

FEBRUARY 8, 2023

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 8, 2023, at 6:00 p.m.

The following members were recorded as PRESENT:

Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

ABSENT: Lady Fontenette Brown.

OTHERS IN ATTENDANCE:

Legal Counsel Ian Alpha
Parish President M. Larry Richard
CAO Milton "Bo" Belanger, III
Director of Finance Kimberly Segura
Director of Public Works Dexter Miguez
Executive Secretary Cynthia Provost

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. Warren P. Gachassin, Jr., its Chairman, who announced that the Council was now ready to conduct its business.

25298

A motion was made by Mr. Francis "Tommy" Pollard, Sr., seconded by Mr. Lloyd Brown, that the Council recess its Regular Session and convene in a Public Hearing to hear comments from the public at this time.

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

YEAS: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the motion was declared adopted this 8th day of February, 2023.

PUBLIC COMMENTS

1. Comments from the General Public on Agenda Items were received from the following persons:
 - a. Mr. David Broussard spoke in favor of Resolution Summary No. 34, noting that he has been working with the railroad on various projects for over 20 years.

A motion was made by Mr. Francis "Tommy" Pollard, Sr., seconded by Mr. Lloyd Brown, that the Council does hereby recess its Public Hearing and reconvene into Regular Session at this time.

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

YEAS: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the motion was declared adopted this 8th day of February, 2023.

PUBLIC WORKS REPORTS:

1. The Public Works Department Report for Closed Work Orders dated January 11-24, 2023 was emailed to Council members.

COUNCIL MEMBER ANNOUNCEMENTS

1. Councilman James P. Trahan announced that he was sworn in as a member of the Local Workforce Development Board No. 40 and looks forward to working with Acadiana Workforce Solutions.
2. Councilman Trahan announced that he has scheduled an Asphalt Zipper Demonstration on February 16, 2023 at 9:00 a.m. at the Public Works Facility.

PARISH PRESIDENT ANNOUNCEMENTS

1. Parish President M. Larry Richard stated that the Workforce Development Board No. 40 is a regional board and commended Mr. Trahan for his training to sit on that board.
2. President Richard announced a Pre Bid Conference for the Loreauville Library with bids to be received next week.
3. President Richard stated that he was not at the last meeting but was in Washington, DC, where he met with members of the Louisiana Congressional Delegation, the USDA, Highway Officials, etc. and spoke about programs and grants that would be beneficial to Iberia Parish.
4. President Richard announced various work throughout districts as completed by the Public Works Department.
5. President Richard announced that all of the bridges in the Off-System Program are up to par; however, the Mullins Road Bridge will need to be repaired before April.
6. President Richard congratulated Mr. Eugene A. Olivier, Sr. on his appointment to the NACo Credentials Committee, which is on a United States level. Councilman Olivier stated that this Committee handles all the elections for NACo, including handling the election and reading the results. Councilman Olivier stated that he is one of five persons in the United States that was offered this position by NACo President Denise Winfrey.
7. President Richard announced that the Parish is actively communicating with contractors and engineers and are continuing to make improvements, including the installation of a monitoring system for remote viewing and control and flow meters to measure raw water. A discussion was scheduled for a meeting regarding St. Martin parish residents who are serviced by our District to be given to St. Martin parish; however, that meeting was cancelled. He stated that they are evaluating all lines to ensure maximum flow to the plant and are working to clear or replace lines to achieve maximum capacity.
8. President Richard announced that the Librarian Kathy Miles has announced her pending retirement.

Councilman Francis "Tommy" Pollard, Sr. noted that he has received complaints regarding tires being dumped along roads. President Richard stated that they are working on a staging area to bring tires; however, President Richard noted that persons can bring five tires at a time to the Public Works Facility.

Councilman Marcus "Bruce" Broussard noted that a tree was cut down recently and laid into a drainage canal, blocking the drainage of water. He urged citizens not to put items in drainage canals as it impedes drainage of water. Chairman Warren P. Gachassin, Jr. also pointed out that when residents hire a contractor to cut a tree, the contractor is responsible for removing the tree from the property. Councilman Brian P. Napier pointed out that this applies to all contractors to remove all debris.

Councilman Scott Saunier informed the President of a problem at the dock in Delcambre, which appears to be a broken drain that is creating a sinkhole.

CONSENT AGENDA ITEMS FOR PUBLIC HEARING AND ADOPTION:

Chairman Warren P. Gachassin requested if there were any items to be removed from the Consent Agenda at this time. Ms. Natalie

25300

Broussard requested that Resolution Summary No. 30 be removed from the Consent Agenda as she has questions regarding this Summary. Hearing no further requests for removal of items, a motion was made by Mr. Eugene A. Olivier, Sr., seconded by Mr. James P. Trahan, that the following be adopted:

MINUTES

Regular Meeting of January 25, 2023

RESOLUTION NO. 2023-26

A RESOLUTION OF CONDOLENCES TO THE FAMILY OF MRS. ROSE MARY DELAUNE, MOTHER-IN-LAW OF BRENDA P. BERGERON, CLERK OF THE COUNCIL, WHO PASSED AWAY ON JANUARY 13, 2023.

WHEREAS, it is with profound sorrow that the Iberia Parish Council does hereby acknowledge the recent passing of Mrs. Rose Mary Delaune, mother-in-law of Brenda P. Bergeron, Clerk of the Council, who passed away on January 13, 2023; and

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

WHEREAS, Mrs. Delaune was a devout Catholic and member of St. John the Evangelist Catholic Church and was a member of the Catholic Daughters, Friends of the Jeanerette Museum and the Committee of the Church Parish's Cookbook; and

WHEREAS, Mrs. Delaune began a career in banking at First National Bank of Jeanerette in 1954 and continued her career in banking at People's Bank and Trust; and

WHEREAS, Mrs. Delaune later worked for the Federal Deposit Insurance Corporation, where she retired in 2000 and returned to her homestead in Jeanerette, Louisiana; and

WHEREAS, Mrs. Delaune will be deeply missed by her family, her friends, and her community.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its sincere sympathies and condolences to the family of Mrs. Rose Mary Delaune, mother-in-law of Brenda P. Bergeron, Clerk of the Council, who passed away on January 13, 2023.

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

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.

RESOLUTION NO. 2023-27

A RESOLUTION OF CONDOLENCES TO THE FAMILY OF MRS. DIANE BOURQUE PHILLIPS, FORMER CLERK OF THE COUNCIL OF IBERIA PARISH, LOUISIANA, WHO PASSED AWAY ON JANUARY 23, 2023.

WHEREAS, it is with profound sorrow that the Iberia Parish Council does hereby acknowledge the recent passing of Mrs. Diane

Bourque Phillips, former Clerk of the Council of Iberia Parish, Louisiana, who passed away on January 23, 2023; and

WHEREAS, Mrs. Phillips was a daughter, sister, wife, mother, and grandmother to her family; and

WHEREAS, Mrs. Phillips worked tirelessly and selflessly as the Clerk of the Council from 1980 until her retirement in 2014; and

WHEREAS, Mrs. Phillips exemplified the role of a public servant, serving under seven Parish Councils and Administrations, assisting State and Parish officials in the course of transacting business on behalf of the Parish, and giving selflessly of her time and knowledge to her fellow employees; and

WHEREAS, Mrs. Phillips will be deeply missed by her family, her friends, and community.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its sincere sympathies and condolences to the family of Mrs. Diane Bourque Phillips, former Clerk of the Council of Iberia Parish, Louisiana, who passed away on January 23, 2023.

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

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.

RESOLUTION NO. 2023-28

A RESOLUTION ACCEPTING THE RESIGNATION OF MS. NANCY MARSHALL AS A MEMBER OF THE SEWERAGE DISTRICT NO. 1 BOARD, EFFECTIVE IMMEDIATELY.

WHEREAS, Ms. Nancy Marshall has tendered her resignation as a member of the Sewerage District No. 1 Board, effective immediately.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby accept the resignation of Ms. Nancy Marshall as a member of the Sewerage District No. 1 Board, effective immediately.

BE IT FURTHER RESOLVED, that the Iberia Parish Council does hereby express its sincere appreciation to Ms. Nancy Marshall for her service to Iberia Parish in this capacity.

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.

RESOLUTION NO. 2023-29

A RESOLUTION ACCEPTING THE RESIGNATION OF MS. CASSIE DUHON AS A MEMBER OF THE IBERIA PARISH COMMUNICATIONS DISTRICT, REPRESENTING THE NEW IBERIA POLICE DEPARTMENT, EFFECTIVE IMMEDIATELY.

25302

WHEREAS, Ms. Cassie Duhon tendered her resignation as a member of the Iberia Parish Communications District, representing the New Iberia Police Department, effective immediately.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby accept the resignation of Ms. Cassie Duhon as a member of the Iberia Parish Communications District, representing the New Iberia Police Department, effective immediately.

BE IT FURTHER RESOLVED, that the Iberia Parish Council does hereby express its sincere appreciation to Ms. Cassie Duhon for her service to Iberia Parish Government in this capacity.

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.

RESOLUTION NO. 2023-30

A RESOLUTION AMENDING THE 2023 ROAD DISTRICT NO. 10 FUND BUDGET IN THE AMOUNT OF \$500,000 TO RECOGNIZE A TRANSFER FROM ARPA APPROPRIATIONS WITHIN THE GENERAL FUND FOR ROAD REPAIR WORK.

WHEREAS, there has been a request to amend the 2023 Road District No. 10 Fund Budget in the total amount of \$500,000 to recognize a transfer from ARPA appropriations within the General Fund for road repair work; and

WHEREAS, it is necessary to amend the 2023 Road District No. 10 Fund Budget in the total amount of \$500,000 to recognize said transfer of funds.

NOW, THEREFORE, IT BE RESOLVED, that the Iberia Parish Council does hereby amend the 2023 Road District No.10 Fund Budget in the total amount of \$500,000 to recognize a transfer from ARPA appropriations within the General Fund for road repair work, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
910001 3310 0000 1074	General Fund	-0-	\$500,000
543400 3310 0000 1074	R/M Other	-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.

These items having been submitted to a vote, the vote thereon was as follows:

YEAS: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: Natalie Broussard.

ABSENT: Lady Fontenette Brown.

25303

And these items were declared adopted this 8th day of
February, 2023.

25304

A motion was made by Ms. Natalie Broussard, seconded by Mr. Chad Maturin, that the following be adopted:

ORDINANCE NO. 2023-02-5239

AN ORDINANCE AMENDING CHAPTER 21 OF THE COMPILED ORDINANCES OF THE PARISH OF IBERIA, LOUISIANA TO REMOVE THE REQUIREMENT THAT COMMISSIONERS OF THE WATERWORKS DISTRICT NO. 3 MUST OWN LANDS ASSESSED AT \$500 IN THE DISTRICT.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Chapter 21 of the Compiled Ordinances of the Parish of Iberia, Louisiana is hereby as follows:

SECTION 21-188. Board of waterworks commissioners; qualifications.

A five-member Board of Waterworks Commissioners is hereby appointed as the governing authority of the District, each of whom is a resident of the District. (Ord. 2009-06-4121; 2010-11-4233)

SECTION 2. If any section, paragraph, sentence, clause and/or phrase of this Ordinance or the application thereof is declared unconstitutional, unenforceable or invalid by the valid and enforceable judgment of any court of competent jurisdiction, such declaration or findings shall not affect any of the remaining Ordinance which can be given effect without the unconstitutional, unenforceable or invalid provisions of this Ordinance and to that end, the provisions of this Ordinance are hereby declared severable.

SECTION 3. All ordinances or parts of ordinances in conflict the provisions of this Ordinance are hereby repealed.

SECTION 4. That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

YEAS: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the Ordinance was declared adopted this 8th day of February, 2023.

A motion was made by Mr. Eugene A. Olivier, Sr., seconded by Mr. Lloyd Brown, that the Iberia Parish Council does hereby Remove from the Table, Resolution Summary No. 05 (209), for consideration by the Iberia Parish Council at this time.

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

YEAS: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the motion to Remove from the Table was declared adopted this 8th day of February, 2023.

A motion was made by Mr. Eugene A. Olivier, Sr., seconded by Mr. Chad Maturin, that the following be adopted:

RESOLUTION NO. 2023-05 (209)

A RESOLUTION APPOINTING ONE MEMBER TO THE LYDIA VETERANS MEMORIAL BUILDING ADVISORY FOR A FIVE YEAR TERM TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MR. DONALD DERISE, WHOSE TERM EXPIRED OCTOBER 1, 2022.

WHEREAS, the Iberia Parish Council is interested in appointing one member to the Lydia Veterans Memorial Building Advisory Board for a five year term to fill a vacancy created by the expiration of term for Mr. Donald Derise, whose term expired October 1, 2022; and

WHEREAS, an application of interest has been received from Mr. Donald Derise to be appointed to fill this vacancy; and

WHEREAS, Section 2-42 (e) of the Iberia Parish Compiled Ordinances, which establishes a policy requiring two applications to be considered for appointments to Parish Boards/Commissions, is hereby waived for this appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Mr. Donald Derise to the Lydia Veterans Memorial Building Advisory Board for a five year term to fill a vacancy created by the expiration of the term for Mr. Donald Derise, whose term expired October 1, 2022.

BE IT FURTHER RESOLVED, that said term shall commence on February 14, 2023 and shall terminate on October 1, 2027.

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:

25306

YEAS: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the Resolution was declared adopted this 8th day of February, 2023.

A motion was made by Mr. Eugene A. Olivier, Sr., seconded by Mr. Scott Ransonet, that the following be adopted:

RESOLUTION NO. 2023-31

A RESOLUTION AMENDING THE 2023 PUBLIC LIBRARY FUND BUDGET IN THE AMOUNT OF \$109,000 TO REFLECT CARRYOVERS OF REPAIR/MAINTENANCE-BUILDINGS AS FOLLOWS: (1) \$52,000 (PARKVIEW) AND (2) \$57,000 (ST. PETER), ALL TO BE FUNDED FROM FUND BALANCE-PREVIOUS YEARS.

WHEREAS, there has been a request to amend the 2023 Public Library Fund Budget in the net amount of \$109,000 to reflect carryovers of Repair/Maintenance-Buildings as follows: (1)\$52,000 (Parkview) and (2)\$57,000 (St. Peter), all to be funded from Fund Balance-Previous Years; and

WHEREAS, it is necessary to amend the 2023 Public Library Fund Budget in the net amount of \$109,00 to reflect said carryovers.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2023 Public Library Fund Budget in the net amount of \$109,000 to reflect carryovers of Repair/Maintenance-Buildings as follows: (1) \$52,000 (Parkview) and (2) \$57,000 (St. Peter), all to be funded from Fund Balance-Previous Years, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Bal-Prev Yrs	\$468,826	\$109,000
543100 5500 0098 0000	R/-Buildings	\$10,000	\$52,000
543100 5500 0099 0000	R/M-Buildings	\$10,000	\$57,000

BE IT FURTHER RESOLVED, that said amount shall be funded from 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: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the Resolution was declared adopted this 8th day of February, 2023.

25308

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

RESOLUTION NO. 2023-32

A RESOLUTION RESCINDING RESOLUTION NO. 2016-43, WHICH REQUESTED THAT THE FUTURE FIVE LANE ARA ACCESS ROAD NEAR PROGRESS POINT BE NAMED VETERANS MEMORIAL BOULEVARD, WITH SAID ROADS TO BE NAMED AS ACCESS WAY AND INNOVATION BOULEVARD.

WHEREAS, Resolution No. 2022-179, adopted October 26, 2022, granted "Partial" Substantial Completion to the Acadiana Regional Airport Access Road; and

WHEREAS, said roadway actually consists of one road and one boulevard, which are proposed to be named as Access Way and Innovation Boulevard; and

WHEREAS, Resolution No. 2016-43, adopted on February 24, 2016, requested that the future five lane ARA Access Road, near the proposed Progress Point development, be named Veterans Memorial Boulevard as a means to honor veterans; and

WHEREAS, Resolution No. 2023-12, adopted January 11, 2023, requested the Iberia Parish Legislative Delegation to dedicate Admiral Doyle Drive in Iberia Parish as Veterans Memorial Drive as a means to honor veterans; and

WHEREAS, it is necessary to rescind Resolution No. 2016-43 to name the access roads different names since it has been requested to dedicate Admiral Doyle Drive as Veterans Memorial Drive.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does here rescind Resolution No. 2016-43, which requested that the future five lane ARA Access Road near Progress Point be named as Veterans Memorial Boulevard.

BE IT FURTHER RESOLVED, that said roadways shall be named as Access Way and Innovation Boulevard.

BE IT FURTHER RESOLVED, that the Public Works Department is hereby authorized to install said signage to indicate said road names.

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: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

25309

And the Resolution was declared adopted this 8th day of February, 2023.

25310

A motion was made by Mr. Eugene A. Olivier, Sr., seconded by Mr. Michael R. Landry, that Resolution Summary No. 33, which is a Resolution for the appointment of Captain Leland Laseter to the Iberia Parish Communications District to fill the vacancy created by the resignation of Ms. Cassie Duhon, be tabled to the February 22, 2023 Iberia Parish Council Meeting to allow Captain Leland Laseter to be present to address the Iberia Parish Council prior to his appointment.

A substitute motion was made by Mr. Eugene A. Olivier, Sr., seconded by Mr. Michael R. Landry, that Resolution Summary No. 33 be tabled to the February 22, 2023 Iberia Parish Council Meeting.

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

YEAS: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the motion to TABLE was declared adopted this 8th day of February, 2023.

A motion was made by Mr. Michael R. Landry, seconded by Ms. Natalie Broussard, that the Iberia Parish Council does hereby Suspend the Rules to discuss and consider Resolution Summary No. 34, as this item was not considered by the Joint Committee.

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

YEAS: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the motion to Suspend the Rules was declared adopted this 8th day of February, 2023.

A motion was made by Mr. Michael R. Landry, seconded by Ms. Natalie Broussard, that the following be adopted:

RESOLUTION NO. 2023-34

A RESOLUTION RESCINDING RESOLUTION NO. 2022-63, ADOPTED APRIL 27, 2022, WHICH AUTHORIZED A PURCHASE AND SALE AGREEMENT BETWEEN IBERIA PARISH GOVERNMENT AND BNSF RAILWAY COMPANY FOR THE NEW IBERIA TRACK DRAINAGE AND SIGNAL UPGRADE PROJECT, AND FURTHER AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A PURCHASE AND SALE AGREEMENT BY AND BETWEEN IBERIA PARISH GOVERNMENT AND BNSF RAILWAY COMPANY, AND ANY OTHER AGREEMENTS NECESSARY TO CARRY OUT THE INTENT AND PURPOSES OF SAID PURCHASE AND SALE AGREEMENT; PROVIDING FOR THE EFFECTIVE DATE THEREOF; AND OTHERWISE PROVIDING WITH RESPECT THERETO, IN ORDER TO UPDATE THE PROPERTY LOCATION OF SAID PROJECT.

WHEREAS, BNSF Railway Company has plans for the construction of a project known as the New Iberia Track Drainage and Signal Upgrade Project (hereinafter sometimes referred to as the "PROJECT") the purpose of which is to upgrade railroad signaling and drainage at multiple intersections along Washington Street in New Iberia, Louisiana; and

WHEREAS, BNSF Railway Company is in need of acquiring certain properties adjacent to and near the railroad right-of-way running parallel to Washington Street in order to complete the PROJECT; and

WHEREAS, one of the PROJECT locations is the French/Iberia Street location; and

WHEREAS, a purchase and sale was authorized by Resolution No. 2022-63 by the Parish Council on April 27, 2022, but the location of the proposed railroad crossing gates has changed due to a change in design since the passage of that Resolution; and

WHEREAS, in order to complete the proposed upgrade of the French/Iberia Street location, BNSF Railway Company is in need of acquiring certain properties and servitudes from Iberia Parish

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Government property, which properties and servitudes are more particularly described as follows:

- a) fee simple title to the property described on Exhibit "A" attached hereto
and
- b) drainage servitude and temporary construction servitude covering the property described on Exhibit "B" attached hereto; (all of which is hereinafter sometimes referred to as the "PROPERTY"); and

WHEREAS, BNSF Railway Company has submitted a Purchase And Sale Agreement to Iberia Parish Government relating to the purchase of the PROPERTY;

WHEREAS, the construction of the PROJECT is expected to enhance the safety and welfare of the workers in and visitors to the Iberia Parish Courthouse as well as the pedestrian and vehicular traffic crossing the railroad tracks at the two (2) designated intersections subject to this sale along Washington Street in New Iberia.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the Parish President to execute a Purchase And Sale Agreement by and between BNSF Railway Company and Iberia Parish Government relating to the proposed purchase by BNSF Railway Company of the property and servitudes more particularly described on Exhibits "A" and "B" attached hereto.

BE IT FURTHER RESOLVED, that the Iberia Parish President is also authorized to execute any and all other agreements, documents or other writings necessary to carry out the intent and purposes of this Resolution and the Purchase and Sale Agreement by and between BNSF Railway Company and Iberia Parish Government; including, but not limited to any necessary Act of Cash Sale, Temporary Construction Servitude Agreement, Grant of Servitude and Easement, Notice of Assignment or other such agreements, and that Resolution No. 2022-63, adopted on April 27, 2022, be repealed in it's entirety.

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: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the Resolution was declared adopted this 8th day of February, 2023.

A motion was made by Mr. James P. Trahan, seconded by Mr. Brian P. Napier, that the following be adopted:

RESOLUTION NO. 2023-35

A RESOLUTION TO AMEND THE 2023 GENERAL AND ROAD DISTRICT NO. 10 FUND BUDGETS IN THE AMOUNT OF \$228,160 TO RECOGNIZE A TRANSFER OF ARPA APPROPRIATIONS WITHIN THE GENERAL FUND TO THE ROAD DISTRICT NO. 10 TO BE UTILIZED FOR REPAIRS TO MULLINS ROAD BRIDGE OVER TETE BAYOU.

WHEREAS, the Mullins Road Bridge over Tete Bayou serves the citizens of Iberia Parish; and

WHEREAS, this bridge is in need of repairs to the timber bents, piles, cross bracing, and bulkheads, to allow the continued use of the bridge and not have it closed to traffic; and

WHEREAS, has been a request to amend the 2023 General and Road District No. 10 Fund Budgets in the amount of \$228,160 to recognize a transfer of ARPA appropriations within the General Fund for bridge repair work to the Mullins Road Bridge over Tete Bayou; and

WHEREAS, it is necessary to amend the 2023 General and Road District No. 10 Fund Budgets in the amount of \$228,160 to recognize said transfer of funds and appropriate said funds for repairs.

NOW, THEREFORE, IT BE RESOLVED, that the Iberia Parish Council does hereby amend the 2023 General and Road District No. 10 Fund Budgets in the amount of \$228,160 to recognize a transfer of ARPA appropriations within the General Fund for bridge repair work, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
General:			
431000 0000 0000 1074	ARPA	\$1,980,000	\$228,160
960102 3340 0000 1074	Road Dist #10	\$480,000	\$228,160
Road District No. 10:			
910001 3340 0000 1074	General Fund	\$480,000	\$228,160
533100 3340 0000 1074	Arch/Eng Services	-0-	\$54,160
575000 3340 0000 1074	Contract Payments	-0-	\$174,000

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: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: Natalie Broussard.

ABSENT: Lady Fontenette Brown.

25314

And the Resolution was declared adopted this 8th day of February, 2023.

ORDINANCES INTRODUCED FOR PUBLICATION:

None.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Scott Ransonet, that the Iberia Parish Council does hereby adjourn.

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

YEAS: Francis "Tommy" Pollard, Sr., Michael R. Landry, Marcus "Bruce" Broussard, Lloyd Brown, Warren P. Gachassin, Jr., Natalie Broussard, Paul G. Landry, James P. Trahan, Scott Ransonet, Eugene A. Olivier, Sr., Brian P. Napier, Scott Saunier, and Chad Maturin.

NAYS: None.

ABSENT: Lady Fontenette Brown.

And the motion was declared adopted this 8th day of February, 2023.

Chairman Warren P. Gachassin then declared the meeting adjourned at 6:38 p.m.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:



Clerk of the Council