

FEBRUARY 27, 2013

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, February 27, 2013.

The following members were recorded PRESENT:

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

ABSENT: Ricky Gonsoulin.

OTHERS IN ATTENDANCE: Dean Wattigny, Asst. District Attorney
John Raines, Permits, Planning & Zoning
Carmen Judice, Floodplain Management
Mike Gillard, Human Resources Director

The Parish Council of the Parish of Iberia, State of Louisiana, was duly convened as the Governing Authority of the Parish of Iberia by Mr. Roger Duncan, its Chairman, who announced that the Council was now ready to conduct its business.

A motion was made by Mr. Jerome W. Fitch, seconded by Mr. Ricky J. Gonsoulin, that the Iberia Parish Council does hereby dispense with the reading of the minutes of the regular meeting of February 13, 2013 and approve said minutes as submitted.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the motion was declared adopted this 27th day of February, 2013.

PERSONS TO ADDRESS THE COUNCIL:

1. Mr. Johnny Indest addressed the Council regarding the findings of the recent Recreation/Civic Center Study. He expressed support for this project as it would benefit the entire Parish. Councilman David Ditch requested that the Council meet with representatives of the City of New Iberia to form a committee to consider a Cooperative Endeavor Agreement with the Parish's Economic Development District No. 1 to work on this project. New Iberia Mayor Hilda Curry addressed the Council in support of this project as a City/Parish project and suggested possible use of TIF funding for this project. Councilman Bernard Broussard also requested that the Council also consider the Acadiana Fairgrounds Commission site for the construction of a possible civic center on said site.
2. Persons addressing the Council who are applying for consideration for appointment to various Boards and Commissions. Ms. Carol Bodin applying for the New Iberia Veterans Memorial Building Board and Mr. Pat Carlyon applying for the Acadiana Fairgrounds Commission.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Lloyd Brown, that the Iberia Parish Council does hereby recess its Regular Session and call a Public Hearing to obtain public comments regarding the expansion of the agenda to allow Ms. Skie Sagrera, representing C. H. Fenstermaker and Associates, to address the Council regarding the status of the Tete Bayou Drainage Project.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the motion was declared adopted on this the 27th day of February, 2013.

Upon requesting and hearing no comments regarding the proposed expansion of the agenda, the Chairman requested a motion to adjourn the Public Hearing and to reconvene as Regular Session.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Lloyd Brown, that the Iberia Parish Council does hereby adjourn the 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, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the motion was declared adopted on this the 27th day of February, 2013.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Lloyd Brown, that the Iberia Parish Council does hereby expand the agenda to allow Ms. Skie Sagrera, representing C. H. Fenstermaker and Associates, to provide the Council with a status report on the Tete Bayou Drainage Project.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the motion was declared adopted on this the 27th day of February, 2013.

PERSONS TO ADDRESS THE COUNCIL:

3. Ms. Skie Sagrera, representing C. H. Fenstermaker and Associates, addressed the Council and explained that bids will be opened on March 14 for the Tete Bayou Cleaning Project. She stated that there will be cutting of trees within the channel. There will be no spoil removal as that would require a permit from the Corps of Engineers. All bridges are to be cleaned with siltation, which will be hauled off. A meeting with property owners will be held prior to the contractor beginning work.

SPECIAL BUSINESS:

1. The Council then considered a motion to override the Parish President's veto of Ordinance No. 2013-01-4451, which Ordinance amends the Compiled Ordinances of Iberia Parish to provide penalties for persons violating the provisions of the Iberia Parish Home Rule Charter.

A motion was made by Mr. David Ditch, seconded by Mr. Marty Trahan, that the Iberia Parish Council consider a motion to override the Parish President's veto of and readopt Ordinance No. 2013-01-4451, as follows:

ORDINANCE NO. 2013-01-4451

AN ORDINANCE AMENDING THE COMPILED ORDINANCES OF IBERIA PARISH TO PROVIDE PENALTIES FOR PERSONS VIOLATING THE PROVISIONS OF THE IBERIA PARISH HOME RULE CHARTER.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the Iberia Parish Compiled Ordinances are hereby amended as follows:

Iberia Parish Home Rule Charter - Violations prohibited.

Definitions - Same.

"Charter" as used herein shall mean the Iberia Parish Home Rule Charter as originally adopted and amended.

"Public Official" and "Public Employee" as used herein shall mean "Iberia Parish Public Official" and "Iberia Parish Public Employee".

General Provisions - Same.

A violation of the Charter is committed when any Parish public official or Iberia Parish public employee shall:

1. Intentionally refuse or fail to perform any duty lawfully required of him/her by the Charter, as such officer or employee; or
2. Intentionally perform any such duty in an manner prohibited by the Charter; or
3. Knowingly permit any other public officer or public employee, or person or entity under his authority, to intentionally refuse or fail to perform any duty required of him/her under the Charter, or to perform any such duty in a manner that is prohibited by the Charter;

Any duty required of a public officer or public employee by the Charter when delegated by him/her to a public officer or public employee shall be deemed to be a duty of such public officer or employee. The delegation of such duty shall not relieve the public officer or employee of his/her duty under the Charter.

Penalties - Same.

Whoever commits a violation of the Iberia Parish Charter shall be deemed guilty of a misdemeanor and punished therefore by a fine not to exceed five hundred dollars (\$500.00) or imprisonment in the parish jail for not more than thirty (30) days, or both.

SECTION 2. 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 motion to override the veto of and readopt Ordinance No. 2013-01-4451, having been submitted to a vote, the vote thereon was as follows:

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

NAYS: Maggie F. Daniels and Lloyd Brown.

ABSENT: Ricky J. Gonsoulin.

And the motion to override the veto of and readopt Ordinance No. 2013-01-4451 was declared adopted on this the 27th day of February, 2012.

2. Mr. John Raines, Permits, Planning and Zoning Director, addressed the Council to provide a report of findings regarding the recent reclassification of property of Mr. Orien Landry from Agricultural to Industrial, District 14. The report includes a recommendation to deny the reclassification request as submitted for various reasons included limited access to and from the site is unacceptable, potential for spot zoning, etc. Also addressing the Council regarding this matter was Mr. Orien Landry, Sr who explained the industry and business he would be establishing at the site. It was also explained that

COUNCIL MEMBER ANNOUNCEMENTS

1. Mr. Roger Duncan announced that the Iberia Parish Levee District and Parish President Romero will be having a Town Hall Meeting on Friday, March 1, 2013 at 6:00 p.m. at the New Iberia Veterans Memorial Building in regards to the April 6, 2013 tax election.

PARISH PRESIDENT ANNOUNCEMENTS

None.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Troy Comeaux, that the Iberia Parish Council does hereby recess its Regular Session and convene as a Public Hearing to obtain public comments regarding Ordinances and Resolutions being considered for final adoption.

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

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the motion was declared adopted this 27th day of February, 2013.

Attorney Richard Becker addressed the Council regarding Resolution Summary No. 53 regarding the zoning reclassification of the Orien Landry Sr property. Mr. Becker spoke in favor of the proposed Resolution which would rescind the previous authorization for reclassification of the property from agricultural to industrial. Also addressing the Council regarding this matter was Mr. Orien Landry Sr.

Mr. Randy Gonsoulin also addressed the Council expressing opposition to proposed Resolution Summary No. 59 which proposes additional funding for the Cajun Rvera Project. Mr. Karl Vincent addressed the Council to explain that the pool and water features are crucial to the operation and the Acadiana Fairgrounds Commission is interested in opening the project by June 15 to allow for 73 days for use of these facilities, which will generate necessary revenue to reimburse these costs being requested for completion of the project.

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 Ms. Maggie F. Daniels, seconded by Mr. Glenn Romero, 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, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the motion was declared adopted this 27th day of February, 2013.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Marty Trahan, that the Iberia Parish Council does hereby table Summary No. 4454, which is an Ordinance amending the existing policy for residential solid waste collection and disposal to allow the "grandfathering" of existing trailer parks which have been collected for several years and further considering policy revisions for future trailer park developments, until further financial information is available.

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

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the motion to table was declared adopted this 27th day of February, 2013.

A motion was made by Mr. Marty Trahan, seconded by Ms. Maggie F. Daniels, that the Iberia Parish Council does hereby delete Summary No. 4459, which an Ordinance amending the Compiled Ordinances to establish a temporary all-way stop at the intersection of David Duboin Road and Lewis Street.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the motion to delete was declared adopted this 27th day of February, 2013.

A motion was made by Mr. Thomas J. Landry, seconded by Mr. Marty Trahan, that the Iberia Parish Council does hereby adopt Ordinance Summary No. 4464, which is an Ordinance authorizing the creation of an Airport District with the boundaries to include only properties maintained and operated by the Iberia Parish Airport Authority and provide that the Council shall serve as the governing authority of said District, with the Airport Director to work directly for the Iberia Parish Council, contingent upon review and approval by the District Attorney's Office.

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

YEAS: Curtis Boudoin, Thomas J. Landry, Bernard E. Broussard, Glenn Romero, Roger Duncan, Marty Trahan, and D. Wayne Romero.

NAYS: Maggie F. Daniels, Lloyd Brown, Troy Comeaux, David Ditch, Jerome W. Fitch, and Aquicline Rener-Arnold.

ABSENT: Ricky J. Gonsoulin.

And the Ordinance **FAILED** to be adopted this 27th day of February, 2013.

A motion was made by Mr. Lloyd Brown, seconded by Mr. D. Wayne Romero, that the following be adopted:

ORDINANCE NO. 2013-02-4465

AN ORDINANCE PROVIDING FOR THE CONTINUED LEVY WITHIN THE PARISH OF IBERIA, STATE OF LOUISIANA, EFFECTIVE AUGUST 1, 2013, OF A ONE-FOURTH OF ONE PERCENT (1/4%) SALES AND USE TAX UPON THE SALE AT RETAIL, THE USE, THE LEASE OR RENTAL, THE CONSUMPTION, AND THE STORAGE FOR USE OR CONSUMPTION, OF TANGIBLE PERSONAL PROPERTY AND ON SALES OF SERVICES IN SAID PARISH, PROVIDING FOR THE ASSESSMENT, COLLECTION, PAYMENT THEREOF AND THE DEDICATION OF THE PROCEEDS OF SAID TAX AND THE PURPOSE FOR WHICH THE PROCEEDS OF THE TAX MAY BE EXPENDED, SUCH TAX HAVING BEEN AUTHORIZED AT A SPECIAL ELECTION HELD IN SAID PARISH ON DECEMBER 8, 2012.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, under the provisions of Article VI, Section 29 of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority and an election to be held on December 8, 2012, the Parish of Iberia, State of Louisiana (the "Parish"), acting through the Iberia Parish Council, as its governing authority (the "Governing Authority") and the governing authority of the Parish, is authorized to levy and collect within the Parish from and after August 1, 2013, a one-fourth of one percent (1/4%) sales and use tax (the "Tax"), upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and upon the sale of services as defined in applicable statutory authority, subject to voter approval of the following proposition at said election held on December 8, 2012:

PROPOSITION (SALES TAX RENEWAL)

Summary: Authority to renew a 1/4% sales tax for 10 years with the proceeds to be used as follows: (1) to pay the cost of maintaining and operating a Parishwide mosquito control program, including the cost of acquiring land, buildings and equipment necessary in connection therewith; and (2) the balance of the proceeds to be divided annually on or before May 1st of each year, between the Parish and the incorporated municipalities of the parish on a per capita basis according to the 2010 U.S. Census, for the purpose of constructing, acquiring and improving drainage facilities; with authority to fund their respective proceeds into bonds for paying the cost of the aforesaid capital improvements.

Shall the Parish of Iberia, State of Louisiana (the "Parish"), under the provisions of Article VI, Section 29 of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority supplemental thereto, be authorized to continue to levy and collect a tax of one-fourth of one percent (1/4%) (the "Tax") upon the sale at retail, the use, the lease or rental, the consumption and storage for use or consumption of tangible personal property and on sales of services in the Parish, all as defined by law (an estimated \$3,250,000 reasonably expected at this time to be collected from the levy of the Tax for an entire year), for a period of ten (10) years, from and after

August 1, 2013, with the proceeds of the Tax (after paying the costs of collecting and administering the Tax), to be used as follows:

1. To pay the cost of maintaining and operating a Parishwide mosquito control program, including the cost of acquiring land, buildings and equipment necessary therefor; and
2. The balance of the proceeds to be divided annually on or before May 1st of each year, between the Parish and the incorporated municipalities of the Parish on a per capita basis according to the 2010 U.S. Census, for the purpose of constructing, acquiring and improving drainage facilities;

and further, shall the Parish and the municipalities in the Parish be authorized to fund their respective proceeds of the Tax into bonds to pay the cost of the aforesaid capital improvements to the extent and in the manner permitted by the laws of Louisiana, including Sub-Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended?

WHEREAS, in compliance with the aforesaid constitutional and statutory authority and said special election of December 8, 2012, it is the desire of this Governing Authority to provide for the levy and collection of the Tax and to provide for distribution of the proceeds thereof and other matters in connection therewith as hereinafter provided in this ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Iberia Parish Council (the "Governing Authority"), acting as the governing authority of the Parish of Iberia, State of Louisiana (the "Parish") thereof, that:

SECTION 1. Imposition. Pursuant to the authority of a special election held in the Parish of Iberia, State of Louisiana, on December 8, 2012, the Tax is hereby levied upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property, and upon the lease or rental of tangible personal property and on the sales of services in the Parish, as defined by law. The Uniform Local Sales Tax Code, as enacted by Act 73 of the 2003 Regular Session of the Louisiana Legislature and as it may be amended, shall apply in the assessment, collection, administration and enforcement of the Tax, the provisions of which are hereby incorporated by reference.

SECTION 2. Rate of Tax. The Tax is levied at the rate of one-fourth of one percent (1/4%) of the sales price of each item or article of tangible personal property when sold at retail in the Parish, the Tax to be computed on gross sales for the purpose of remitting the amount of tax due to the Parish, and to include each and every retail sale. The Tax is levied at the rate of one-fourth of one percent (1/4%) of the cost price of each item or article of tangible personal property when the same is not sold but is used, consumed, distributed, or stored for use or consumption in the Parish, provided there shall be no duplication of the Tax. The Tax is levied at the rate of one-fourth of one percent (1/4%) of the gross proceeds derived from the lease or rental of tangible personal property, as defined by law, where the lease or rental of

such property is an established business, or part of an established business, or the same is incidental or germane to the said business, or of the monthly lease or rental price paid by lessee or rentee, or contracted or agreed to be paid by lessee or rentee to the owner of the tangible personal property. The Tax is levied at the rate of one-fourth of one percent (1/4%) of the amount paid or charged for taxable services, as defined by law, performed in the Parish.

SECTION 3. Effective Date. The Tax shall be effective on August 1, 2013.

SECTION 4. Term. The Tax shall remain in effect for ten (10) years (August 1, 2013 through July 31, 2023).

SECTION 5. Purposes. The proceeds of the Tax shall be used for the purposes set forth in the proposition approved by the voters in the special election held in the Parish on December 8, 2012, authorizing the Tax, which proposition is set forth in the preamble hereto.

SECTION 6. Vendor's Compensation. For the purpose of compensating the dealer in accounting for and remitting the Tax levied by this ordinance, each dealer shall be allowed one percent (1%) of the amount of Tax due and accounted for and remitted to the Parish's collector in the form of a deduction in submitting its report and paying the amount due by the dealer, provided the amount due was not delinquent at the time of payment, and provided the amount of any credit claimed for taxes already paid to a wholesaler shall not be deducted in computing the commission allowed the dealer hereunder.

SECTION 7. Exclusions and Exemptions. The Governing Authority adopts none of the optional exclusions or exemptions allowed by State sales and use tax law, nor does this Governing Authority adopt any exclusions or exemptions authorized by legislation enacted under Article VI, Section 29 (D)(1) of the Constitution of the State of Louisiana of 1974, that are not allowed as an exclusion or exemption from State sales and use tax. Included within the base of the Tax is every transaction, whether sales, use, lease or rental, consumption, storage or service, with no exclusions or exemptions except for those mandated upon political subdivisions by the Constitution or statutes of the State of Louisiana, including the Act.

SECTION 8. Interest on Unpaid Amount of Tax Due. As authorized by La. R.S. 47:337.69, the interest on unpaid amounts of the Tax which are due shall be at the rate of one and one-fourth percent (1- $\frac{1}{4}$ %) per month.

SECTION 9. Delinquency Penalty. The delinquency penalty, as provided by La. R.S. 47:337.70, shall be five percent (5%) per month on the unpaid amount of the Tax due for each thirty-day period, not to exceed five thirty-day periods.

SECTION 10. Penalty for False, Fraudulent or Grossly Incorrect Return. The penalty as authorized by La. R.S. 47:337.72 shall be fifty percent (50%) of the amount of the Tax found to be due.

SECTION 11. Negligence Penalty. The penalty as authorized by La. R.S. 47:337.73 shall be five percent (5%) of the unpaid amount of the Tax found to be due, or ten dollars (\$10.00), whichever is greater.

SECTION 12. Penalty for Insufficient Funds Check. The penalty as authorized by La. R.S. 47:1604.2 shall be an amount equal to the greater of one percent (1%) of the check or twenty dollars (\$20.00).

SECTION 13. Attorney Fees. The collector is authorized to employ private counsel to assist in the collection of any taxes, penalties or interest due under this ordinance, or to represent him in any proceeding under this ordinance. If any taxes, penalties or interest due under this ordinance are referred to an attorney at law for collection, an additional charge of attorney fees, in the amount of ten per centum (10%) of the taxes, penalties and interest due, shall be paid by the tax debtor.

SECTION 14. Penalty for Costs Incurred. As provided by R.S. 47:337.75, and under the circumstances set forth therein, a penalty shall be added to the amount of Tax due in an amount as itemized by the Collector to compensate for all costs incurred in making an examination of books, records or documents, or an audit thereof, or in the holding of hearings or the subpoenaing and compensating of witnesses.

SECTION 15. Distrainment Penalty. The penalty as provided by R.S. 47:337.76 in cases where the distraint procedure is used in the collection of the Tax shall be ten dollars (\$10.00).

SECTION 16. Limits on Interest, Penalty and Attorney Fees. Should the interest, penalties or attorney fees herein, or the combined interest, penalties and attorney fees, be declared to be in excess of limits provided by other law, including relevant jurisprudence, then the maximum interest, penalties and attorney fees allowed by such other law shall apply.

SECTION 17. Collector. The Tax levied by this ordinance is authorized to be collected by a "Collector" which term shall mean the Iberia Parish School Board.

SECTION 18. Powers of Collector. The Collector is hereby authorized, empowered and directed to carry into effect the provisions of this ordinance, to appoint deputies, assistants or agents to assist it in the performance of its duties, and in pursuance thereof to make and enforce such rules as it may deem necessary.

SECTION 19. Agreement to Collect Tax on Vehicles. With regard to the collection of the Tax on any motor vehicle, automobile, truck, truck-trailer, trailer, semi-trailer, motor bus, home trailer, or any other vehicle subject to the vehicle registration license Tax, this Governing Authority, acting through the President of this Governing Authority, is authorized to enter into an agreement or agreements with the Vehicle Commissioner, Department of Public Safety and Corrections, for the collection of the Tax on such vehicles, as provided by R.S.47:303(B).

SECTION 20. Revenues of Tax. All taxes, revenues, funds, assessments, moneys, penalties, fees or other income which may be collected or come into the possession of the Collector under any provision or provisions of this ordinance relating to the Tax shall be promptly deposited by the Collector for the account of the Parish in the special fund to be established and maintained for the deposit of such proceeds, which fund shall be a separate bank account to be maintained with the regularly designated fiscal agent of the Parish; provided, however, any amount which is paid under protest or which is subject to litigation may be transferred to a

separate account established by the Collector with said fiscal agent pending the final determination of the protest or litigation.

In compliance with the said special election of December 8, 2012, authorizing the Tax, after all reasonable and necessary costs and expenses of collecting and administration of the Tax have been paid as provided for above, the remaining balance in said special fund shall be available for appropriation and expenditures by this Governing Authority solely for the purposes designated in the applicable proposition authorizing the levy of the Tax.

SECTION 21. Severability. If any or more of the provisions of this ordinance shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this ordinance, but this ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this ordinance which validates or makes legal any provision of this ordinance which would not otherwise be valid or legal, shall be deemed to apply to this ordinance.

SECTION 22. Uniform Sales Tax Controlling. If any provision of this ordinance shall be in conflict with the provisions of the Uniform Local Sales Tax Code, the provisions of the Uniform Local Sales Tax Code shall be controlling.

SECTION 23. Effective Date of Ordinance. This ordinance shall be in full force and effect immediately upon its adoption, being an ordinance affecting the public peace, health and safety.

SECTION 24. Publication and Recordation. This ordinance shall be published in one issue of the official journal of this Governing Authority as soon as is reasonably possible. A certified copy of this ordinance shall be recorded in the mortgage records of the Parish of Iberia, State of Louisiana.

SECTION 25. 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, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Ordinance was declared adopted this 27th day of February, 2013.

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

ORDINANCE NO. 2013-02-4466

AN ORDINANCE AUTHORIZING AND APPROVING THE ISSUANCE OF A SPECIAL USE/CONDITIONAL USE PERMIT TO ALLOW A CELLULAR TOWER IN THE 11800 BLOCK OF THE OLD JEANERETTE ROAD FROM ROLAND LANE, LOCATED IN DISTRICT 11, ALL AS REVIEWED BY THE IBERIA PARISH REGIONAL ZONING COMMISSION.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. The applicants, David E and Suzanne Luke, through their agent, Gaye Alexander Mitchell Site Acq., are requesting a Special Use/Conditional Use Permit to allow the installation of a cellular tower on their property in the 11800 block of the Old Jeanerette Road.
- SECTION 2. The property is zoned Agricultural (A-1), currently vacant, and a cellular tower may be permitted as a Special Use/Conditional Use, if approved by the Iberia Parish Council.
- SECTION 3. A similar request for a communication tower was presented to the Iberia Parish Regional Zoning Commission in November, 2012, but no action was taken at that time due to local opposition, and the applicants withdrew their request until further notice.
- SECTION 4. The applicants were originally requesting approval to construct a 205' self supporting telecommunication tower, but, altered their request in an attempt to appease the opposition of the area residents; now, the applicants are proposing to construct a 145' monopole tower to improve communication in the area.
- SECTION 5. At the January Zoning Commission Public Hearing and Meeting, the applicants presented substantive data and information supporting the need for the tower and the safety aspects of the recently designed tower as opposed to the original design, while the local opposition was represented by one resident who resubmitted a petition opposing the project (which petition was originally submitted at November 2012 Zoning Commission Meeting).
- SECTION 6. The Iberia Parish Zoning Commission decided to forward this request to the Iberia Parish Council without a recommendation.
- SECTION 7. The Iberia Parish Council, after proper public notice and advertisement, public hearing and due deliberation, does hereby authorize and approve the issuance of a Special Use/Conditional Use Permit to allow a Cellular Tower in the 111800 Block of the Old Jeanerette Road from Roland Lane, District 11.
- 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, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Ordinance was declared adopted this 27th day of February, 2013.

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

ORDINANCE NO. 2013-02-4467

AN ORDINANCE APPROVING THE REQUEST FOR THE REASSEMBLY OF LOTS 4 AND 5 OF INTERLAKEN WEST SUBDIVISION AND FURTHER TO ABANDON AN EXISTING DRAINAGE EASEMENT BETWEEN THE FORMER LOTS, LOCATED ON DANIEL LANE IN DISTRICT 8, CONTINGENT UPON THE PUBLIC WORKS DEPARTMENT APPROVING AN ALTERNATIVE DRAINAGE EASEMENT.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. The property owner is requesting approval for Reassembly of Lots 4 and 4 of Interlaken West Subdivision as depicted on the attached plat.
- SECTION 2. The request for reassembly and abandonment of the drainage easement was reviewed and approved by the Public Works Department.
- SECTION 3. At the January 17, 2013 public hearing and Iberia Parish Planning Commission Meeting, the Commission accepted the application for reassembly of Lots 4 and 5 and abandonment of the drainage easement located between Lots 4 and 5 as depicted on the attached plat, conditional upon receipt of a statement of No Impact signed and stamped by an engineer prior to the issuance of any Building Permits.
- SECTION 4. The Iberia Parish Council does hereby authorize and approve the reassembly of Lots 4 and 5 and abandonment of the drainage easement located between Lots 4 and 5 as depicted on the attached plat, conditional upon receipt of a statement of No Impact signed and stamped by an engineer prior to the issuance of any Building Permits.
- SECTION 5. 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, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Ordinance was declared adopted this 27th day of February, 2013.

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

ORDINANCE NO. 2013-02-4468

AN ORDINANCE APPROVING THE REQUEST OF MELISSA DUBOIS ROGERS, ET. AL. TO RECLASSIFY PROPERTY LOCATED ON LA. HWY. 14, WEST OF SEGURA LANE INTERSECTION, FOR THE PROPOSED CONSTRUCTION OF A DOLLAR GENERAL STORE, FROM MIXED RESIDENTIAL (R-2) TO GENERAL BUSINESS COMMERCIAL (C-2), LOCATED IN DISTRICT 13.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. That Ordinance NO. 2009-02-4099, adopted February 25, 2009, establishing 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 Map and Ordinance was adopted the area shown on the attached plat was zoned Agricultural (A-1).
- SECTION 3. The property owner is now requesting reclassification from Agricultural to General Business Commercial for the purposes of constructing a Dollar General Store on the site.
- 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 proper general advertisement and did conduct a Public Hearing to receive public input on the reclassification request.
- SECTION 5. On January 17, 2013, the Zoning Commission conducted its Public Hearing on the proposed reclassification request and after due deliberation did recommend denial of the reclassification request from Agricultural (A-1) to General Business Commercial (C-2). The Commission recommended denial for various reasons.
- SECTION 7. The Iberia Parish Council, after hearing the recommendation of the Iberia Parish Regional Zoning Commission, all public input, deliberation does hereby **approve** the zoning reclassification of said property from Agricultural (A-1) to General Business Commercial (C-2).
- SECTION 8. That the Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

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

NAYS: Maggie F. Daniels.

ABSENT: Ricky J. Gonsoulin.

And the Ordinance was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-53

A RESOLUTION AUTHORIZING THE INTRODUCTION OF AN ORDINANCE FOR RESCINDING ORDINANCE NO. 2012-11-4405, WHICH AUTHORIZED THE RECLASSIFICATION OF PROPERTY OF MR. ORIEN A. LANDRY, SR., LOCATED AT THE INTERSECTION OF CONFEDERATE DRIVE AND CONFECTION DRIVE, FROM AGRICULTURAL (A-1) TO INDUSTRIAL (I-1), IN ORDER THAT THE ZONING CLASSIFICATION FOR SAID PROPERTY SHALL REVERT BACK TO AGRICULTURAL (A-1).

WHEREAS, the Iberia Parish Zoning Commission recommended that the Iberia Parish Council deny the zoning reclassification of property of Mr. Orien A. Landry, Sr.; and

WHEREAS, the Iberia Parish Council adopted Ordinance No. 2012-11-4405, dated November 14, 2012, which authorized the zoning reclassification of property of Mr. Orien A. Landry, Sr., located at the intersection of Confederate Drive and Confection Drive, from Agricultural (A-1) to Industrial (I-1); and

WHEREAS, several residents have complained regarding the overturning of the recommendation of the Iberia Parish Zoning Commission to DENY this property reclassification as requested; and

WHEREAS, a review the Iberia Parish Permits, Planning and Zoning Director has revealed various reasons why the property should not be classified as Industrial (I-1), including that the area surrounding this property is residential.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the introduction of an Ordinance for rescinding Ordinance No. 2012-11-4405, which authorized the reclassification of property of Mr. Orien A. Landry, Sr., located at the intersection of Confederate Drive and Confection Drive, from Agricultural (A-1) to Industrial (I-1), in order that the zoning classification for said property shall revert back to Agricultural (A-1).

BE IT FURTHER RESOLVED, that said proposed Ordinance shall be considered for final adoption at the regular Council meeting to be held on Wednesday, March 13, 2013.

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, Glenn Romero, Jerome W. Fitch, and Aquicline Rener-Arnold.

NAYS: Maggie F. Daniels, David Ditch, Roger Duncan, Marty Trahan, and D. Wayne Romero.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-59

A RESOLUTION AMENDING THE 2013 GENERAL FUND BUDGET IN THE AMOUNT OF \$691,500 TO THE ACADIANA FAIRGROUNDS COMMISSION TO PROVIDE FUNDING AS NECESSARY FOR BIDDING OF PHASE III OF THE CAJUN RVERA PROJECT, ALL TO BE FUNDED FROM THE 2013 GENERAL FUND BUDGET, FUND BALANCE - PREVIOUS YEARS AND FURTHER THAT THE COMMISSION SHALL REIMBURSE SAID FUNDING WITH REVENUES DERIVED FROM THE CAJUN RVERA PROJECT WITH FIRST REVENUES TO BE USED FOR BOND PAYMENTS, THEN \$100,000 FROM REVENUES REMAINING FOR OPERATIONS AND BALANCE OF REVENUES TO BE USED TO OFFSET THE FUNDING APPROVED HEREIN.

WHEREAS, the Acadiana Fairgrounds Commission has proposed to construct an RV park, to be called Cajun Rvera, which construction is to take place in three phases; and

WHEREAS, Phases I and II have been funded from a bond issue in the amount of \$5,000,000 and it is necessary to obtain additional funding to complete Phase III, which is the swimming area; and

WHEREAS, the Acadiana Fairgrounds Commission is requesting that Iberia Parish Government provide funding in the amount of \$691,500 as necessary for the bidding of Phase III of the Cajun RVerA Project.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2013 General Fund Budget in the amount of \$691,500 to provide funding as necessary for bidding of Phase III of the Cajun RVerA Project as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Balance	\$604,635	\$691,500
960474 5240 0045 0000	AFG Construction	-0-	\$691,500
910001 5240 0045 0000	Op. Tr. General Fund	-0-	\$691,500
575000 5240 0045 0000	Contract Payments	-0-	\$691,500

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2013 General Fund Budget, Fund Balance - Previous Years.

BE IT FURTHER RESOLVED, that the Commission shall reimburse said funding with revenues derived from the Cajun Rvera Project with the first revenues to be used for bond payments, then \$100,000 from revenues remaining for operations and the balance of said revenues to be used to offset the funding approved herein.

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

NAYS: Troy Comeaux and David Ditch.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

A motion was made by Mr. Marty Trahan, unanimously seconded by Mes. 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 Aquicline Rener-Arnold, that the following be adopted:

RESOLUTION NO. 2013-61

A RESOLUTION OF CONDOLENCES TO THE FAMILY OF MR. DICKIE ROMERO, BROTHER OF DISTRICT 14 COUNCIL MEMBER D. WAYNE ROMERO, WHO PASSED AWAY ON FEBRUARY 9, 2013.

WHEREAS, it is with profound sorrow that the Iberia Parish Council does hereby acknowledge the recent passing of Mr. Dickie Romero, brother of District 14 Council member D. Wayne Romero, who passed away on February 9, 2013; and

WHEREAS, Mr. Romero was a son, brother, father, and grandfather to his family; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its sincere sympathies and condolences to the family of Mr. Dickie Romero, who passed away on February 9, 2013.

BE IT FURTHER RESOLVED, that this Resolution shall be forwarded to the family of Mr. Dickie Romero.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

ABSTAIN: D. Wayne Romero.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-62

A RESOLUTION AUTHORIZING THE EXECUTION OF THE NECESSARY AGREEMENTS FOR THE SUGAR CANE FESTIVAL BUILDING ROOF PROJECT, INCLUDING ALTERNATE BIDS, WITH ALL NECESSARY FUNDING FOR SAID PROJECT ALREADY IN PLACE.

WHEREAS, the State of Louisiana's Facility Planning and Control (FP&C) has approved Project No. 50-J23-08b-05 for the Sugar Cane Festival Building Improvements for a roofing project; and

WHEREAS, FP&C has concurred with the Construction Contract/Roof Replacement, with a base bid of \$357,303 and an Alternate No. 1 of \$10,500, to provide a total amount of \$367,803; and

WHEREAS, FP&C has calculated the State's share of said contract to be \$73,192, which is 19.9% of the total amount of said project.

WHEREAS, the necessary funding is in place for the acceptance of this project including the alternate as necessary.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution of the necessary agreements for the Sugar Cane Festival Building Roof Replacement Project, including alternates, with all necessary funding for said project already in place.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-63

A RESOLUTION AUTHORIZING A REDUCTION OF THE DRAINAGE EASEMENT FOR CHANNEL L-1C (DELAHOUSSAYE CANAL) ON THE PROPERTY OF TECHE FARMS ONLY, ALL AS REVIEWED AND APPROVED BY THE PUBLIC WORKS DEPARTMENT.

WHEREAS, a request has been made to reduce this right-of-way from 140' to 50' along the property of Teche Farms, LLC only.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize a reduction in the right-of-way for Channel L-1C (Delahoussaye Canal) from 140' to 50' on one side only on the property of Teche Farms, LLC.

BE IT FURTHER RESOLVED, that said right-of-way reduction has been reviewed and recommended by the Public Works Director.

BE IT FURTHER RESOLVED, that this reduction in rights-of-way shall be recorded in the Official Records of Iberia Parish.

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, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

ABSENT AT VOTE: Troy Comeaux.

And the Resolution was declared adopted this 27th day of February, 2013.

A motion was made by Mr. Marty Trahan, seconded by Mr. Glenn Romero, that Summary No. 64, which is a Resolution amending the 2013 Parishwide Drainage Fund Budget in the amount of \$8,000 to provide funding for the placement of 80 feet of 60 inch galvanized pipe to repair a crushed pipe creating drainage problems at 5303 and 5217 Old LA. 25, located in District 13, all to be funded from the Fund Balance - Previous Years.

A substitute motion was made by Mr. Marty Trahan, seconded by Mr. Lloyd Brown, that the Iberia Parish Council does hereby table Summary No. 64 for additional information and forward said item to the next Council meeting to be held on March 13, 2013.

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

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the motion to table was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-65

A RESOLUTION REQUESTING THE IBERIA PARISH SCHOOL BOARD TO INSTALL A TURNING LANE AT LA. 675 (JEFFERSON ISLAND ROAD) NEAR THE JEFFERSON ISLAND ROAD ELEMENTARY SCHOOL, LOCATED IN DISTRICT 14.

WHEREAS, the Jefferson Island Road Elementary School is located on Jefferson Island Road; and

WHEREAS, traffic becomes congested in this area during the times when buses and individual vehicles are attempting to turn onto the school property to deliver and retrieve students at this campus; and

WHEREAS, the installation of a turn lane in this area would ease the traffic congestion during these times.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Iberia Parish School Board to install a turning lane at La. 675 (Jefferson Island Road) near the Jefferson Island Road Elementary School, located in District 14.

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

NAYS: David Ditch.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-66

A RESOLUTION REQUESTING THE ADMINISTRATION TO SCHEDULE THE CLEANING OF CHANNEL L-4F-17, LOCATED IN DISTRICT 14, ALL CONTINGENT UPON REVIEW AND APPROVAL BY THE DISTRICT ATTORNEY'S OFFICE.

WHEREAS, a drainage easement was established for Channel L-4F-17 in order that the Parish may maintain adequate drainage in this area; and

WHEREAS, it is necessary to clean this channel to allow drainage to flow unobstructed.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Administration to schedule the cleaning of Channel L-4F-17, located in District 14, all contingent upon review and approval by the District Attorney's Office.

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

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

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-67

A RESOLUTION GRANTING PRELIMINARY APPROVAL TO THE PROPERTY OF CURTIS AND THERESA FLASH LOCATED ON EMILE VERRET ROAD ROUGHLY BOUNDED BY TETE BAYOU, EMILE VERRET ROAD, SOUTH ESTATE DRIVE AND TIMBERSTONE SUBDIVISION, LOCATED IN DISTRICT 6, ALL CONTINGENT UPON REVIEW AND APPROVAL BY THE DISTRICT ATTORNEY'S OFFICE REGARDING THE TROTTER STREET EXTENSION RIGHT-OF-WAY.

WHEREAS, an application has been filed with the Iberia Parish Regional Planning Commission for Preliminary Approval for the division of sixteen (16) acres into six (6) approximate one acre single family residential lots fronting Emile Verret Road; and

WHEREAS, the remaining approximate ten (10) acres of the property is proposed to be utilized as a boarding/grooming facility for pets; and

WHEREAS, the site has frontage on Emile Verret Road (LA 3195) and S. Estate Drive as well as the existing Trotter Street right-of-way within the Timberstone Subdivision; and

WHEREAS, Trotter Street commences at Duperior and proceeds to N. Lewis Street; and

WHEREAS, Trotter Street has been the subject of much debate on its need to be extended through vacant property and said proposed extension is included in the City of New Iberia's Master Plan; and

WHEREAS, however, the Iberia Parish Government has not adopted a Master Plan, but has made some efforts in obtaining necessary rights-of-way for said Trotter Street Extension through to LA 3195 (Emile Verret Road); and

WHEREAS, Trotter Street if fully extended connecting N. Lewis Street to Emile Verret Road and South Estates Drive would serve as an efficient collector connecting key components of the transportation network while providing additional alternatives to the transportation network; and

WHEREAS, ending Trotter Street at its present terminus would eliminate any future opportunity to connect North Lewis Street to Emile Verret Road; and

WHEREAS, the decision on the extension of Trotter Street must be finalized prior to the granting of Preliminary/Final Subdivision Approval, and

WHEREAS, the Iberia Parish Regional Planning Commission accepted the application and in accordance with 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

WHEREAS, On January 17, 2013, the Planning Commission conducted its Public Hearing and after due deliberation did unanimously recommend approval of the proposed development, as submitted, conditional upon approvals of CLECO, LAWCO and the Sewer District.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby grant Preliminary Approval to the property of Curtis and Theresa Flash located on Emile Verret Road, roughly bounded by Tete Bayou, Emile Verret Road, South Estate Drive, and Timberstone Estates Subdivision, located in District 6.

BE IT FURTHER RESOLVED, that this Preliminary Approval is contingent upon the review and approval by the District Attorney's Office making a determination as to whether the developer is to provide a right-of-way for the extension of Trotter Street in this development.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter. A motion to call for the question was made by Ms. Maggie F. Daniels.

The call for the question 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, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the call for the question was declared adopted this 27th day of February, 2013.

A substitute motion was made by Mr. Troy Comeaux, that the Iberia Parish Council does hereby table action regarding this matter and refer said item back to the Iberia Parish Regional Planning Commission for further direction.

Upon requesting and hearing no second for the substitute motion, the Chairman declared that the substitute motion failed for the lack of a second.

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, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: Troy Comeaux.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-68

A RESOLUTION REQUESTING THE IBERIA PARISH REGIONAL ZONING COMMISSION TO RECONSIDER THE ZONING ASSIGNED TO GRAND PRAIRIE SUBDIVISION, CURRENTLY ZONED MIXED RESIDENTIAL (R-2) TO SINGLE FAMILY RESIDENTIAL (R-1), LOCATED OFF OF JEFFERSON ISLAND ROAD IN DISTRICT 2.

WHEREAS, Ordinance No. 2009-02-4099, adopted February 25, 2009, establishing Zoning Regulations for rural Iberia Parish and is recorded in the Official Records of Iberia Parish at COB 1430, Page 35, and the Zoning Map indicates that Grand Prairie Subdivision was zoned Mixed Residential (R-2); and

WHEREAS, the Public Works Committee considered an item to reclassify the site from Mixed Residential (R-2) to Single Family Residential (R-1); and

WHEREAS, it is the intent of the Iberia Parish Council to request the Iberia Parish Regional Zoning Commission to reconsider the zoning assigned to Grand Prairie Subdivision.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Iberia Parish Regional Planning Commission to reconsider the zoning assigned to Grand Prairie Subdivision, currently zoned Mixed Residential (R-2) to Single Family Residential (R-1), located off of Jefferson Island Road in District 2.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

ABSENT AT VOTING: David Ditch.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-69

A RESOLUTION REQUESTING THE IBERIA PARISH REGIONAL ZONING COMMISSION TO RECONSIDER THE ZONING ASSIGNED TO JACK BROOKS SUBDIVISION, CURRENTLY ZONED MIXED RESIDENTIAL (R-2) TO SINGLE FAMILY RESIDENTIAL (R-1), LOCATED IN DISTRICT 10.

WHEREAS, Ordinance No. 2009-02-4099, adopted February 25, 2009, establishing Zoning Regulations for rural Iberia Parish and is recorded in the Official Records of Iberia Parish at COB 1430, Page 35, and the Zoning Map indicates that Jack Brooks Subdivision was zoned Mixed Residential (R-2); and

WHEREAS, a request has been received from the property owner to reclassify the site from Mixed Residential (R-2) to Single Family Residential (R-1); and

WHEREAS, it is the intent of the Iberia Parish Council to request the Iberia Parish Regional Zoning Commission to reconsider the zoning assigned to Jack Brooks Subdivision.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Iberia Parish Regional Planning Commission to reconsider the zoning assigned to Jack Brooks Subdivision, currently zoned Mixed Residential (R-2) to Single Family Residential (R-1), located in District 10.

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, Troy Comeaux, Bernard E. Broussard, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: Lloyd Brown.

ABSENT: Ricky J. Gonsoulin.

ABSENT AT VOTING: David Ditch.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-70

A RESOLUTION GRANTING PRELIMINARY AND FINAL APPROVAL TO THE PROPERTY OF HALLIBURTON ENERGY SERVICES LOCATED ON UNIVERSAL PARKWAY BETWEEN ADMIRAL DOYLE DRIVE AND WEST OLD SPANISH TRAIL, LOCATED IN DISTRICT 3, CONTINGENT UPON ALL ISSUES BEING RESOLVED AS LISTED IN ITEM NO. 4 OF THE STAFF REPORT DATED JANUARY 27, 2013.

WHEREAS, Halliburton Energy Services is requesting Preliminary and Final Approval for property located on Universal Parkway (a public road) between Admiral Doyle and West Old Spanish Trail; and

WHEREAS, said property consists of 102.909 acres and is zoned Industrial, with the site being proposed to be developed as a "single tenant" development with multiple work areas and an initial office building; and

WHEREAS, said site is not being subdivided but being reassembled from different tracks into one tract; and

WHEREAS, the preliminary design plans have been reviewed by various elements of Iberia Parish for compliance with development regulations and have found to be compliant; and

WHEREAS, the Iberia Parish Zoning Commission considered this request at their January 17, 2013 Regular Meeting and after proper public notice and advertisement, Public Hearing, and due deliberation voted unanimously to grant Preliminary and Final Approval, contingent upon compliance with the following items:

1. One of the two driveways onto Admiral Doyle does not align properly with the existing crossovers. Although Admiral Doyle is being redesigned and reconstructed and the location of the crossovers may be modified, the offset needs to be addressed.
2. The designs of the "throats" of the driveways should be reviewed and approved by Public Works, the Fire Department, and E-911/Communication to address any operational concerns that may exist. Adequate provisions for left/right turns and ingress and egress is necessary.
3. The driveway construction standards for that portion of the driveway in the public right-of-way must compliment the public right-of way construction standard.
4. A substantial amount of construction is anticipated in the future and consequently Drainage Impact Analyses must be provided and approved by Public Works prior to commencement of construction. Also disposition of the existing "Overgrown Pond" must be addressed.
5. The applicants must contact Public Works to determine if any additional easements are necessary along the public right-of-way and to determine if increased radii are needed at any of the driveway intersections.
6. The applicant should also verify that there are no internal drainage channels that need to be addressed.

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

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

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

NAYS: Maggie F. Daniels.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-71

A RESOLUTION APPOINTING ONE MEMBER TO THE ACADIANA FAIRGROUNDS COMMISSION FOR THE REMAINDER OF A TERM, TO FILL A VACANCY CREATED BY THE RESIGNATION OF MR. KENNY PATTON, WHOSE TERM EXPIRES ON JUNE 3, 2014.

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Acadiana Fairgrounds Commission to fill a vacancy created by the resignation of Mr. Kenny Patton, whose term expires on June 3, 2014; and

WHEREAS, an application of interest for appointment to this position has been received from Mr. Pat Carlyon; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Mr. Pat Carlyon as a member of the Acadiana Fairgrounds Commission for the remainder of a term, to fill a vacancy created by the resignation of Mr. Kenny Patton, whose term expires on June 3, 2014.

BE IT FURTHER RESOLVED, that said term shall commence on February 28, 2013 and shall terminate on June 3, 2014.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

The following persons have submitted their applications of interest for appointment to the Iberia Parish Fire Protection District No. 1 for the remainder of a term, to fill the vacancy created by the resignation of Mr. David Perez, whose term expires on June 2, 2014. Applications of interest on file from: (a) Greg Johnson and (b) Perry P. Shaw.

RESOLUTION NO. 2013-72

The Chairman requested ballot voting for the appointment of one member to the Iberia Parish Fire Protection District No. 1. The voting was recorded as follows:

JOHNSON: None.

SHAW: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero. (13 Votes)

ABSENT: Ricky J. Gonsoulin.

The Chairman declared that Mr. Perry P. Shaw has been appointed as a member of the Iberia Parish Fire Protection District No. 1 for the remainder of a term, to fill a vacancy created by the resignation of Mr. David Perez, whose term expires on June 2, 2014. The term for this appointment shall commence on February 28, 2013 and shall terminate on June 2, 2014.

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

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

RESOLUTION NO. 2013-73

A RESOLUTION APPOINTING ONE MEMBER TO THE MOSQUITO ABATEMENT DISTRICT, REPRESENTING THE AGRICULTURAL COMMUNITY, FOR THE REMAINDER OF A TERM, TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MR. DANIEL GONSOULIN, WHOSE TERM EXPIRED ON JUNE 26, 2012.

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Iberia Parish Mosquito Abatement District, representing the Agricultural Community, to fill a vacancy created by the expiration of term for Mr. Daniel Gonsoulin, whose term expired on June 26, 2012; and

WHEREAS, an application of interest for appointment to this position has been received from Mr. Daniel Gonsoulin; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Mr. Daniel Gonsoulin as a member of Iberia Parish Mosquito Abatement District, representing the Agricultural Community, for the remainder of a term, to fill the vacancy created by the expiration of term of Mr. Daniel Gonsoulin.

BE IT FURTHER RESOLVED, that said term shall commence on February 28, 2013 and shall terminate on June 26, 2015.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

The following persons have submitted their applications of interest for appointment to the New Iberia Veterans Memorial Board for the remainder of a term, to fill the vacancy created by the expiration of term for Mr. Melvin Bodin, whose term expired on January 1, 2013. Applications of interest on file from: (a) Carol Lennie Bodin and (b) Alice Robicheaux.

RESOLUTION NO. 2013-74

The Chairman requested ballot voting for the appointment of one member to the New Iberia Veterans Memorial Building Board. The voting was recorded as follows:

LENNIE BODIN: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero. (13 Votes)

ROBICHEAUX: None.

ABSENT: Ricky J. Gonsoulin.

The Chairman declared that Carol Lennie Bodin has been appointed as a member of the New Iberia Veterans Memorial Building Board for the remainder of a term to fill a vacancy created by the expiration of term for Mr. Melvin Bodin, whose term expired on January 1, 2013. The term for this appointment shall commence on February 28, 2013 and shall terminate on January 1, 2018.

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.

The following persons have submitted their applications of interest for appointment to the Sewerage District No. 1 Board for the remainder of a term to fill the vacancy created by the expiration of term for Mr. Benny Menard, whose term expires on December 27, 2012. Applications of interest on file from: (a) Eddie L. Chretien and (b) Tracy J. Miguez.

RESOLUTION NO. 2013-75

The Chairman requested ballot voting for the appointment of one member to the Sewerage District No. 1 Board. The voting was recorded as follows:

CHRETIEN: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Bernard E. Broussard, David Ditch, and Roger Duncan. (7 VOTES)

MIGUES: Troy Comeaux, Glenn Romero, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero. (6 VOTES)

ABSENT: Ricky J. Gonsoulin.

As no applicant received the majority votes required for appointment, the Chairman requested a second round of ballot voting. The SECOND ballot voting was recorded as follows:

CHRETIEN: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Bernard E. Broussard, David Ditch, and Roger Duncan. (7 VOTES)

MIGUES: Troy Comeaux, Glenn Romero, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero. (6 VOTES)

ABSENT: Ricky J. Gonsoulin.

As no applicant received the majority votes required for appointment, the Chairman requested a third round of ballot voting. The THIRD ballot voting was recorded as follows:

CHRETIEN: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Bernard E. Broussard, David Ditch, Roger Duncan, Aquicline Rener-Arnold, and Marty Trahan. (8 VOTES)

MIGUES: Thomas J. Landry, Troy Comeaux, Glenn Romero, Jerome W. Fitch, and D. Wayne Romero. (5 VOTES)

ABSENT: Ricky J. Gonsoulin.

The Chairman declared that Mr. Eddie L. Chretien has been appointed as a member of the Sewerage District No. 1 Board for the remainder of a term to fill a vacancy created by the expiration of term for Mr. Benny Menard, whose term expired December 27, 2012. The term for this appointment shall commence on February 28, 2013 and shall terminate on December 27, 2018.

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

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

RESOLUTION NO. 2013-76

A RESOLUTION APPOINTING ONE MEMBER TO THE WATER WORKS DISTRICT NO. 4 BOARD FOR THE REMAINDER OF A TERM, TO FILL A VACANCY CREATED BY THE RESIGNATION OF MR. BROCK PELLERIN, WHOSE TERM EXPIRES ON JUNE 12, 2016.

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Water Works District No. 4 Board to fill a vacancy created by the resignation of Mr. Brock Pellerin, whose term expires on June 12, 2016; and

WHEREAS, an application of interest for appointment to this position has been received from Ms. Jennifer Olivier; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Ms. Jennifer Olivier as a member of the Water Works District No. 4 Board for the remainder of a term, to fill the vacancy created by the resignation of Mr. Brock Pellerin.

BE IT FURTHER RESOLVED, that said term shall commence on February 28, 2013 and shall terminate on June 12, 2016.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-77

A RESOLUTION AUTHORIZING THE SALE OF A 2005 FORD VAN PREVIOUSLY UTILIZED BY SMILE COMMUNITY ACTION AGENCY AND AUTHORIZING THE PARISH PRESIDENT TO EXECUTE ALL DOCUMENTS RELATED TO THIS SALE, CONTINGENT UPON REVIEW AND APPROVAL BY THE DISTRICT ATTORNEY'S OFFICE.

WHEREAS, Iberia Parish Government assisted the St. Martin, Iberia, Lafayette, and Evangeline (SMILE) Community Action Agency in obtaining a van for its use through grant funding; and

WHEREAS, SMILE would like to dispose of this 2005 Ford Van being utilized by their agency and is proposing to sell same; and

WHEREAS, it is necessary that the Parish President be authorized to execute the paperwork for the sale of said van; and

WHEREAS, this Resolution will be contingent upon the review and approval by the District Attorney's Office.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the sale of a 2005 Ford Van previously utilized by SMILE Community Action Agency.

BE IT FURTHER RESOLVED, that Parish President Errol Romero is hereby authorized to execute all documents related to this sale.

BE IT FURTHER RESOLVED, that the La. Department of Transportation and Development has concurred with the disposal of said van to be sold by SMILE.

BE IT FURTHER RESOLVED, that this Resolution is contingent upon review and approval by the District Attorney's Office.

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

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

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-78

A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT FOR GEOGRAPHIC INFORMATION SYSTEM (GIS) MAPPING OF IBERIA PARISH.

WHEREAS, Iberia Parish is in the process of developing Geographic Information System (GIS) Mapping of Iberia Parish; and

WHEREAS, said GIS will develop information systems, including but not limited to, base data regarding property ownership, population, demographics, political boundaries, emergency service areas, land use, streets, addresses, roads, bridges, utilities, easements, servitudes, rights-of-way, topography, subdivisions, subdivision restrictions, etc.; and

WHEREAS, various agencies will participate by being responsible to the daily management and operations of GIS; and

WHEREAS, it is necessary to authorize the execution of an Intergovernmental Agreement for the Geographic Information System (GIS) Mapping System to set the terms and conditions.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution of an Intergovernmental Agreement for Geographic Information System (GIS) Mapping of Iberia Parish.

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized to execute said document.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-79

A RESOLUTION APPROVING AN AGREEMENT TO BUY AND SELL BETWEEN WESLEY M. WILLIAMS AND CATHERINE BROUSSARD WILLIAMS AND THE IBERIA PARISH FIRE PROTECTION DISTRICT NO. 1, BEING LOTS 2, 3, 4, AND 5 IN WESLEY M. WILLIAMS SUBDIVISION, WHICH ARE LOCATED ON A PRIVATE ROAD KNOWN AS CATHY BROUSSARD ROAD, DISTRICT 10.

WHEREAS, the 2013 Iberia Parish Fire Protection District No. 1 Fund Budget includes funding for the purchase of property to be used for the establishment of a Fire Training Center.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the purchase of Lots 2, 3, 4 and 5 of Wesley M. Williams Subdivision at a cost of \$154,000.

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

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-80

A RESOLUTION AMENDING THE EXISTING POLICY TO REVISE COMMITTEE MEETING SCHEDULE TO THE FIRST WEDNESDAY OF THE MONTH AND LEAVING COUNCIL MEETINGS SCHEDULED FOR SECOND AND FOURTH WEDNESDAYS OF EACH MONTH.

WHEREAS, currently the Iberia Parish Council holds Committee meetings following each regular Council meeting each month; and

WHEREAS, it is being requested that Committee meetings be held on a separate night from Council meetings, such as the first Wednesday of each month.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby revise its meeting schedule to provide that all Committees shall meet on the first Wednesday of each month, with regular Council meetings remaining on the second and fourth Wednesday of each month.

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, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: Thomas J. Landry and David Ditch.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-81

A RESOLUTION AMENDING THE 2013 TOURIST COMMISSION FUND BUDGET IN THE AMOUNT OF \$500,000 TO INCLUDE GRANT FUNDING FROM THE BP GRANT PROGRAM TO BE USED FOR PUBLICITY.

WHEREAS, the Iberia Parish Tourist Commission applied for and received grant funding in the amount of \$500,000 from the BP Gulf Tourism and Seafood Promotional Program.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2013 Tourist Commission Fund Budget in the amount of \$500,000 to include grant funding from the BP Gulf Tourism and Seafood Promotional Program, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
470010 0000 0000 0000	Misc. Revenue	-0-	\$500,000
557000 6420 0000 4026	Publicity	-0-	\$500,000

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-82

A RESOLUTION AMENDING THE 2013 GENERAL FUND BUDGET IN THE AMOUNT OF \$13,159.25 TO CARRY OVER THE REMAINING BALANCE OF A \$100,000 GRANT TO THE BAYOU TECHE MUSEUM.

WHEREAS, the Iberia Parish Council appropriated \$100,000 to be used for roof repairs and/or replacement for the Bayou Teche Museum in the 2012 General Fund Budget; and

WHEREAS, the project has been completed and the funding remaining for said project is \$13,159.25.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2013 General Fund Budget in the amount of \$13,159.25 to carry forward the remaining balance of a \$100,000 grant to the Bayou Teche Museum, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Balance	\$591,116	\$13,519
600043 6420 0000 0000	Bayou Teche Museum	-0-	\$13,519

BE IT FURTHER RESOLVED, that said amount shall be funded from the 2013 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 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, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-83

A RESOLUTION AMENDING THE 2013 PUBLIC BUILDINGS MAINTENANCE FUND BUDGET IN THE AMOUNT OF \$15,000 TO PROVIDE FUNDING FOR BUILDING REPAIRS AND MAINTENANCE FOR THE LYDIA CANCER ASSOCIATION BUILDING (FORMERLY THE LYDIA LIBRARY BUILDING), ALL TO BE FUNDED FROM THE FUND BALANCE - PREVIOUS YEARS.

WHEREAS, a request has been made for funding for building repairs to the Lydia Cancer Association Building, which is owned by Iberia Parish Government and was formerly used as the Lydia Library; and

WHEREAS, said repairs include maintenance of the building which is owned by the Parish.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2013 Public Buildings Maintenance Fund Budget in the amount of \$15,000 to provide funding for building repairs and maintenance for the Lydia Cancer Association Building (formerly the Lydia Library Building), as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
599000 1919 0003 0000	Fund Balance	\$253,335	\$15,000
543100 5500 0029 0000	Repairs & Mtce	-0-	\$15,000

BE IT FURTHER RESOLVED, that said amount shall be funded from the 2013 Public Buildings Maintenance 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, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-84

A RESOLUTION AMENDING THE 2013 PUBLIC BUILDING MAINTENANCE FUND BUDGET IN THE AMOUNT OF \$20,000 TO PROVIDE FUNDING FOR BUILDING REPAIRS AND MAINTENANCE FOR THE JEANERETTE VETERANS MEMORIAL BUILDING NO. 2, ALL TO BE FUNDED FROM THE FUND BALANCE - PREVIOUS YEARS.

WHEREAS, a request has been made for funding for building repairs and maintenance for the Jeanerette Veterans Memorial Building No. 2; and

WHEREAS, said repairs are necessary to bring the building back to a condition where residents are willing to rent the facility for functions, therefore, generating funds for the continued operations of the building.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2013 Public Building Maintenance Fund Budget in the amount of \$20,000 to provide funding for building repairs and maintenance for the Jeanerette Veterans Memorial Building No. 2, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
543100 5100 0027 0000	Repair & Mtce - Bldg.	\$500	\$20,000
599000 1919 0003 0000	Fund Balance	\$268,355	\$20,000

BE IT FURTHER RESOLVED, that said amount shall be funded from the 2013 Public Buildings Maintenance 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, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-85

A RESOLUTION GIVING PRELIMINARY APPROVAL TO THE ISSUANCE OF NOT TO EXCEED THIRTEEN MILLION DOLLARS (\$13,000,000) OF HOSPITAL REVENUE AND REFUNDING BONDS OF THE PARISH OF IBERIA, STATE OF LOUISIANA (THE "BONDS"); PROVIDING CERTAIN TERMS OF THE BONDS, MAKING APPLICATION TO THE STATE BOND COMMISSION FOR THE APPROVAL OF THE BONDS, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950 (the "Act"), as amended, and other applicable constitutional and statutory authority, authorizes the Parish of Iberia, State of Louisiana (the "Issuer" or the "Parish") to make and enter into agreements and dedicate the revenues received therefrom to the payment of the cost of public improvements which are to be borne by the Issuer under such contracts; and

WHEREAS, Chapter 14-A of Title 39 of Louisiana Revised Statutes of 1950, as amended (the "Refunding Act"), authorizes the Issuer to issue refunding bonds for the purpose of refunding outstanding securities in an amount to effectuate the purposes for which said refunding bonds are being issued, and to secure said refunding bonds in the manner provided by the Governing Authority of the Issuer; and

WHEREAS, pursuant to and in accordance with the foregoing, the Issuer now desires to incur debt and issue not to exceed Thirteen Million Dollars (\$13,000,000) of its Hospital Revenue and Refunding Bonds (the "Bonds"), in the manner authorized and provided by the Act and the Refunding Act, as hereinafter provided, for the purpose of (i) refunding all or a portion of One Million Seven Hundred Twenty Thousand Dollars (\$1,720,000) of its outstanding Hospital Revenue Refunding Bonds, Seris 2005C; Five Hundred Twenty Thousand Dollars (\$520,000) of its outstanding Taxable Hospital Revenue Bonds, Series 2005D; One Million Four Hundred Five Thousand Dollars (\$1,405,000) of its outstanding Hospital Revenue Bonds, Series 2005E; One Million Two Hundred Twenty Thousand Dollars (\$1,220,000) of its outstanding Hospital Revenue Refunding Bonds, Series 2008; Three Million Six Hundred Thirty-Five Thousand Dollars (\$3,635,000) of its outstanding Hospital Revenue Hurricane Ike Bonds, Series 2009A; and One Million Eight Hundred Five Thousand Dollars (\$1,805,000) of its outstanding Hospital Revenue Bonds, Series 2009B (collectively the "Refunded Bonds"), including the payment of accrued interest and any redemption premium thereon; (ii) paying the costs of repairs, renovations and other capital improvements to benefit Iberia Medical Center, including purchasing equipment and furnishings therefor, and (iii) paying the costs of issuance of the Bonds.

NOW, THEREFORE, BE IT RESOLVED by the Iberia Parish Council (the "Governing Authority") of the Parish of Iberia, State of Louisiana, acting as the governing authority of said Parish:

SECTION 1. Preliminary Approval of Revenue Bonds. Preliminary approval is given to the issuance of not exceeding Thirteen Million Dollars (\$13,000,000) of Hospital Revenue and Refunding Bonds (the "Bonds") of the Issuer, pursuant to the Act and the Refunding Act, as amended, and other constitutional and statutory authority, for the purpose of (i) refunding all or a portion of One Million Seven Hundred Twenty Thousand Dollars (\$1,720,000) of its outstanding Hospital Revenue Refunding Bonds, Seris 2005C; Five Hundred Twenty

Thousand Dollars (\$520,000) of its outstanding Taxable Hospital Revenue Bonds, Series 2005D; One Million Four Hundred Five Thousand (\$1,405,000) of its outstanding Hospital Revenue Bonds, Series 2005E; One Million Two Hundred Twenty Thousand Dollars (\$1,220,000) of its outstanding Hospital Revenue Refunding Bonds, Series 2008; Three Million Six Hundred Thirty-Five Thousand Dollars (\$3,635,000) of its outstanding Hospital Revenue Hurricane Ike Bonds, Series 2009A; and One Million Eight Hundred Five Thousand Dollars (\$1,805,000) of its outstanding Hospital Revenue Bonds, Series 2009B (collectively the "Refunded Bonds"), including the payment of accrued interest and any redemption premium thereon; (ii) paying the costs of repairs, renovations and other capital improvements to benefit Iberia Medical Center (the "Medical Center"), including purchasing equipment and furnishings therefor, and (iii) paying the costs of issuance of the Bonds. The Bonds, equally with the Issuer's outstanding Hospital Revenue Refunding Bonds, Series 2005A, will be secured by and payable as to principal and interest from a pledge and dedication of the income, revenues and receipts derived or to be derived by the Issuer from the operation of the Medical Center by the Board of Commissioners of Hospital Service District No. 1 of the Parish of Iberia, State of Louisiana (the "District"), thereof, after paying the reasonable and necessary expenses of operating and maintaining the Medical Center (the "Net Operating Revenues"), and will be additionally secured by a conventional mortgage on the Medical Center. All of the Net Operating Revenues thus pledged will be set aside in a separate fund or funds, and will remain so pledged for the security and payment of the Bonds and the Outstanding Parity Bonds in principal and interest and for all other payments provided for in the Bond Ordinance until they have been fully paid and discharged. The Issuer will reserve the right to supplement operation and maintenance costs of the Medical Center from its excess of general revenues, including its royalty road revenues, above statutory, necessary and usual charges (which includes any required payments on any outstanding excess revenue bonds of the Issuer). The Bonds will be issued at an interest rate not exceeding 5% per annum, shall mature no later than November 26, 2023, shall be issued in fully registered form, shall be in one or more series, each of which may be taxable or tax-exempt, shall be sold to the purchasers thereof at a price of not less than 97% of par, plus accrued interest, if any, and shall have such additional terms and provisions as may be determined by this Governing Authority.

SECTION 2. State Bond Commission. Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana, for approval of the issuance and sale of the Bonds and for consent and authority to proceed with the issuance and sale of the Bonds as provided above, and Bond Counsel is directed to make application to the State Bond Commission in accordance with the foregoing on behalf of the Issuer. By virtue of Issuer's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.," adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

SECTION 3. Declaration of Intent. Prior to the delivery of the Bonds, the Issuer and/or the District anticipate that either

may pay a portion of the costs of the project from available funds. Upon the issuance of the Bonds, the Issuer reasonably expects to reimburse any such expenditures of other available funds from a portion of the proceeds of the Bonds. Any such allocation of proceeds of the Bonds for reimbursement will be with respect to capital expenditures (as defined in Reg. 1.150-1(b)) and will be made upon the delivery of the Bonds and not later than eighteen months after the later of (i) the date such expenditure was paid or (ii) the date on which the project was placed in service, but in no event more than three years after the original expenditure was paid. This Section is intended to be a declaration of official intent within the meaning of Reg. 1.150-2.

SECTION 4. Employment. This Governing Authority finds and determines that a real necessity exists for the employment of special counsel in connection with the issuance of the Bonds, and accordingly, Foley & Judell, L.L.P., of New Orleans, Louisiana, as Bond Counsel, is hereby employed to do and perform work of a traditional legal nature as bond counsel with respect to the issuance and sale of said Bonds. Said Bond Counsel shall prepare and submit to this Governing Authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of such Bonds, shall counsel and advise this Governing Authority as to the issuance and sale thereof and shall furnish its opinions covering the legality of the issuance of the Bonds. The fee of Bond Counsel for each series of bonds shall be fixed at a sum not exceeding the fee allowed by the Attorney General's fee guidelines for such bond counsel work in connection with the issuance of such series of revenue bonds and based on the amount of said Bonds actually issued, sold, delivered and paid for, plus "out-of-pocket" expenses, said fees to be contingent upon the issuance, sale and delivery of said bonds. If required by and pursuant to instructions from the administration of the Issuer, said Bond Counsel shall cause to be prepared an official statement containing detailed and comprehensive financial and statistical data with respect to the sale of the Bonds, and the costs of the preparation and printing of said official statement shall be paid from the proceeds of the issue for which it has been prepared. Said official statement may be submitted to one or more of the nationally recognized bond rating service or services, together with a request that an appropriate rating be assigned. Payment for all ratings shall be made by the Director of Finance (or other appropriate official) upon presentation of appropriate statements from the particular rating service furnishing the ratings. A certified copy of this resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and of the fees herein designated, and the Director of Finance (or other appropriate official) is hereby empowered and directed to issue vouchers in payment for the work herein provided for upon completion of the work herein specified and under the conditions herein enumerated.

SECTION 5. Appointment of Financial Advisor. Government Consultants, Inc., of Baton Rouge, Louisiana, is hereby appointed as financial advisor in connection with issuing all or any portion of the Bonds, any compensation to be subsequently approved by the Issuer and to be paid from the proceeds of the Bonds and contingent upon the issuance of the Bonds; provided that no compensation shall be due to said financial advisor unless the Bonds are sold and delivered.

SECTION 6. Effective Date. This Resolution shall take effect immediately.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-86

A RESOLUTION WAIVING ALL REQUIREMENTS OF SECTION 2-33 OF THE IBERIA PARISH COMPILED ORDINANCES RELATIVE TO ONLY THE 2013 RENEWALS OF PROPERTY AND LIABILITY INSURANCE POLICIES AND FURTHER AUTHORIZING THE AWARDING OF SAID CONTRACTS FOR PROPERTY AND LIABILITY INSURANCE WITH VARIOUS AGENCIES, ALL AS RECOMMENDED BY THE PARISH ADMINISTRATION.

WHEREAS, Section 2-33 of the Iberia Parish Compiled Ordinances provides for Property and/or Liability Insurance Policy Procedures, including seeking proposals and competitive prices, the drawing of lots by agents for carrier selection, the holding of a meeting to select carriers, and opening and reviewing proposals by the Council, and review of same for recommendation by the Insurance Consultant; and

WHEREAS, due to time constraints created by a newly-elected Administration with newly appointed department heads, the Parish President has requested that the terms and provisions of the policy as established in Section 2-33 be waived for 2013 and further that all property and liability insurance policies be renewed as recommended.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the awarding of contracts for Property and Casualty Insurance with various agencies with premiums as stipulated:

TYPE OF COVERAGE	PROVIDER	COST
Property Insurance EDP Coverage Boiler and Machinery	Regions Insurance	\$213,878.32
Inland Marine	Dorsey Insurance	\$12,730.06
Auto Physical Damage	Schwing Insurance	\$33,499.20
Liability Package	Schwing Insurance	\$129,500.00
Workers Compensation	Dorsey Insurance	\$149,320.00
Pollution Liability (annual)	Regions Insurance	Pre-paid for 2 years
Commercial Crime	Schwing Insurance	\$1,726.00
TPA Service GL/AL/WC/PO	LA Claims Adjustors	\$36,000
Safety and Training	ASTM	\$10,200

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized to execute all necessary documents to facilitate 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, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-87

A RESOLUTION STATING IBERIA PARISH GOVERNMENT'S ENDORSEMENT OF BERARD TRANSPORTATION TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM.

WHEREAS, the Louisiana Enterprise Zone Act, La. R.S. 51:1781-1791 offers significant incentives for economic development in the State; and;

WHEREAS, the business is located within Census Tract 301, Block Group 001, which may/may not be a designated Enterprise Zone; and

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

WHEREAS, the **attached Enterprise Zone map** has been marked to show the location of the business being endorsed and;

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, Iberia Parish Government agrees:

1. To participate in the Enterprise Zone Program.
2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction.
3. To REBATE all eligible local sales/use taxes levied by Iberia Parish Government for 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 Iberia Parish Government, in regular and legal session convened on February 27, 2013 and endorses Berard Transportation Enterprise Zone Application #20120978 to participate in the Louisiana Enterprise Zone 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, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-88

A RESOLUTION AUTHORIZING THE EXECUTION OF A COOPERATIVE ENDEAVOR AGREEMENT WITH COLUMBIA GAS TRANSMISSION FOR THE INSTALLATION OF CULVERTS ON ROADSIDE DITCHES ON FREYOU ROAD FROM THE ENTRANCE OF WEEKS PARK FOR A DISTANCE OF APPROXIMATELY 500', DISTRICT 10.

WHEREAS, currently a utility line operated by Columbia Gas Transmission Company runs under a portion of Freyou Road and it would be of benefit to the public drainage and safety to install culverts in this area because of the close distance of the pipe to the bottom of the ditch; and

WHEREAS, continued cleaning of this ditch by the Public Works Department would be hazardous to the public drainage and safety as the transmission line is very close to the current surface of the roadside ditch of this portion of Freyou Road; and

WHEREAS, Columbia Gas Transmission Company has agreed to purchase the necessary culverts and fill material in order to close in the roadside ditch on Freyou Road for this portion of the pipeline; and

WHEREAS, the Iberia Parish Government will provide labor and equipment necessary for the installation of said culverts and fill material.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution of a Cooperative Endeavor Agreement with Columbia Gas Transmission for the installation of culverts on roadside ditches on Freyou Road from the entrance of Weeks Park for a distance of approximately 500', District 10.

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

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

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

RESOLUTION NO. 2013-89

A RESOLUTION ALLOWING THE IBERIA PARISH SCHOOL BOARD TO INSTALL SIGNS AND FLASHING LIGHTS AS NECESSARY FOR THE NEW LOREAUVILLE ELEMENTARY SCHOOL ON ED BROUSSARD ROAD, DISTRICT 9.

WHEREAS, the Iberia Parish School Board is interested in installation of signs and flashing lights at the entrance of the new Loreauville Elementary School located on Ed Broussard Road in an effort to advise of caution in the school zone.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby allowing the Iberia Parish School Board to install signs and flashing lights as necessary for the new Loreauville Elementary School on Ed Broussard Road, 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, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: Ricky J. Gonsoulin.

And the Resolution was declared adopted this 27th day of February, 2013.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Jerome Fitch, that the Iberia Parish Council does hereby recess its Regular Session and convene in Public Hearing to receive comments regarding the Summary No. 90, which is a Resolution authorizing and approving the execution of an equipment lease-purchase agreement with Bancorpsouth Equipment Finance, a division of Bancorpsouth Bank for the purpose of the lease-purchase of a dump truck in the 2012 budget.

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

NAYS: David Ditch.

ABSENT: Ricky J. Gonsoulin.

And the motion to go into Public Hearing failed to be adopted this 27th day of February, 2013.

ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4469 (Introduced by Glenn Romero, District 9)
An Ordinance amending Chapter 16 of the Iberia Parish Compiled Ordinances to authorize a reduction in the speed limit on a portion of Ed Broussard Road from 35 to 25 mph near the new Loreauville Elementary School.

SUMMARY NO. 4470 (Introduced by Troy Comeaux, District 5)
An Ordinance rescinding Ordinance No. 2012-11-4405, which authorized the reclassification of property of Mr. Orien A. Landry, Sr., located at the intersection of Confederate Drive and Confection Drive, from Agricultural (A-1) to Industrial (I-1), in order that the zoning classification for said property shall revert back to Agricultural (A-1).

A motion was made by Mr. Glenn Romero, seconded by Mr. Troy Comeaux, 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