

CITY OF CROWLEY
REGULAR MEETING
NOVEMBER 10, 2009

The Mayor and Board of Aldermen of the City of Crowley, Louisiana, the governing authority of the City of Crowley, met in a regular session at 6:00 p.m. Tuesday the 10th day of November, 2009 at the regular meeting place of said Mayor and Board of Aldermen, the Council Chambers, 426 North Avenue F, Crowley, Louisiana.

Mayor Greg A. Jones presided with the following Aldermen present: Jeff Doré, Lyle Fogleman Jr., Vernon Martin, Mary Melancon, Laurita Pete, Steven Premeaux, Kitty Valdetero, and Todd Whiting. Alderman J. Elliot Doré was absent.

Alderman Steven Premeaux led the Pledge of Allegiance to the flag and Alderman Jeff Doré gave the invocation.

AGENDA AMENDMENTS:

Alderwoman Mary Melancon offered a motion to amend the agenda to consider the following items. Seconded by Alderwoman Kitty Valdetero and duly adopted after a unanimous vote.

- 1 . Change Order No. 16 to the contract with Merrick Construction Co. for the Historic Parkerson Avenue Redevelopment Project
- 2 . Change Order No. 17 to the contract with Merrick Construction Co. for the Historic Parkerson Avenue Redevelopment Project
- 3 . Resolution authorizing the acceptance of the dedication of street drainage, utility right-of-ways and infrastructure improvements thereon of Bobby Smith subdivisions I and II
- 4 . Resolution authorizing the agreement for a private residential community with the West Crowley subdivision limited partnership

READING & APPROVAL OF MINUTES / BILLS:

Alderman Steven Premeaux moved to dispense with the reading of the minutes of the October 13th, 2009 regular council meeting. Seconded by Alderwoman Kitty Valdetero and duly adopted.

Alderman Vernon Martin moved to approve all bills presented for payment. Seconded by Alderman Steven Premeaux and duly adopted.

PRESENTATIONS:

Mr. Horace Lewis was presented with a wrist watch in appreciation of his 29 ½ years of service as a city employee.

MAYOR'S REPORT:

Mayor Greg A. Jones presented the Sales Tax chart and User Fee chart that track the collection trend.

STANDING COMMITTEE REPORTS:

PUBLIC WORKS COMMITTEE:

Chairperson – Alderwoman Mary Melancon,
Vice-Chairperson – Alderwoman Laurita Pete
Members – Aldermen Jeff Doré, Lyle Fogleman, Jr. and Vernon Martin

A motion was offered by Alderwoman Mary Melancon and seconded by Alderman Lyle Fogleman to approve Partial Payment No. 1 in the amount of \$43,616.75 to H & S Construction Company for the FY 2008-09 Annual Street Repair project. Motion carried.

A motion was offered by Alderwoman Mary Melancon and seconded by Alderman Jeff Dore' to approve Change Order No. 15 to the contract with Merrick Construction Co. for the Historic Parkerson Avenue Redevelopment Project to adjust quantities from estimated to in place for total deduct of \$4,431.70. Motion carried.

A motion was offered by Alderwoman Mary Melancon and seconded by Alderman Vernon Martin to approve Partial Payment No. 17 in the amount of \$106,904.39 to Merrick Construction Company for the Historic Parkerson Avenue Redevelopment Project. Motion carried.

A motion was offered by Alderwoman Mary Melancon and seconded by Alderwoman Laurita Pete to approve Partial Payment No. 3 in the amount of \$6,880.59 to Pavement Markings, Inc. to release the retainage for the City-Wide Pavement Marking Project. Motion carried.

A motion was offered by Alderwoman Mary Melancon and seconded by Alderman Lyle Fogleman to adopt a Resolution authorizing the Mayor to enter into a City/State Agreement with DOTD for Intersection Safety Improvements, S.P. No. 737-01-0109, at various locations in Crowley. Motion carried.

A motion was offered by Alderwoman Mary Melancon and seconded by Alderman Vernon Martin to approve Change Order No. 16 to the contract with Merrick Construction Co. for the Historic Parkerson Avenue Redevelopment Project in the amount of \$2,435.08. Motion carried.

A motion was offered by Alderman Vernon Martin and seconded by Alderwoman Mary Melancon to approve Change Order No. 17 to the contract with Merrick Construction Co. for the Historic Parkerson Avenue Redevelopment Project in the amount of \$58,468.32. Motion carried.

UTILITY COMMITTEE:

Chairperson – Alderman Vernon Martin
Vice-Chairperson – Alderwoman Kitty Valdetero
Members – Aldermen J. Elliot Doré, Lyle Fogleman, Jr. and Jeff Doré

A motion was offered by Alderman Lyle Fogleman and seconded by Alderman Todd Whiting to table awarding a construction contract for the Wastewater Treatment Facility Rock Filter Rehabilitation project. Motion carried.

PUBLIC SAFETY COMMITTEE:

Chairperson – Alderman Todd Whiting
Vice-Chairperson – Alderman Lyle Fogleman, Jr.
Members – Aldermen Vernon Martin, Mary Melancon and Steven Premeaux

A motion was offered by Alderman Todd Whiting and seconded by Alderwoman Mary Melancon to authorize the City Inspector to proceed with the condemnation order of September 8, 2009 and demolished and/or removed all trash and debris on the property

located at 902 East 7th Street describes as Lot 13-14, Block 7, Duson 4th Addition owned by Julia Fontenot Carlin. Motion carried.

A motion was offered by Alderman Todd Whiting and seconded by Alderman Jeff Doré to call for a public hearing to proceed with condemnation of the property described as Lot 5, Block 4, Westside Addition located at 1606 West 7th Street owned by James Clement. Motion carried.

A motion was offered by Alderman Todd Whiting and seconded by Alderwoman Kitty Valdetero to call for a public hearing to proceed with condemnation of the property described as Lot 5, Block 19, Duson 3rd Addition located at 1111 West Hutchinson Avenue owned by Gretchen Johnson Dregin. Motion carried.

A motion was offered by Alderman Todd Whiting and seconded by Alderwoman Mary Melancon to approve the following renewal of beer and liquor permit for the year 2010:

1. Nelson Arceneaux 2010 Class A Retail Outlet Beer Permit
American Legion Post #506 2010 Class A Retail Outlet Liquor Permit
628 West Third Street
2. Randy J. Nickel 2010 Class A Retail Outlet Beer Permit
Bayou Bend C.C. 2010 Class A Retail Outlet Liquor Permit
427 Hoyt Avenue
3. G. Duaine Belfour 2010 Class A Retail Outlet Beer Permit
Bell's Sports Bar
731 B Oddfellows Road
4. Brinker Louisiana, Inc. 2010 Class A Retail Outlet Beer Permit
Chilli's Grill & Bar 2010 Class A Retail Outlet Liquor Permit
827 Oddfellows Road
5. William Miller 2010 Class A Retail Outlet Beer Permit
Bud's Den 2010 Class A Retail Outlet Liquor Permit
421 N. Parkerson
6. Ralph Byers 2010 Class B- Retail Package Beer Permit
C & G Food Store
803 West Hutchinson Avenue
7. Dardean Cook 2010 Class B Retail Package Beer Permit
Cajun Mart 2010 Class B Retail Package Liquor Permit
109 S. Eastern Avenue
8. Dardean Cook 2010 Class B Retail Package Beer Permit
Cajun Mart Deli 2010 Class B Retail Package Liquor Permit
109 S. Eastern Avenue
9. Dean Harris 2010 Class A Retail Outlet Beer Permit
Cravin Crawfish, LLC
165 Oddfellows Road
10. Gerald LeBlanc 2010 Class A Retail Outlet Beer Permit
Crowley Town Club 2010 Class A Retail Outlet Liquor Permit
Crowley Rayne Highway
11. Louisiana C-Store Mgt. Assoc. 2010 Class B Retail Package Beer Permit
Crowley Truckstop 2010 Class B Retail Package Liquor Permit
9002 S LA 13
12. Du Nguyen 2010 Class B Retail Package Beer Permit
D & D Grocery & Liquor 2010 Class B Retail Package Liquor Permit
324 W. 2nd Street
13. G. Duaine Belfour 2010 Class B Retail Package Beer Permit
E. Crowley I-10 Chevron 2010 Class B Retail Package Liquor Permit
731 Oddfellows Road
14. G. Duaine Belfour 2010 Class A Retail Outlet Beer Permit
E. Crowley I-10 Chevron Daiquri Shop 2010 Class A Retail Outlet Liquor Permit
731 Oddfellows Road

15. Alfredo Cortes
El Dorado Mexican Restaurant, LLC
2307 North Parkerson Avenue
2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit
16. Econo Inc. of Kaplan
dba Economart #7
703 South Eastern Avenue
2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit
17. Bamboo Inn, Inc.
Express 90
726 E. 2nd Street
2010 Class B Retail Package Beer Permit
18. Suzette Credeur
Geaux Cup
19033 Crowley Eunice Hwy
2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit
19. Norma Weekley
Golden D Lite
519 S. Eastern Avenue
2010 Class A Retail Outlet Beer Permit
20. Hong Enterprises, Inc.
K & L Grocery
1510 West Hutchinson Avenue
2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit
21. Korky's Inc.
Korky's Food Mart
1122 North Western
2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit
22. K. C. Council #5499
Knights of Columbus
621 South Avenue E
2010 Class A Retail Outlet Beer Permit
23. Norma L. Weekley
LaGrange Food Mart, Inc.
620 South Eastern Avenue
2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit
24. Louie's Enterprises, LLC
Louie's
322 South Eastern Avenue
2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit
25. Burnell Martin
Martin's Tavern
102 North Avenue F
2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit
26. Bridgette Wilturmer
Papa John's & B's Liquor
1014 West Hutchinson Avenue
2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit
27. American Pizza Company
Pizza Hut
1900 North Parkerson Avenue
2010 Class A Retail Outlet Beer Permit
28. Patricia S. Istre
Rice City Liquor
630 North Parkerson Avenue
2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit
29. Lazar J. Gielen
Rice Palace
2015 North Cherokee
2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit
30. I. Lawrence Gelman
Rite Aid #7301
2016 North Parkerson Avenue
2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit
31. Ronnie Daigle
Ronnie's City Bar
123 East First Street
2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit
32. Samuel L. Phillips
Sam's Place
103 North Parkerson
2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit
33. Marilyn Pizzolatto
Second Street Bar
320 West 2nd Street
2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit
34. Debbie Broussard
South Crowley Pantry
904 South Parkerson Avenue
2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit

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| 35. | William Boulet
Super Foods
222 E. 2nd Street | 2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit |
| 36. | John Properties, LLC
The Ballroom of Crowley
124 East Third Street | 2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit |
| 37. | Douglas M. Miller
Valero Corner Store #370
1764 North Parkerson Avenue | 2010 Class B Retail Package Beer Permit |
| 38. | Wal-Mart Supercenter, LLC
Wal-Mart #310
729 Oddfellows Road | 2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit |
| 39. | Winn Dixie Montgomery, Inc.
Winn Dixie #1490
2004 North Parkerson Avenue | 2010 Class B Retail Package Beer Permit
2010 Class B Retail Package Liquor Permit |
| 40. | Benjamin R. Mitchell
Courtyard Café
422 N. Parkerson Ave. | 2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit |
| 41. | Michael Paul Foreman
South Park Liquor
912 S Parkerson Ave. | 2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit |
| 42. | Hilary C. Wilson, Sr.
Total Experience
824 W. 2 nd Street | 2010 Class A Retail Outlet Beer Permit
2010 Class A Retail Outlet Liquor Permit |

A motion was offered by Alderman Todd Whiting and seconded by Alderman Steven Premeaux to table the construction of a storage annex building for the Police Department. Motion carried.

ZONING & ANNEXATION COMMITTEE:

Chairperson – Alderman J. Elliot Doré
Vice-Chairperson – Alderman Vernon Martin
Members – Aldermen Kitty Valdetero, Laurita Pete and Steven Premeaux

A motion was offered by Alderman Vernon Martin and seconded by Alderman Lyle Fogleman to approve the Planning Commission’s recommendation of a Preliminary and Final Plat for James Proctor described as Lot A and Lot B located in T 10 S, R 1 E, Section 37 of the City of Crowley, Acadia Parish, Louisiana contingent upon approval from the Crowley City Engineer and Crowley City Attorney. Motion carried.

REVENUE & FINANCES COMMITTEE:

Chairperson – Alderwoman Kitty Valdetero
Vice-Chairperson – Alderman Todd Whiting
Members – Aldermen Laurita Pete, Jeff Doré and Steven Premeaux

A motion was offered by Alderwoman Kitty Valdetero and seconded by Alderman Lyle Fogleman to call for a public hearing to exempt sales tax on the purchase of crawfish bait effective January 1, 2010. Motion carried.

A motion was offered by Alderwoman Kitty Valdetero and seconded by Alderwoman Laurita Pete to approve \$23,000 for the Martin Luther King restroom facility in addition to the funds from the grant and amend the budget for an appropriation of \$23,000 from Sales Tax Fund to Y.R.B.M. Fund. Motion carried.

RESOLUTIONS:

The following resolution was offered by Alderwoman Mary Melancon, duly seconded by Alderwoman Laurita Pete, and duly resolved and adopted.

A RESOLUTION REQUESTING DOTD TO APPROVE AN AMENDMENT AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT TO THE CITY/STATE AGREEMENT FOR THE DESIGN, CONSTRUCTION, AND MAINTENANCE OF THE I-10 ACCESS ROAD, a.k.a. STATE PROJECT NO. 700-01-0114/FEDERAL AID PROJECT NO. DE-0106(500)

WHEREAS, The City of Crowley (City) entered into an Agreement dated May 31, 2006 with the State of Louisiana Department of Transportation and Development (DOTD) under the above referenced project numbers whereby the City is required to match federal funding for the project in the amount of 20% of the participating pre-construction and construction cost; and

WHEREAS, the City wishes to obtain a DOTD permit for related improvements at the intersections of the project at La Hwy 13 (North Parkerson Avenue), La Hwy 1111 (Tower Road), and I-10 near North Cherokee road; and

WHEREAS, in order to effect a timely donation of right of way parcels from affected property owners, the City finds it necessary to proceed immediately with the preparation of Right of Way Plans, Right of Way Acquisition, and Construction Plans and Specifications for the project; and

WHEREAS, the aforementioned DOTD permit requires a Traffic Impact Study, which has been prepared based in part on traffic projections which may or may not ultimately be reliable depending on the effect of a proposed new Convention Center located at the intersection of Tower Road;

NOW, THEREFORE BE IT RESOLVED by the City of Crowley Board of Alderman in regular session duly convened that the Mayor be, and he is hereby authorized, empowered, and directed to request and execute an amendment to the aforementioned City/State Agreement for State Project No. 700-01-0114/Federal Aid Project No. DE-0106(500), which said amendment will allow the City of Crowley to furnish, immediately proceed with, and pay 100% of the cost of the required surveying and engineering services for the I-10 Access Road;

BE IT FURTHER RESOLVED that said amendment shall provide that the City's cost for such engineering services will not be included in their 20% match, such that the City will be required to pay 20% of the construction and related costs plus 100% of the engineering costs;

BE IT FURTHER RESOLVED that said amendment to the City/State Agreement will also include the following provisions required by DOTD regarding the city maintaining the capacity of the new roadway upon commencement of operation of the proposed new Acadia Parish Convention Center in order to gain DOTD "location approval" and required permits:

- The City shall design and construct the improvements required within the Traffic Impact Study
- The City shall, within six months of the opening of the convention center, conduct traffic counts for at least two separate event types at the center and submit a proper report to DOTD
- The City shall conduct intersection turning movement counts at the new service road intersection with Tower Road every four years or whenever ten or more acres is developed along the service road and submit a proper report to DOTD

ADOPTED: November 10, 2009

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Vernon Martin, duly seconded by Alderwoman Kitty Valdetero, and duly resolved and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING THE ACCEPTANCE OF THE WASTEWATER COLLECTION LINE ON HOCKADAY STREET FROM THE INTERSECTION OF THE MANHOLE ON JENKINS AVENUE TO THE MANHOLE LOCATED ON THE EAST SIDE OF US HIGHWAY 90; AUTHORIZING PAYMENT OF TWENTY THOUSAND & NO/100 (\$20,000.00) DOLLARS CONTRIBUTION FOR THE PROJECT TO THE OWNER/DEVELOPER; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, in order to induce Southern Key Developers and Bayou Village Nursing Home Partnership Ltd to petition for annexation of the property to construct a proposed new nursing home/assisted living and retirement facility within the City of Crowley to replace the existing Bayou Village Nursing Home; and

WHEREAS, the Board of Aldermen of the City of Crowley offered an incentive payment of Twenty Thousand & No/100 (\$20,000.00) Dollars to offset a portion of the construction cost of required public infrastructure improvements; and

WHEREAS, the incentive payment of Twenty Thousand & No/100 (\$20,000.00) Dollars was conditioned upon the completion and final acceptance of the proposed wastewater treatment collection lines and manholes extended from the existing manhole located at the intersection of Jenkins Avenue to the new manhole located east of the right-of-way of US Highway 90; and

WHEREAS, the offer required the donation of sufficient additional right-of-way east of the right-of-way line of US Highway 90 from the Bartell Heirs, which servitude was donated to the City of Crowley for the manhole by the property owners; and

WHEREAS, the DHH had issued a conditional letter of "No Objection" which was reaffirmed by letter dated February 2, 2009 for acceptance of the line subject to review of the final rehabilitation of the line; and

WHEREAS, the owners/developers submitted to DHH the "AS BUILT" drawings and the Project Engineer has certified to DHH and the City Engineer that the wastewater collection line was completed in accordance with the plans and specifications with the required slope in the line section between the manhole east of US Highway 90 and the manhole at Jenkins Avenue; and

WHEREAS, the Board of Aldermen of the City of Crowley finds that subject to receipt of the letter of "No Objection" from DHH upon final review, the owners/developers have satisfied the conditions and requirements specified;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby

authorize, empower and direct the Honorable Greg A. Jones, Mayor of the City of Crowley, to execute an acceptance of the improvements consisting of an 8” wastewater collection line, manholes and appurtenances located within the right-of-way of Hockaday Street from the manhole at the intersection of Jenkins Avenue to the manhole situated within the right-of-way granted by Gloria B. Bartell, et al to the City of Crowley east of the right-of-way of US Highway 90 for public ownership and perpetual maintenance thereof subject to and conditioned upon receipt of the letter of “No Objection” from the DHH of the final “As Built” plans and specifications and the slope or grade of the wastewater collection line; and

BE IT FURTHER RESOLVED that the said act of acceptance shall contain all usual terms and conditions and the special condition authorizing the Honorable Greg A. Jones, Mayor, to pay the sum of Twenty Thousand & No/100 (\$20,000.00) to satisfy the contribution for inducement initially offered to the owners/developers for the project and a special construction warranty of one-year from the date of acceptance from the owner, which shall include the rehabilitation of the wastewater collection line, from the owner that the line shall be free from all defects; and

BE IT FURTHER RESOLVED that the Honorable Greg A. Jones, Mayor, be and he is authorized, empowered and directed to execute any and all documents and accept any exceptions or modifications as may be reasonable and necessary in the premises.

THUS DONE AND ADOPTED in regular session duly convened on the 10th day of November, 2009, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Vernon Martin, duly seconded by Alderwoman Mary Melancon, and duly resolved and adopted.

MWPP RESOLUTION

WHEREAS: The Louisiana Department of Environmental Quality has directed the City of Crowley, Louisiana to perform a Municipal Water Pollution Prevention (MWPP) audit on its Wastewater Treatment Facility located on Conrad Road and;

WHEREAS: The City of Crowley, Louisiana has prepared and reviewed the attached MWPP audit and;

WHEREAS: The MWPP audit has noted a potential problem with increased average flows at the treatment facility in the collection system and;

WHEREAS: The City of Crowley, Louisiana wishes to guard the public health and assure discharge compliance;

BE IT THEREFORE RESOLVED THAT the City of Crowley, Louisiana hereby informs the Louisiana Department of Environmental Quality (LDEQ) that it has set forth through the Mayor and Board of Aldermen the following actions necessary to attain and maintain permit discharge compliance contained in LPDES Permit Number 0041254:

- 1) The City of Crowley expects to continue the rehabilitation of public leaks through an ongoing smoke testing/repair maintenance crew.
- 2) The City has a notification program for private leaks. Private individuals are notified of defects on their property and the repairs are monitored and cataloged.

- 3) A post-rehabilitation flow monitoring study has been conducted to determine the effects of past rehabilitation efforts. The post-rehabilitation flow monitoring results have been and will be used to design and construct pump station upgrades, detention facilities, interceptors, and/or relief lines, etc. to reduce bypasses in the collection system.
- 4) With the increase of flows being experienced at the treatment facility, the City will increase its efforts toward combating I/I.
- 5) The City is now applying for LCDBG FY 2010-11 Program funding for I/I repairs in areas of northeast and southeast Crowley where defects are known to be present. The previous application for FY 08-09 funding was not successful, so the City will apply again this year under the FY 2010-11 Program.
- 6) The City expects to take bids by the end of the first quarter of 2010 to rehabilitate a portion of its rock filter and pond levees. The rock filter rehabilitation will serve to improve CBOD₅ and TSS test results.
- 7) The City is also requesting State Capital Outlay funding to rehabilitate its pond levees and complete the rock filter rehabilitation in this year's funding cycle.

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

YEAS: Jeff Doré, Lyle Fogleman, Vernon Martin, Laurita Pete, Steven Premeaux, Kitty Valdetero and Todd Whiting

NAYS: None

ABSTAIN: None

ABSENT: J. Elliot Doré,

And the resolution was declared adopted on this 10th day of November, 2009.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderwoman Kitty Valdetero, duly seconded by Alderman Lyle Fogleman, and duly resolved and adopted with abstentions from Aldermen Vernon Martin and Laurita Pete.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING THE ACCEPTANCE OF THE DEDICATION OF STREET DRAINAGE, UTILITY RIGHT-OF-WAYS AND INFRASTRUCTURE IMPROVEMENTS THEREON OF BOBBY SMITH SUBDIVISIONS I AND II SITUATED IN SECTION 37, TOWNSHIP 10 SOUTH, RANGE 1 EAST, ACADIA PARISH, LOUISIANA; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, Bobby Smith Subdivision I and II Limited Partnership, owner/developer, has submitted a preliminary and final plat to the City of Crowley Planning and Zoning Commission proposing to subdivide that certain tract or parcel of land containing 15 acres situated in Section 37, Township 10 South, Range 1 East, Acadia Parish, Louisiana, into residential lots numbered in accordance with and pursuant to a subdivision plan which was approved by the City of Crowley Planning Commission pursuant to LA R.S. 33:5051; and

WHEREAS, all easements, servitudes and rights-of-way and residential lots are shown on the "Preliminary/Final of Bobby Subdivision Units I and II, Situated in Section 37, Township 10 South, Range 1 East" by James W. Braswell, PLS, dated September 25, 2006; and

WHEREAS, a public hearing having been held, the owner/developer having completed the construction of the infrastructure improvements for street, drainage and wastewater collection lines in accordance with the plans and specifications;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby authorize, empower and direct Honorable Greg A. Jones, Mayor of the City of Crowley, to accept the dedication and donation for public use and ownership and maintenance of all the improvements constructed in conformity with the approved construction plans and specifications, including but not limited to the curb and gutter streets, subsurface drainage system, wastewater collection lines and all appertances thereto; and

BE IT FURTHER RESOLVED that the said Act of Acceptance shall contain all the usual terms and conditions thereof, warranties and bonds to be furnished by the owner/developer in accordance with law guarantying the workmanship and material for one year; and

BE IT FURTHER RESOLVED that the said Honorable Greg A. Jones, Mayor, be and the same is hereby authorized, empowered and directed to sign any and all document and to do any and all things as may be deemed necessary in the premises.

THUS DONE AND ADOPTED in regular session duly convened on the 10th day of November, 2009, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Lyle Fogleman, duly seconded by Alderman Steven Premeaux, and duly resolved and adopted with an abstention from Aldermen Vernon Martin.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING THE AGREEMENT FOR A PRIVATE RESIDENTIAL COMMUNITY WITH THE WEST CROWLEY SUBDIVISION LIMITED PARTNERSHIP, INCLUDING A RESTRICTIVE COVENANT AGREEMENT, RIGHT OF ACCESS AND MAINTENANCE OF PRIVATE ROADS AND UTILITIES AND AUTHORIZING THE ACCEPTANCE OF A DEDICATION OF DRAINAGE RIGHT-OF-WAY; AUTHORIZING THE FILING OF A PLAT OF WEST CROWLEY PRIVATE RESIDENTIAL COMMUNITY SITUATED ON 24.76 ACRES IN SECTION 37, TOWNSHIP 10 SOUTH, RANGE 1 EAST, ACADIA PARISH, LOUISIANA; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the West Crowley Subdivision Limited Partnership has proposed and submitted a development known as the "West Crowley Private Residential Community", a

planned residential development, situated on 24.76 acres in Section 37, Township 10 South, Range 1 East, Acadia Parish, Louisiana; and

WHEREAS, the owner/developer has proposed to designate the area into 67 residential units having dimensions and boundaries shown on the plat in conformity with the designation into lots together with streets and utility setbacks shown as private streets and roads; and

WHEREAS, in order to facilitate the development and accommodate the owner/development with low and moderate income housing requirements, the City of Crowley Planning Commission has approved and recommended to the City of Crowley acceptance of the development as a private residential community with privately owned streets, roadways and utilities; and

WHEREAS, the owner/developer has agreed to provide all maintenance, repair and replacement of infrastructure improvements, including streets, curbs, gutters, drainage, sewer and wastewater collection lines, manholes and all appertances thereto at its own expenses and should it fail to do so, after being called upon by the City of Crowley, the City shall have the authority to perform the maintenance at the cost of the owner/developer, its successors or assigns; and

WHEREAS, the plat of the development is substantially in conformity with and is intended to comply with the requirements of LA R.S. 33:5051 and the City of Crowley's Zoning Ordinance, including the requirements and restrictions of the "R-2, Residential" classification; and

WHEREAS, the owner/developer has agreed to certain restrictive covenants and requirements in conformity with the Subdivision Ordinance prohibiting the sale of any lots or portions of the property until the property is subdivided in accordance with the provisions of law and accepted by the City of Crowley; and

WHEREAS, the Mayor and Board of Aldermen of the City of Crowley believe it is in the best interest of the City to accept the proposal in the form of a private residential development as aforesaid;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby authorize, empower and direct Honorable Greg A. Jones, Mayor of the City of Crowley, to execute an agreement with the West Crowley Subdivision Limited Partnership to authorize a private residential community, including privately owned streets and infrastructure to be maintained by the owner/developer, its successors and assigns providing access for emergency vehicles/responders and providing restrictive covenants prohibiting the sale of any lots or portions of the property until the subdivision plat is properly approved and accepted by the City of Crowley in accordance with LA R.S. 33:5051 and the Zoning and Subdivision Ordinances of the City of Crowley ; and

BE IT FURTHER RESOLVED that the said agreement shall contain a dedication of a right-of-way over and across the drainage detention ponds #1 and #2 and a 30' wide strip within the right of way of North DeJean Circle for public drainage purposes subject to said servitude being maintained at the cost of the owner/developer as well as all maintenance, repair of the drainage system, wastewater collection system, streets, curbs, gutters and all other infrastructure improvements at the expense of the owner/developer, its successors or assigns; and

BE IT FURTHER RESOLVED that the said Honorable Greg A. Jones, Mayor, be and the same is hereby authorized, empowered and directed to sign any and all document and to do any and all things as may be deemed necessary in the premises.

THUS DONE AND ADOPTED in regular session duly convened on the 10th day of November, 2009, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderwoman Mary Melancon, duly seconded by Alderman Vernon Martin, and duly resolved and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, INTRODUCING A PROPOSED ORDINANCE AND CALLING FOR A PUBLIC HEARING CONCERNING SAME.

WHEREAS, an ordinance has been proposed to be adopted by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana; and

WHEREAS, the proposed ordinance must be introduced by its title and a public hearing must be held prior to its adoption; and

WHEREAS, the title of the proposed ordinance must be published in the official journal and the notice shall provide the time, date and place where the Board will consider its adoption;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that the following ordinance be and it is hereby introduced for consideration at the next regular meeting of the Mayor and Board of Aldermen, to-wit:

AN ORDINANCE TO AMEND AND RE-ENACT SECTIONS 9-26 OF ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, TO REDUCE THE TIME FOR COMPLIANCE BY THE PROPERTY OWNER TO FIVE (5) DAYS AFTER NOTICE TO CUT AND REMOVE NOXIOUS WEED, TALL GRASS AND/OR ACCUMULATIONS; TO AUTHORIZE THE UNDERTAKING OF WORK FOR FAILURE TO COMPLY FOR A PERIOD OF TWELVE (12) MONTHS AFTER NOTICE; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith ON IN CONFLICT HERETO.

BE IT FURTHER RESOLVED by the Mayor and Board of Aldermen that the City Clerk shall publish the following notice in the Crowley Post Signal:

NOTICE OF PROPOSED ADOPTION OF ORDINANCE

The Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, shall meet on the 8th day of December, 2009 at 6:00 o'clock p.m. in the

Council Chambers, City Hall, Crowley, Louisiana, to consider the adoption of the following ordinance:

AN ORDINANCE TO AMEND AND RE-ENACT SECTIONS 9-26 OF ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, TO REDUCE THE TIME FOR COMPLIANCE BY THE PROPERTY OWNER TO FIVE (5) DAYS AFTER NOTICE TO CUT AND REMOVE NOXIOUS WEED, TALL GRASS AND/OR ACCUMULATIONS; TO AUTHORIZE THE UNDERTAKING OF WORK FOR FAILURE TO COMPLY FOR A PERIOD OF TWELVE (12) MONTHS AFTER NOTICE; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith ON IN CONFLICT HERETO.

Copies of the proposed ordinance are available for a nominal fee in the office of the City Clerk, City Hall, Crowley, Louisiana.

THUS DONE AND SIGNED on this the 10th day of November, 2009.

JUDY L. ISTRE, City Clerk

THUS DONE AND ADOPTED in regular session duly convened on the 10th day of November, 2009 in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderwoman Kitty Valdetero, duly seconded by Alderman Jeff Doré, and duly resolved and adopted.

ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, REQUESTING THE CITY OF CROWLEY PLANNING AND ZONING COMMISSION CONDUCT A PUBLIC HEARING AND ISSUE IMPORTANT RECOMMENDATIONS ON PROPOSED CHANGES AND AMENDMENTS TO THE ZONING ORDINANCE TO REPEAL AS A PERMITTED USE MOBILE HOME AND TRAILER PARKS; TO ADD MINIMUM REQUIREMENTS FOR LARGE COMMERCIAL PARKING LOTS AND REGULATIONS FOR FACADES OF BUILDINGS AND STRUCTURES SITUATED IN A COMMERCIAL OR RESIDENTIAL AREAS; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the City of Crowley has received complaints and concerns that mobile home and trailer parks, construction of new metal commercial structures and large commercial parking lots have significantly diminished the aesthetic appearance and value of

commercial property, decreased the value of adjacent residential property and has an adverse impact to community overall; and

WHEREAS, the use of metal facades which have little architectural form and substance and is inconsistent with existing architectural styles detracts from the overall aesthetic appearance and appeal of the community; and

WHEREAS, the proliferation of large commercial parking lots, particularly those of large retailers, create unbroken expanses of concrete and/or asphalt which are unattractive, reduce greenspace and reflect poor use of community resources; and

WHEREAS, the Mayor and Board of Aldermen have received complaints from concern citizens that developers and property owners are ignoring the long-term economic value associated with enhanced aesthetic appeal for long-term business growth;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby request that the proposed amendments to the Zoning Ordinance to repeal as a permitted use mobile homes and trailer parks and requirements for the construction of facades of commercial buildings or structures and landscaping for large commercial parking lots be forwarded to the City of Crowley Planning and Zoning Commission and that the Planning and Zoning Commission conduct a public hearing in accordance with law and issue a report of their findings and recommendation concerning same.

THUS DONE AND ADOPTED in regular session duly convened on the 10th day of November, 2009, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Todd Whiting, duly seconded by Alderman Lyle Fogleman, and duly resolved and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING A LOCAL SPONSOR COOPERATIVE AGREEMENT WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR THE PURCHASE OF PORTABLE LAW ENFORCEMENT SPEED TRAILERS AND TO PROVIDE NINETY-FIVE (90%) PERCENT OF THE FUNDS THROUGH THE "LOCAL ROAD SAFETY PROGRAM"; TO AMEND THE BUDGET TO PROVIDE AN APPROPRIATION FOR THE PURCHASE THEREOF, INCLUDING A FIVE (5%) PERCENT MATCHING COST AND ADDITIONAL REVENUES IN THE FORM OF REIMBURSEMENT OF THE COST OF THE PROJECT; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the City of Crowley made application to the LDOTD under the Louisiana Local Road Safety Program (LRSP) requesting assistance to purchase equipment to aid law enforcement in communication with the traveling public; and

WHEREAS, the Louisiana Department of Transportation and Development (LDOTD) approved an appropriation of funds to finance the purchase of two (2) portable law enforcement radar/speed trailers; and

WHEREAS, the appropriation through the Louisiana Local Road Safety Program is a reimbursement program of ninety-five (95%) percent of total project cost which requires local matching funds of five (5%) percent of the total amount of project cost by the local sponsor; and

WHEREAS, the LDOTD has advised the City that it has approved the cost of State Project No. 73701-0106 in the amount of Seventeen Thousand Five Hundred Forty & No/100 (\$17,540.00) Dollars and will provide reimbursement of ninety-five (95%) percent of the cost under the US Department of Transportation and Development (USDOTD) Highway Safety Funds through the LRSP administered by the LDOTD; and

WHEREAS, the Board of Aldermen find it is appropriate for the City to participate with the LDOTD in the cooperative endeavor to authorize the purchase of the portable radar/speed trailers and provide local matching funds in the amount of five (5%) percent (\$877.00) of the total project cost; and

WHEREAS, the City agrees no expenditures for the project will be approved and no expenditures will be eligible for reimbursement under the program until a formal agreement has been signed and a Notice to Proceed has been issued by the LDOTD;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby authorize, empower and direct the Honorable Greg A. Jones, Mayor of the City of Crowley, to execute a Local Sponsor Cooperative Agreement with the Louisiana Department of Transportation and Development (LDOTD), State Project No. 73701-0106, for the purchase of two (2) portable law enforcement speed trailers (Decatur On-Site 350) with various options for an estimated project cost of Seventeen Thousand Five Hundred Forty & No/100 (\$17,540.00) Dollars and to provide reimbursement from the LDOTD of ninety-five (95%) percent of project cost funded by the US Department of Transportation and Development (USDOTD) through the LDOTD using Highway Safety Transfer Funds in the amount of Sixteen Thousand Six Hundred Sixty-Three & No/100 (\$16,663.00) Dollars and requiring the City to provide a match of Eight Hundred Seventy-Seven & No/100 (\$877.00) Dollars (five (5%) percent of the total project cost); and

BE IT FURTHER RESOLVED that the Agreement shall contain provisions that the City shall be reimbursed for expenditures only after formal notification, Notice to Proceed and authorization from LDOTD has been issued and that the City, as sponsor, comply with all the requirements of the Code of Federal Regulations and all Federal and State laws and/or regulations as may be applicable to the program; and

BE IT FURTHER RESOLVED that the Board of Aldermen do hereby authorize the Clerk to prepare an amendment to the 2010 Fiscal Year Budget to the Public Works Budget to include Capital Outlay expenditure of Seventeen Thousand Five Hundred Forty & No/100 (\$17,540.00) Dollars for two (2) Decatur On-Site 350 portable law enforcement radar/speed trailers and to add as anticipated revenue from the LDOTD for reimbursement of Highway Safety Funds in the amount of Sixteen Thousand Six Hundred Sixty-Three & No/100 (\$16,663.00) Dollars and a transfer up to One Thousand & No/100 (\$1,000.00) Dollars from sales tax excess revenue for a total of Seventeen Thousand Five Hundred Forty & No/100 (\$17,540.00) Dollars for the purchase of equipment; and

BE IT FURTHER RESOLVED that the said Honorable Greg A. Jones, Mayor, be and the same is hereby authorized, empowered and directed to execute any and all necessary documents and provide any and all information and documentation in connection with the said transaction as may be meet and proper in the premises and in his sole discretion.

THUS DONE AND ADOPTED in regular session duly convened on the 10th day of November, 2009, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

OTHER BUSINESS:

There being no further business to come before the Council upon motion duly made by Alderman Vernon Martin and seconded by Alderwoman Mary Melancon the meeting was adjourned at 7:10 p.m.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CLERK

Presented rough draft to Mayor on November 13, 2009 at 11:50 a.m.
Presented for Mayor's signature on November 16, 2009 at 3:50 p.m.
Mayor signed & returned to City Clerk on November 18, 2009 at 10:00 a.m.