those matters for resolution before the Louisiana Tax Commission and ultimately before a court of competent jurisdiction, if 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

# 17445

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

## RESOLUTION NO. 2012-376

A RESOLUTION AMENDING THE 2012 FIRE PROTECTION DISTRICT NO. 1 FUND BUDGET IN THE AMOUNT OF \$25,000 FOR THE PURCHASE OF REPLACEMENT HOSE AND ADDITIONAL HOSE ON ALL TRUCKS, ALL TO BE FUNDED FROM FUND BALANCE - PREVIOUS YEARS.

WHEREAS, the Iberia Parish Fire Protection District No. 1 has requested funding in the amount of \$25,000 for the purchase of replacement hose and additional hose on all trucks.

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 of \$25,000 for purchase of replacement hose and additional hose on all trucks, as follows:

| <u>ACCOUNT NO.</u>    | <u>ACCOUNT TITLE</u> | <u>BUDGET</u> | <u>ADJUSTMENT</u> |
|-----------------------|----------------------|---------------|-------------------|
| 543200 2210 0000 0000 | Repair & Mtce Equip  | \$10,500      | \$25,000          |
| 599000 2210 0000 0000 | Fund Balance         | \$76,059      | (\$25,000)        |

BE IT FURTHER RESOLVED, that this appropriation shall be funded from the 2012 Fire Protection District No. 1 Fund Budget, Fund Balance - Previous Years.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

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

RESOLUTION NO. 2012-377

A RESOLUTION OF CONDOLENCES TO THE FAMILY OF MRS. FLORENCE DARBY, SISTER OF PUBLIC WORKS EMPLOYEE HAROLD BROOKS, WHO PASSED AWAY ON SEPTEMBER 5, 2012.

WHEREAS, it is with profound sorrow that the Iberia Parish Council does hereby acknowledge the recent passing of Mrs. Florence Darby, sister of Public Works employee Harold Brooks, who passed away on September 5, 2012; and

WHEREAS, Mrs. Darby was a daughter, sister, wife, mother, grandmother, and great grandmother to his family; and

WHEREAS, Mrs. Darby will be deeply missed by his family, his friends, and the community.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its sincere sympathies and condolences to the family of Mrs. Florence Darby, sister of Public Works employee Harold Brooks, who passed away September 5, 2012.

BE IT FURTHER RESOLVED, that this Resolution shall be forwarded to the family of Mrs. Darby.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

# 17447

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

## RESOLUTION NO. 2012-378

A RESOLUTION ENDORSING THE APPLICATION OF CARDINAL SERVICES, LLC, FOR THE LOUISIANA ENTERPRISE ZONE PROGRAM.

WHEREAS, the sales/use tax rebates for the Quality Jobs Program are governed by §51.1787 (Louisiana Enterprise Zone Program) and;

WHEREAS, the Quality Jobs Program offers significant incentives for economic development in the State and;

WHEREAS, the Iberia Parish Council states this endorsement is in agreement with the Comprehensive Economic Development Strategy for their area, and;

WHEREAS, the attached Census Tract/Block Group map has been marked to show the location of the business being endorsed and;

WHEREAS, in accordance with the Louisiana Quality Jobs Program requirements, Cardinal Services, LLC agrees:

1. To participate in the Quality Jobs Program.
2. To assist the Department in evaluating progress made in any Enterprise Zones within its jurisdiction.
3. To REBATE all eligible local sales/use taxes on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business permanently on that site.

BE IT RESOLVED by the Iberia Parish Council, in regular and legal session convened on 26th day of September, 2012 and endorses Cardinal Services, LLC, Application No. 20120925 to participate in the Louisiana Quality Jobs Program.

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

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

# 17449

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

## RESOLUTION NO. 2012-380

A RESOLUTION AMENDING RESOLUTION NO. 2011-74, ADOPTED APRIL 6, 2011, WHICH AMENDED A POLICY THAT ALL ROYALTY REVENUES IN EXCESS OF \$2.1 MILLION BE DEDICATED TO RESERVE FUNDING FOR FUTURE ROAD IMPROVEMENTS PROJECTS, TO AMEND SAID AMOUNT TO \$2.9 MILLION, WHICH WILL INCLUDE AN IMMEDIATE APPROPRIATION OF \$800,000 FOR FUTURE ROAD IMPROVEMENTS PROJECTS, IN ADDITION TO ANY EXCESS FUNDS.

WHEREAS, Resolution No. 97-228, adopted November 12, 1997, established a policy to provide that any Royalty revenues received in an amount over \$950,000 in any given year shall be dedicated to reserve funding for future road improvements projects; and

WHEREAS, Resolution No. 2011-74, adopted April 6, 2011, amended a policy that all revenues in excess of \$2.1 million be dedicated to reserve funding for future road improvements projects; and

WHEREAS, it is the intention of the Iberia Parish Council to amend said amount to \$2.9 million in order to include an immediate appropriation of \$800,000 for future road improvements projects; and

WHEREAS, this \$800,000 appropriation is in intended to be in addition to any excess funds.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend Resolution No. 2011-74, adopted April 6, 2011, which amended a policy that all Royalty revenues in excess of \$2.1 million be dedicated to reserve funding for future road improvements projects, to amend said amount to \$2.9 million.

BE IT FURTHER RESOLVED, said amended amount of \$2.9 million shall include an immediate appropriation of \$800,000 which shall be used for future road improvements projects.

BE IT FURTHER RESOLVED, that the amended amount of \$2.9 million is in addition to any excess funds that shall be transferred for future road improvements projects.

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

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

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

NAYS: Troy Comeaux.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

# 17451

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

## RESOLUTION NO. 2012-381

A RESOLUTION AUTHORIZING THE PAYMENT OF MILEAGE TO COUNCIL MEMBERS WHO ATTENDED THE POLICE JURY ASSOCIATION'S REGION 3 MEETING, HELD AUGUST 16, 2012 AT THE WEST BATON ROUGE COMMUNITY CENTER, AT AN ESTIMATED COST OF \$82.60 PER PERSON.

WHEREAS, eight Council members registered for attendance at the Police Jury Association's Region 3 Meeting, held August 16, 2012 at the West Baton Rouge Community Center; and

WHEREAS, it is necessary to authorize travel for payment for mileage traveled to this meeting, all in accordance with the Travel Expense Policy adopted by Ordinance No. 2007-08-3908, adopted August 8, 2007; and

WHEREAS, payment for mileage to those persons who drove to attend this meeting is estimated to be \$82.60 per person.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the payment of mileage to Council members who attended the Police Jury Association's Region 3 Meeting, held August 16, 2012 at the West Baton Rouge Community Center.

BE IT FURTHER RESOLVED, that payment for mileage to those persons who drove to the meeting is hereby authorized at \$82.60 per person, all as indicated on the Expense Report completed for said purpose.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

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

RESOLUTION NO. 2012-382

A RESOLUTION AUTHORIZING THE SUBMISSION OF CAPITAL OUTLAY APPLICATIONS FOR THE UPCOMING YEAR, WHICH ARE DUE BY NOVEMBER 1, 2012 AND WHICH WILL BE PREPARED FOR SUBMISSION BY MINVIELLE AND ASSOCIATES, WITH SAID FINAL LIST OF PROJECTS TO BE APPROVED BY THE IBERIA PARISH COUNCIL PRIOR TO THE SUBMISSION OF SAID APPLICATION.

WHEREAS, the Iberia Parish Government is interested in applying for grant funding assistance for various capital outlay projects which would enhance and improve the infrastructure and services currently being provided to its citizens; and

WHEREAS, all Capital Outlay Fund Applications for Fiscal Year 2013 must be submitted to the State of Louisiana by November 1, 2012; and

WHEREAS, the Administration is requested that said application for Iberia Parish be prepared for submission by Minvielle and Associates; and

WHEREAS, it is the intentions of the Iberia Parish Council to approve the final list of projects to be submitted prior to the submission of said application.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the submission of Capital Outlay Applications for the upcoming year, which are due by November 1, 2012.

BE IT FURTHER RESOLVED, that the Iberia Parish Council does hereby authorize Minvielle and Associates to prepare said application for submission to the State.

BE IT FURTHER RESOLVED, that the Iberia Parish Council does hereby require the final list of projects to be submitted to the Iberia Parish Council at the next meeting of the Council for approval by the Council to submission of said application.

BE IT FURTHER RESOLVED, that the Parish President is authorized to execute all necessary documents in accordance with this Resolution.

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

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

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

**17453**

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

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

RESOLUTION NO. 2012-383

A RESOLUTION AMENDING THE 2012 DRUG COURT FUND BUDGET IN THE AMOUNT OF \$133,652, TO ACCEPT A GRANT FOR THE DWI COURT FUNCTION.

WHEREAS, the Drug Court Program has recently been successful in obtaining grant funding for their DWI Court Function; and

WHEREAS, it is necessary to adjust the 2012 Drug Court Fund Budget to facilitate the receipt of said grant.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Drug Court Fund Budget, as follows:

| <u>ACCOUNT NO.</u>    | <u>ACCOUNT TITLE</u>  | <u>BUDGET</u> | <u>ADJUSTMENT</u> |
|-----------------------|-----------------------|---------------|-------------------|
| 431000 0000 0000 1020 | Federal Sources       | -0-           | \$133,652         |
| 511000 4140 0000 1020 | Personal Services     | -0-           | \$47,081          |
| 521000 4140 0000 1020 | Group Insurance       | -0-           | \$6,630           |
| 522100 4140 0000 1020 | Medicare              | -0-           | \$683             |
| 523000 4140 0000 1020 | Parochial Retirement  | -0-           | \$7,415           |
| 533000 4140 0000 1020 | Professional Services | -0-           | \$48,530          |
| 533200 4140 0000 1020 | Lab Testing Services  | -0-           | \$16,929          |
| 553000 4140 0000 1020 | Communications        | -0-           | \$3,504           |
| 558000 4140 0000 1020 | Travel & Training     | -0-           | \$2,880           |

BE IT FURTHER RESOLVED, that this funding shall be funded from grant revenues from a Federal source.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

# 17455

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

## RESOLUTION NO. 2012-384

A RESOLUTION AMENDING THE 2012 ROYALTY FUND BUDGET IN THE NET AMOUNT OF \$472,853, TO PROVIDE FOR CORRECTED CARRYOVER BALANCES FOR VARIOUS PROJECTS.

WHEREAS, there is a need to carry over balances for various projects within the 2012 Royalty Fund Budget; and

WHEREAS, it is necessary to adjust said budget to facilitate said carry overs.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 Royalty Fund Budget, as follows:

| <u>ACCOUNT NO.</u>    | <u>ACCOUNT TITLE</u> | <u>BUDGET</u> | <u>ADJUSTMENT</u> |
|-----------------------|----------------------|---------------|-------------------|
| 434001 0000 0000 3009 | State FP&C           | \$3,242,986   | \$635,000         |
| 431000 3200 0000 1037 | CIAP Vermilion Bay   | \$4,769,195   | (\$70,223)        |
| 431000 3200 0000 1038 | Contributions Wks    | \$77,000      | (\$20,000)        |
| 431000 3200 0000 1040 | CIAP Lake Tom        | \$657,054     | (\$5,116)         |
| 431000 3200 0000 1041 | CIAP Lake Sand       | \$1,105,630   | (\$5,116)         |
| 431000 3200 0000 1042 | CIAP Port Rd         | \$512,595     | (\$84,255)        |
| 434001 5100 0000 3019 | St FP&C Rynella      | -0-           | \$68,600          |
| 434001 6520 0000 3016 | St FP&C Lemaire      | -0-           | \$373,902         |
| 499000 0000 0000 0000 | Fund Bal Prev.       | \$9,175,852   | (\$472,852)       |
| 575000 1919 0008 0000 | Contract Pmts        | \$192,000     | (\$1,000)         |
| 575000 1919 2105 0000 | Contract Pmts Jail   | \$1,000,000   | (\$60,896)        |
| 533100 3200 0000 1037 | Arch/Engr Srvcs      | \$107,000     | (\$70,000)        |
| 575000 3200 0000 1037 | Contract Pmts        | \$4,662,195   | (\$223)           |
| 533100 3200 0000 1038 | Arch/Engr Srvcs Wk   | \$77,000      | (\$20,000)        |
| 533100 3200 0000 1040 | Arch/Engr Srvcs      | \$11,500      | (\$5,000)         |
| 575000 3200 0000 1040 | Contract Pmts Lake   | \$645,554     | (\$116)           |
| 533100 3200 0000 1041 | Arch/Engr Srvcs      | \$11,500      | (\$5,000)         |
| 575000 3200 0000 1041 | Contract Pmts Lake   | \$1,094,130   | (\$116)           |
| 533100 3200 0000 1042 | Arch/Engr Srvcs      | \$23,785      | (\$4,884)         |
| 575000 3200 0000 1042 | Contract Pmts Port   | \$483,310     | (\$79,371)        |
| 533100 3310 0000 0000 | Arch/Engr Srvcs      | -0-           | \$1,854           |
| 575000 3310 0000 0000 | Road Reserve         | \$33,356      | \$491,923         |
| 960345 3310 0000 2018 | LCDBG Fund           | -0-           | \$217,881         |
| 960344 3310 0000 9018 | Rd Project           | \$1,250,000   | (\$1,250,000)     |
| 575000 3450 0000 3009 | Contract Pmts        | \$2,967,986   | \$635,000         |
| 533000 5100 0000 3019 | Prof Srvc Rynella    | \$2,050       | \$6,150           |
| 575000 5100 0000 3019 | Contract Pmts        | \$21,283      | \$62,450          |
| 533000 6520 0000 3016 | Prof Srvc Lemaire    | -0-           | \$16,931          |
| 575000 6520 0000 3016 | Contract Pmts        | -0-           | \$484,357         |

BE IT FURTHER RESOLVED, that said funding shall be funded from the Fund Balance - Previous Years and various specific project line items.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

# 17457

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

## RESOLUTION NO. 2012-385

A RESOLUTION AMENDING THE 2012 LCDBG FUND BUDGET IN THE TOTAL AMOUNT OF \$97,900, TO REFLECT LOCAL MATCHING FUNDS REQUIRED FOR THE COTTON STREET IMPROVEMENTS PROJECT, ALL TO BE FUNDED FROM THE ROYALTY FUND BUDGET, FUND BUDGET - PREVIOUS YEARS, IN THE AMOUNT OF \$62,281 AND \$35,619 FROM CITY OF NEW IBERIA.

WHEREAS, Iberia Parish Government has recently been successful in obtaining grant funding for the Cotton Street Improvements Project; and

WHEREAS, it is necessary to adjust the 2012 LCDBG Fund Budget to appropriate local matching funds required for said project in the amount of \$62,281; and

WHEREAS, the City of New Iberia has agreed to participate in the funding of said project and it is necessary to adjust the budget to accept funding from the City in the amount of \$35,619.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2012 LCDBG Fund Budget, as follows:

| <u>ACCOUNT NO.</u>                         | <u>ACCOUNT TITLE</u> | <u>BUDGET</u> | <u>ADJUSTMENT</u> |
|--|----------------------|---------------|-------------------|
| 431000 3310 0000 2018 LCDBG                |                      | \$258,000     | -0-               |
| 910340 3310 0000 2018 Royalty Fund         |                      | \$155,600     | \$62,281          |
| 470061 3310 0000 2018 Contribs-CNI         |                      | -0-           | \$35,619          |
| 533100 3310 0000 2018 Arch/Eng Services    |                      | -0-           | \$58,000          |
| 533200 3310 0000 2018 Lab Testing Services |                      | -0-           | \$5,600           |
| 533000 3310 0000 2018 Professional Fees    |                      | -0-           | \$32,900          |
| 575000 3310 0000 2018 Contract Payments    |                      | \$413,600     | \$1,400           |

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2012 Royalty Fund Budget and contributions from 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of

September, 2012.

# 17459

A motion was made by Mr. Troy Comeaux, seconded by Mr. Roger Duncan, that the Iberia Parish Council does hereby defer action regarding Resolution Summary No. 386, which is a Resolution directing a course of action relative to the signing of all checks issued by the Council Chairman on behalf of Iberia Parish Government until a replacement is employed for the position of Director of Finance, to the next meeting of October 10, 2012 until further action can be taken.

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the motion to defer was declared adopted this 26th day of September, 2012.

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

RESOLUTION NO. 2012-387

A RESOLUTION REQUESTING THE RAILROAD DIVISION OF THE LA. DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT AND BNSF AND/OR L & D RAILROADS TO CONSIDER THE INSTALLATION OF LIGHTS AND/OR CROSSING ARMS AT A RAILROAD CROSSING ON LA. 677 (SUGAR MILL ROAD) NEAR THE CLOSED SUGAR MILL, TO IMPROVE SAFETY AT THIS CROSSING.

WHEREAS, there is a railroad crossing on La. 677 (Sugar Mill Road) near the site of the closed sugar mill; and

WHEREAS, this crossing does not have lighting and does not presently have safety crossing arms at this location; and

WHEREAS, citizens of the Parish had expressed their concerns regarding the safety of this crossing, especially after daylight hours since the track is dark and does not have lighting, making it hard to see oncoming trains; and

WHEREAS, the installation of lights and/or crossing arms at this railroad crossing would enhance and improve safety at this crossing.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Railroad Division of the La. Department of Transportation and Development and BNSF and/or L & D Railroads to consider the installation of lights and/or crossing arms at a railroad crossing on La. 677 (Sugar Mill Road) near the closed sugar mill to improve safety at this crossing.

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

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th of September, 2012.

# 17461

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

## RESOLUTION NO. 2012-388

A RESOLUTION REQUESTING THE RAILROAD DIVISION OF THE LA. DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT AND BNSF AND/OR L&D RAILROAD TO CONSIDER THE INSTALLATION OF LIGHTS AND/OR CROSSING ARMS AT A RAILROAD CROSSING ON LA. 344 (SUGAR OAKS ROAD), DISTRICT 9.

WHEREAS, there is a railroad crossing on La. 344 (Sugar Oaks Road) that does not have lighting and does not presently have safety crossing arms at this location; and

WHEREAS, citizens of the Parish had expressed their concerns regarding the safety of this crossing, especially after daylight hours since the track is dark and there is no lighting, making it hard to see oncoming trains; and

WHEREAS, the installation of lights and/or crossing arms at this railroad crossing would enhance and improve safety at this crossing.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Railroad Division of the La. Department of Transportation and Development and BNSF and/or L & D Railroads to consider the installation of lights and/or crossing arms at a railroad crossing on La. 344 (Sugar Oaks Road), District 9.

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

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th of September, 2012.

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

RESOLUTION NO. 2012-389

A RESOLUTION REQUESTING THE PARISH ADMINISTRATION TO CONSIDER THE EMPLOYMENT OF MR. JAMES ANDERSON AS A CONSULTANT TO CONDUCT A HOUSE COUNT UNDER THE TERMS OF THE IESI SOLID WASTE CONTRACT.

WHEREAS, Resolution No. 2011-57 authorized a contract for the Collection and Disposal of Residential Solid Waste for Iberia Parish residents; and

WHEREAS, the contractor may request that a house count be conducted, all in accordance with the terms of the contract; and

WHEREAS, IESI is requesting that said house count be conducted and it is the intent of the Iberia Parish Council to propose consideration for the hiring of Mr. James Anderson as a consultant to perform said house count.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Administration to consider the employment of Mr. James Anderson as a consultant to conduct a house count under the terms of the IESI Solid Waste Contract at a cost to be determined and reported back to the Council for budget adjustment as 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th of September, 2012.

# 17463

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

## RESOLUTION NO. 2012-390

A RESOLUTION REQUESTING THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT TO CONSIDER THE INSTALLATION OF A STOP SIGN AT THE INTERSECTION OF LA. 3212 (NORTHWEST BYPASS) AT U.S. HIGHWAY 90.

WHEREAS, there is a concern that there may be a need for the installation of a stop sign on the frontage road of U.S. Highway 90 near its intersection with LA 3212.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Louisiana Department of Transportation and Development to consider the installation of a stop sign on the frontage road of U.S. Highway 90 near its intersection with LA 3212 (Northwest Bypass).

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to the Iberia Parish Legislative Delegation requesting their support and 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th of September, 2012.

A motion was made by Ms. Maggie F. Daniels, seconded by Ms. Aquicline Rener-Arnold, that the following be adopted:

RESOLUTION NO. 2012-391

A RESOLUTION ORDERING AND CALLING A PUBLIC HEARING TO BE HELD ON OCTOBER 24, 2012 FOR PUBLIC COMMENTS FOR THE CONSOLIDATED BUDGET STATEMENT FOR THE PROPOSED 2013 BUDGET.

WHEREAS, the Iberia Parish Home Rule Charter requires the Council to call a Public Hearing upon receipt of the Parish President's Consolidated Budget Statement for the proposed 2012 budgets.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby order and call a Public Hearing to be held on Wednesday, October 24, 2012 at 6:00 p.m. to obtain public comments regarding the Consolidated Budget Statement and the proposed 2013 budgets.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th of September, 2012.

# 17465

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

## RESOLUTION NO. 2012-393

A RESOLUTION EXPRESSING APPRECIATION TO DIRECTOR OF FINANCE KIMBERLY D. SEGURA FOR HER CONTRIBUTIONS TO IBERIA PARISH GOVERNMENT, WHO HAS RECENTLY TENDERED HER RESIGNATION.

WHEREAS, Ms. Kimberly D. Segura has been employed as the Director of Finance for Iberia Parish Government since May 8, 2006; and

WHEREAS, Ms. Segura has served diligently and untiring in her capacity as Director of Finance, providing assistance to co-workers and the general public in an efficient manner; and

WHEREAS, Ms. Segura has tendered her resignation as Director of Finance, effective September 27, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its appreciation to Director of Finance Kimberly D. Segura for her contributions to Iberia Parish Government, who has recently tendered her resignation.

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

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th of September, 2012.

A motion to expand the agenda to discuss and consider the adoption of Summary No. 394, which is a Resolution authorizing an amendment to a contract for the Loren Avenue Repair - Root Barrier Installation Project, in order to forego the root barrier option and have the trees removed from the area, as proposed by National Foundation Repair and agreed upon by Project Engineer Berard, Habetz and Associates, and all to be completed at a cost to be determined but within the amount of \$38,500 which has been budgeted for said root barrier installation option.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Ricky J. Gonsoulin, that the Iberia Parish Council does hereby recess its Regular Session and convene as a Public Hearing to obtain public comments regarding Resolution Summary No. 394, as stated above.

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the motion was declared adopted this 26th day of September, 2012.

Councilman Ricky J. Gonsoulin explained to the Council that the root barrier options may not be sufficient to solve the problems of asphalt cracking of Loren Avenue. In lieu of root barriers, it was requested that the trees in question be removed so that future damages are not incurred. Public Works Director Herman Broussard stated that this project should be done by a contractor as the Public Works Department does not have the manpower for this job.

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

A motion was made by Mr. Ricky J. Gonsoulin, seconded by Mr. Roger Duncan, that the Iberia Parish Council does hereby recess its Public Hearing and reconvene into Regular Session.

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the motion to reconvene into Regular Session was declared

**17467**

adopted this 26th day of September, 2012.

A motion was made by Mr. Ricky J. Gonsoulin, seconded by Mr. Roger Duncan, that the Iberia Parish Council does hereby expand its agenda to consider Summary No. 394, which is a Resolution authorizing an amendment to a contract for the Loren Avenue Repair - Root Barrier Installation Project, in order to forego the root barrier option and have the trees removed from the area, as proposed by National Foundation Repair and agreed upon by Project Engineer Berard, Habetz and Associates, and all to be completed at a cost to be determined but within the amount of \$38,500 which has been budgeted for said root barrier installation option.

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

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

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the motion to expand the agenda was declared adopted this 26th day of September, 2012.

# 17469

A motion was made by Mr. Ricky J. Gonsoulin, seconded by Mr. David Ditch, that the following be adopted:

## RESOLUTION NO. 2012-394

A RESOLUTION AUTHORIZING THE ISSUANCE OF A REQUEST FOR PROPOSALS FOR CONTRACT SERVICES FOR THE REMOVAL OF TREES FROM THE LOREN AVENUE AREA AS REVIEWED BY PROJECT ENGINEER BERARD, HABETZ AND ASSOCIATES, AND ALL TO BE COMPLETED AT A COST TO BE DETERMINED WITHIN THE PROJECT'S FUNDING.

WHEREAS, Iberia Parish Government has accepted proposals for a root barrier installation option for trees along Loren Avenue, known as the Loren Avenue Repair - Root Barrier Installation Project at a cost of \$38,500; and

WHEREAS, it has been recommended that this project may not satisfactorily remove the trees, roots and other problems creating the cracking of the asphalt for Loren Avenue, which has recently been repaired; and

WHEREAS, it has been recommended and approved by the Project Engineer, Berard, Habetz and Associates, that removal of the trees from the area, all at a cost to be determined but within the budgeted cost would be a more appropriate option.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the issuance of Requests for Proposals for tree removal at Loren Avenue as approved by Project Engineer Berard, Habetz and Associates, and all to be completed at a cost to be determined but within the budgeted 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Curtis Boudoin and Glenn Romero.

And the Resolution was declared adopted this 26th day of September, 2012.

ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4401 (Introduced by Jerome Fitch, District 11)  
An Ordinance amending Chapter 16 of the Iberia Parish Compiled Ordinances to increase the speed limit on that portion of Crochet Road from LA 86 (Loreauville Road) to Tete Bayou.

A motion was made by Mr. Jerome Fitch, seconded by Ms. Aquicline Rener-Arnold, that the Iberia Parish Council does hereby adjourn.

The motion carried.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:

---

Clerk of the Council