

CITY OF CROWLEY  
REGULAR MEETING  
SEPTEMBER 13, 2011

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 13<sup>th</sup> day of September, 2011 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: Bryan Borill, J. Elliot Doré, Jeff Doré, Lyle Fogleman Jr., Vernon Martin, Mary Melancon, and Steven Premeaux. Alderwomen Laurita Pete and Kitty Valdetero were absent.

Alderman Jeff Doré led the Pledge of Allegiance to the flag and Alderman Vernon Martin gave the invocation.

**AGENDA AMENDMENTS:**

Alderman Elliot Doré offered a motion to amend the agenda to consider a resolution on enlarging the corporate boundaries to include 53.04 acres of land. Seconded by Alderman Vernon Martin and duly adopted after a unanimous vote.

**PUBLIC HEARINGS:**

Mayor Greg A. Jones opened the public hearing on proposed ordinance no. 1428, the ordinance was read by title as follows:

AN ORDINANCE TO ENACT SECTION 2.22 OF CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO AUTHORIZE COURT COSTS COLLECTED AS WITNESS FEES BY THE CROWLEY CITY COURT TO THE GENERAL FUND OF THE CITY OF CROWLEY SUBJECT TO MAINTAINING A MINIMUM OF THIRTY THOUSAND & NO/100 (\$30,000.00) DOLLARS IN THE WITNESS FEE FUND; TO DEDICATE AND RESTRICT FUNDS SO TRANSFERRED TO BE USED SOLELY FOR THE PURCHASE OF EQUIPMENT FOR THE POLICE DEPARTMENT AND FOR NO OTHER PURPOSE, ALL IN ACCORDANCE WITH THE PROVISIONS OF ACT NO. 158 OF 2011 LOUISIANA LEGISLATURE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO OR IN CONFLICT THEREWITH; TO PROVIDE FOR THE SEVERABILITY OF THE PROVISIONS HEREOF; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

Mr. Regan asked for proponents to the proposed ordinance no. 1428. A third and final call was made with no one coming forward to speak.

The call for opponents of the proposed ordinance no. 1428 was made and there were no comments after the third and final call.

Mayor Greg A. Jones called the public hearing on ordinance no. 1428 to a close.

**APPEARANCE:**

Holly Boffy, candidate for the Louisiana Board of Elementary and Secondary Education of District 7, appeared before the assembly to inform them of her intentions and desire for the opportunity to work for the District to provide an education system that nurtures students in becoming productive, 21<sup>st</sup> century citizens.

**READING & APPROVAL OF MINUTES / BILLS:**

Alderman Vernon Martin moved to dispense with the reading of the minutes of the August 9<sup>th</sup>, 2011 regular council meeting and approve them as written and distributed. Seconded by Alderwoman Mary Melancon and duly adopted.

Alderman Vernon Martin moved to dispense with the reading of the minutes of the August 16<sup>th</sup>, 2011 special council meeting. Seconded by Alderwoman Mary Melancon and duly adopted.

J. Elliot Doré moved to approve all bills presented for payment. Seconded by Alderman Vernon Martin and duly adopted.

**MAYOR'S REPORT:**

The following proclamation was presented by Mayor Jones.

**Proclamation**

WHEREAS, children are our future. As parents and caregivers it is our responsibility to keep America's children safe. Every day in 2009, an average of 2 children age 12 and younger were killed and an average of 340 were injured in motor vehicle traffic crashes as occupants of passenger vehicles. For children ages 1 through 12, it is the leading cause of death. It is hard to overstate the toll this takes on families, but together we can put an end to this tragedy; and

WHEREAS, today, all 50 States, the District of Columbia, and Puerto Rico require that children be restrained in motor vehicles. These laws were enacted because of the tremendous safety benefits they provide. Research shows car seats reduce the risk of fatal injury by 71 percent for children younger than 1 and by 54 percent for children 1 to 4 years old. We know that car seats help save lives and reduce injuries. We also know they are most effective when installed and used correctly. Sadly, nearly three out of four car seats are not used properly. Starting now, we must work together to prevent these unnecessary deaths and injuries.

WHEREAS, that is why Crowley, Louisiana is committed to working closely with our partners and safety advocates to help you make the kind of choices that will keep your kids alive and safe. Our goal is to educate parents and caregivers about best practice when traveling with children from birth through age 12. During Child Passenger Safety Week hundreds of free car seat inspection stations will be set up across the country. I encourage all parents and caregivers to take advantage of this service and ensure that their children are getting the very best protection. To locate an inspection station in your area, please go to [www.nhtsa.gov](http://www.nhtsa.gov).

Now, Therefore, I, Greg A. Jones, Mayor of the City of Crowley, do hereby proclaim

September 18-24, 2011, as

**Child Passenger Safety Week**

and September 24 as

## National Seat Check Saturday

I urge everyone to help reduce injuries and the tragic loss of life by buckling up themselves and their children — every trip, every time.

IN WITNESS WHEREOF, I have hereunto set my hand and officially caused the Great Seal of the City of Crowley, Louisiana to be affixed this the 13<sup>th</sup> day of September, in the year of our Lord two thousand eleven.

S/ Greg A. Jones, Mayor  
City of Crowley, Louisiana

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 conduct a structural evaluation of the Avenue G bridge. Motion carried.

#### **UTILITY COMMITTEE:**

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

A motion was offered by Alderman Vernon Martin and seconded by Alderwoman Mary Melancon to approve Partial Payment Estimate #1 to E. B. Feucht & Sons, Inc. for the LCDBG FY 2010-11 Project for “Sewerage Repairs in Northeast and Southeast Crowley” in the estimated amount of \$31,555.80. Motion carried.

#### **PUBLIC SAFETY COMMITTEE:**

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

A motion was offered by Alderman Lyle Fogleman and seconded by Alderman Vernon Martin to table the discussion to amend ordinance requiring that any drive-thru selling alcohol shall provide space for 15 vehicles at 20’ each before the point of distribution as requested by Jim Barbin of Crawfish Nest. Motion carried.

A motion was offered by Alderman Lyle Fogleman and seconded by Alderman Bryan Borill to approve a new 2011 Class A Retail Outlet Liquor Permit for Ashley Cuccio, d/b/a Joppé Courtyard Café located at 414 North Parkerson Avenue. Motion carried.

**REVENUE & FINANCES COMMITTEE:**

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

A motion was offered by Alderman J. Elliot Doré and seconded by Alderwoman Mary Melancon to to authorize the Mayor to approve the Acadia Parish School Board contract with Tax Compliance & Recovery for professional services relating to recovery of sales and use taxes. Motion carried.

A motion was offered by Alderman J. Elliot Doré and seconded by Alderman Steven Premeaux to appropriate \$100,000 from Sales Tax Fund – Fund Balance to Employee Benefit Fund for payment of claims, fees, etc ... for the city’s major medical insurance. Motion carried.

A motion was offered by Alderman J. Elliot Doré and seconded by Alderman Vernon Martin to table the discussion of a Fee Schedule for Code Enforcement and Zoning and Planning Fees and to advertise for a Public hearing. Motion carried.

**RESOLUTIONS:**

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

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING A COOPERATIVE AGREEMENT WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT (LDOTD) FOR THE ROADWAY LIGHTING SYSTEM AT THE INTERSECTION OF INTERSTATE 10 (I-10) AND LOUISIANA HIGHWAY 1111 (LA 1111); AND TO PROVIDE ALL MATTERS RELATIVE THERETO.

WHEREAS, the City of Crowley (“City”) and the Louisiana Department of Transportation and Development (“LDOTD”) entered into a Cooperative Agreement to design, construct, operate and maintain a roadway lighting system located at the intersection of I-10 at LA 1111, Exit 82; and

WHEREAS, pursuant to the Cooperative Agreement, the City of Crowley engaged professional engineering services for conceptual design, preparation of plans and specifications for construction of the proposed project at its sole cost; and

WHEREAS, the City solicited funds from Wal-Mart Stores, Inc. and Lowe’s Home Centers, Inc. for construction purposes and remitted those funds to the LDOTD under the Amended Cooperative Agreement to be used for construction purposes only; and

WHEREAS, LDTOD approved the design, construction plans and specifications, advertisement for bids, executed a construction contract and construction was completed per the plans and specifications; and

WHEREAS, LDOTD scheduled an on-site meeting for final inspection and demonstration of the system by the contractor which included representatives and engineers of the City of Crowley and its Public Works Department and the LDOTD executed a final acceptance of the project; and

WHEREAS, the original Cooperative Agreement and Amended Cooperative Agreement contemplated that upon completion and final acceptance of the project, the City would assume all responsibility for the system, including garde and all legal liability therefor, providing energy for the operation of the lighting, maintenance, repair and replacement for the useful life of the system;

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 the Honorable Greg A. Jones, Mayor of the City of Crowley, to execute a Cooperative Agreement with the Louisiana Department of Transportation and Development (LDOTD) to accept all responsibility for the system, including garde and all legal liability therefor, providing energy for the operation of the lighting, maintenance, repair and replacement at the sole expense of the City for the useful life of the system or for so long as the right of way upon which the project is located remains in the State Highway System, whichever occurs first.

THUS DONE AND ADOPTED in regular session duly convened on the 13<sup>th</sup> day of September, 2011 at 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 Alderman Jeff Doré, and adopted.

A RESOLUTION GRANTING THE AUTHORITY TO THE  
MAYOR TO SIGN AND SUBMIT ALL NECESSARY  
DOCUMENTS AND AUTHORIZING AN APPLICATION  
FOR REPLACEMENT OF AERATORS AT THE  
WASTEWATER TREATMENT FACILITY UNDER THE  
FISCAL YEAR 2012-2013 LOUISIANA COMMUNITY  
DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the City of Crowley has determined that it is reasonable and necessary to submit an application for funding under the Fiscal Year 2012-2013 Louisiana Community Development Block Grant program; and

WHEREAS, after a public hearing, comments and questions were taken for the purpose of assessing the community's needs and developing a consensus; and

WHEREAS, the Mayor and Board of Alderman having determined that the installation of new aerators at the existing Sewerage Treatment Facility will be most beneficial and cost effective for the citizens of the City of Crowley;

NOW, THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley that the Honorable Greg A. Jones, Mayor is hereby authorized to sign and submit the application for funding and all necessary documents in connection to the Fiscal Year 2012 - 2013 Louisiana Community Development Block Grant.

BE IT FURTHER RESOLVED by the Mayor and Board of Alderman of the City of Crowley that they do hereby authorize an application to be made to the Louisiana Community Development Block Grant Program under the Fiscal Year 2012-2013 funding period for Replacement of Aerators at the Wastewater Treatment Facility for the City of Crowley.

THEREUPON, the above resolution was duly adopted.

---

GREG A. JONES, MAYOR

ATTEST:

---

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Vernon Martin, duly seconded by Alderman Bryon Borill, and adopted.

A RESOLUTION COMMITTING THE CITY OF CROWLEY TO THE ADMINISTRATIVE AND ENGINEERING COSTS AND AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS FOR PROFESSIONAL SERVICES IN CONNECTION WITH THE FY 2012-2013 LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT – PUBLIC FACILITIES

WHEREAS, the City of Crowley deems it necessary and proper to submit an application for funding under the Fiscal Year 2012-2013 Louisiana Community Development Block Grant - Public Facilities; and

WHEREAS, this federal grant program is very competitive with a detailed numerical rating and ranking system; and

WHEREAS, in addition to the base rating factors and points, one bonus point will be assigned to those applicants who commit local funds to pay the administrative costs associated with the project, should the project be funded; and

WHEREAS, in addition to the base rating factors and points, one bonus point will be assigned to those applicants who commit local funds to pay for engineering costs associated with the project, should the project be funded; and

WHEREAS, this federal grant program is very competitive and involves a significant amount of documentation and reporting; and

WHEREAS, professional administrative consulting services are necessary for the application preparation and implementation of the grant, should the project be funded; and

WHEREAS, professional engineering consulting services are necessary for the design, surveying and inspection, should the project be funded.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Crowley that the City hereby commits local funds in the approximate amount of \$110,000 - \$120,000 to pay for the administrative consulting services fees as well as other administrative costs associated with the project and to pay for engineering costs for Replacement of Aerators at the Wastewater Treatment Facility project under the FY 2012-2013 Louisiana Community Development Block Grant Program.

BE IT FURTHER RESOLVED that the Honorable Greg A. Jones, Mayor, is hereby authorized to enter into a contract with Mader Engineering, Inc., for the administrative consulting services necessary to prepare a Louisiana Community Development Block Grant application and to implement/administer the project, contingent upon the project being funded and contingent upon said firm being approved by the Division of Administration.

BE IT FURTHER RESOLVED, that the Honorable Greg A. Jones, Mayor, is hereby authorized to enter into a contract with Mader Engineering, Inc., for the professional

engineering services necessary for the project contingent upon the project being funded and contingent upon said firm being approved by the Division of Administration.

THEREUPON, the above resolution was duly adopted.

\_\_\_\_\_  
GREG A. JONES, MAYOR

ATTEST:

\_\_\_\_\_  
JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Lyle Fogleman, duly seconded by Alderman Bryan Borill, and adopted.

A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF CROWLEY AUTHORIZING AN APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR AN ASSISTANCE TO FIREFIGHTERS GRANT (AFG) WITH MATCHING FUNDS OF UP TO FIVE (5%) PERCENT OF THE SUBMITTED AMOUNT FOR THE PURCHASE OF FIREFIGHTER PERSONAL PROTECTIVE EQUIPMENT (TWENTY-FOUR (24) AIR PACKS); AND TO PROVIDE ALL MATTERS RELATIVE THERETO AND IN CONNECTION THEREWITH.

WHEREAS, FEMA has available grants requiring matching funds for assistance to firefighters; and

WHEREAS, the Crowley Fire Department is in need of twenty-four (24) air packs which is Personal Protective Equipment (PPE) for firefighters and is eligible for funding and is included in Priority 1 of the program; and

WHEREAS, the equipment requested will meet all mandatory regulatory requirements for national, state or DHS standards for eligibility; and

WHEREAS, the proposed expenditure for the equipment will enhance the safety and effectiveness of firefighting and rescue and thereby improving the health and safety of the public and the firefighters; and

WHEREAS, the equipment purchased will replace difficult to repair self-contained breathing apparatuses for the protection of the firefighters; and

WHEREAS, the applicant must commit to providing a five (5%) percent match;

NOW THEREFORE, BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Parish of Acadia, 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 and submit an application on behalf of the City of Crowley for the Crowley Fire Department to the Federal Emergency Management Agency "Assistance to Firefighters Grant Program" in the amount of One Hundred Twenty-Four Thousand Eight Hundred & No/100 (\$124,800.00) Dollars for the acquisition of twenty-four (24) Self-Contained Breathing Apparatuses (SCBA); and

BE IT FURTHER RESOLVED the said application shall contain a commitment of a hereby authorized matching amount of up to Five (5%) Percent of the grant amount or up to Six Thousand Two Hundred Forty & No/100 (\$6,240.00) Dollars; and

BE IT FURTHER RESOLVED that the said Honorable Greg A. Jones, Mayor, be and he is hereby authorized to submit and execute any and all documents and forms as may

be necessary and proper in the circumstances and do all things necessary for said application.

THUS DONE AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 13<sup>th</sup> day of September, 2011 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 Elliot Doré, duly seconded by Alderman Vernon Martin, 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 AMENDING AND ENLARGING THE CORPORATE BOUNDARIES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, DEFINING THE BOUNDARY OF A TRACT OF LAND OWNED BY BEVERLY ANN BARTELL DUCREST, GLORIA BARTELL GRAY AND PBN PROPERTIES L.L.C. CONTAINING 53.04 ACRES OF LAND, MORE OR LESS, SITUATED IN THE NORTHWEST QUARTER (NW/4) OF SECTION THIRTY-THREE (33), TOWNSHIP NINE (9) SOUTH, RANGE ONE (1) EAST, ACADIA PARISH, LOUISIANA, AND A TRACT OF LAND OWNED BY LIMCO, INC. CONTAINING 4.164 ACRES SITUATED IN THE NORTHEAST QUARTER (NE/4) OF SECTION THIRTY-THREE (33), TOWNSHIP NINE (9) SOUTH, RANGE ONE (1) EAST, ACADIA PARISH, LOUISIANA, BOUNDED ON THE NORTH BY ODDFELLOWS ROAD, WEST BY BICENTENNIAL PARK, SOUTH BY THE CITY LIMITS OF THE CITY OF CROWLEY (17<sup>TH</sup> STREET) AND ON THE EAST BY US HIGHWAY 90/LA 1111 AND TOWER ROAD, WHICH IS PROPOSED TO BE INCLUDED WITHIN THE CORPORATE LIMITS OF THE SAID CITY; TO PROVIDE THAT THE PROPERTY SO ANNEXED BE RE-ZONED FROM "R-1, RESIDENTIAL-1" TO "C-4, COMMERCIAL-4"; AND TO REDEFINE THE COPORATE LIMITS OF THE CITY OF CROWLEY TO INCLUDE SAID PROPERTY; TO PROVIDE FOR ALL MATTERS

RELATIVE THERETO; 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 11<sup>th</sup> day of October, 2011 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 AMENDING AND ENLARGING THE  
CORPORATE BOUNDARIES OF THE CITY OF CROWLEY,  
ACADIA PARISH, LOUISIANA, DEFINING THE BOUNDARY OF A  
TRACT OF LAND OWNED BY BEVERLY ANN BARTELL  
DUCREST, GLORIA BARTELL GRAY AND PBN PROPERTIES  
L.L.C. CONTAINING 53.04 ACRES OF LAND, MORE OR LESS,  
SITUATED IN THE NORTHWEST QUARTER (NW/4) OF SECTION  
THIRTY-THREE (33), TOWNSHIP NINE (9) SOUTH, RANGE ONE  
(1) EAST, ACADIA PARISH, LOUISIANA, AND A TRACT OF LAND  
OWNED BY LIMCO, INC. CONTAINING 4.164 ACRES SITUATED  
IN THE NORTHEAST QUARTER (NE/4) OF SECTION THIRTY-  
THREE (33), TOWNSHIP NINE (9) SOUTH, RANGE ONE (1) EAST,  
ACADIA PARISH, LOUISIANA, BOUNDED ON THE NORTH BY  
ODDFELLOWS ROAD, WEST BY BICENTENNIAL PARK, SOUTH  
BY THE CITY LIMITS OF THE CITY OF CROWLEY (17<sup>TH</sup> STREET)  
AND ON THE EAST BY US HIGHWAY 90/LA 1111 AND TOWER  
ROAD, WHICH IS PROPOSED TO BE INCLUDED WITHIN THE  
CORPORATE LIMITS OF THE SAID CITY; TO PROVIDE THAT THE  
PROPERTY SO ANNEXED BE RE-ZONED FROM "R-1,  
RESIDENTIAL-1" TO "C-4, COMMERCIAL-4"; AND TO REDEFINE  
THE COPORATE LIMITS OF THE CITY OF CROWLEY TO  
INCLUDE SAID PROPERTY; TO PROVIDE FOR ALL MATTERS  
RELATIVE THERETO; 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 13<sup>th</sup> day of September, 2011.

\_\_\_\_\_  
JUDY L. ISTRE, City Clerk

\*\*\*\*\*

THUS DONE AND ADOPTED in regular session duly convened on the 13<sup>th</sup> day of  
September, 2011 in Crowley, Acadia Parish, Louisiana, at which a quorum was present and  
acting throughout.

\_\_\_\_\_  
GREG A. JONES, MAYOR

ATTEST:

\_\_\_\_\_  
JUDY L. ISTRE, CITY CLERK

**ORDINANCES:**

The following ordinance, having been previously introduced at a regular meeting convened on July 12, 2011, published by title in the official journal of the City, and a public hearing held thereon on August 9, 2011, was offered for final adoption by Alderman Vernon Martin, and seconded by Alderman Elliot Doré.

AN ORDINANCE TO ENACT SECTION 2.22 OF CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO AUTHORIZE COURT COSTS COLLECTED AS WITNESS FEES BY THE CROWLEY CITY COURT TO BE TRANSFERRED TO THE GENERAL FUND OF THE CITY OF CROWLEY SUBJECT TO MAINTAINING A MINIMUM OF THIRTY THOUSAND & NO/100 (\$30,000.00) DOLLARS IN THE WITNESS FEE FUND; TO DEDICATE AND RESTRICT FUNDS SO TRANSFERRED TO BE USED SOLELY FOR THE PURCHASE OF EQUIPMENT FOR THE POLICE DEPARTMENT AND FOR NO OTHER PURPOSE, ALL IN ACCORDANCE WITH THE PROVISIONS OF ACT NO. 158 OF 2011 LOUISIANA LEGISLATURE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO OR IN CONFLICT THEREWITH; TO PROVIDE FOR THE SEVERABILITY OF THE PROVISIONS HEREOF; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, this ordinance has been duly introduced and notice of this ordinance and notice of public hearing having been published; and

WHEREAS, a public hearing having been held in accordance with law on the 13<sup>th</sup> day of September, 2011, at 6:00 p.m. at City Hall, Crowley, Louisiana; and

WHEREAS, the City of Crowley receives funds from the Crowley City Court designated as Witness Fee Fund which are restricted to pay witness fees to off-duty law enforcement personnel for appearances in Crowley City Court; and

WHEREAS, Act No. 158 of the 2011 Louisiana Legislature amended LA R.S. 15:255(O) to authorize the Board of Aldermen of the City of Crowley to adopt an Ordinance authorizing the annual transfer of funds in excess of Thirty Thousand & No/100 (\$30,000.00) Dollars in the Witness Fee Fund to the General Fund of the City of Crowley to be used solely for the purchase of equipment for the Crowley Police Department; and

WHEREAS, the Witness Fee Fund of the City of Crowley has accumulated funds substantially in excess of Thirty Thousand & No/100 (\$30,000.00) Dollars which are not needed for the purpose of paying off-duty law enforcement personnel for appearances in Crowley City Court; and

WHEREAS, the City of Crowley will continue to receive court costs from the Crowley City Court, a portion of which is designated as "witness fees" which amount is and will be sufficient to maintain a balance of not less than Thirty Thousand & No/100 (\$30,000.00) Dollars at all times in unencumbered and unexpended funds to be used for the purpose of paying witness fees to off-duty law enforcement personnel for appearances in Crowley City Court;

NOW THEREFOR BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF CROWLEY, PARISH OF ACADIA, STATE OF LOUISIANA, IN REGULAR SESSION DULY CONVENED, THAT:

SECTION 1: Chapter 2 of the Code of Ordinances of the City of Crowley be and the same is hereby amended to enact Section 2.22 to read as follows, to-wit:

**Sec. 2.22. Authorization for transfer of excess funds; dedication and restriction of funds so transferred; minimum amount to be maintained.**

(A) Authorization for transfer of excess funds.

On or after the 1<sup>st</sup> day of September, 2011, and each successive year thereafter, the City Clerk of the City of Crowley shall transfer from the Witness Fee Fund an amount designated in the Budget Ordinance adopted for the Fiscal Year 2012 and for each Fiscal Year thereafter to the Capital Outlay Budget of the City of Crowley Police Department.

(B) Dedication and restriction of funds so transferred.

All funds so transferred from the Witness Fee Fund to the General Fund shall be designated as Capital Outlay Funds and shall be used solely for the purpose of purchasing equipment for the City of Crowley Police Department.

(C) Minimum amount to be maintained.

(1) The Witness Fee Fund shall at all times maintain a fund balance of not less than Thirty Thousand & No/100 (\$30,000.00) Dollars in unencumbered and unexpended funds and which balance shall not be reduced below Thirty Thousand & No/100 (\$30,000.00) Dollars as a result of a transfer made pursuant to the provisions of Subsection A hereof.

(2) The annual Budget Ordinance shall contain a line item identified as Witness Fee Funds and shall be footnoted with a reference to this Ordinance and to LA R.S. 15:255(O) requiring an unencumbered balance of Thirty Thousand & No/100 (\$30,000.00) Dollars.

(3) The City Clerk of the City of Crowley shall provide to the Mayor and the members of the Board of Aldermen the amount for witness fees collected and the amount paid to off-duty law enforcement personnel for witness fees for the prior three (3) Fiscal Years for guidance in determining the amount of revenues necessary to maintain a fund balance of not less than Thirty Thousand & No/100 (\$30,000.00) Dollars at all times in the Witness Fee Fund.

SECTION 2: If any provision, part, word, section, subsection, sentence, clause or phrase of this ordinance should be held invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance and do hereby declare the provisions hereof to be severable, then in that event, only that particular provision, part, word, section, subsection, sentence, clause or phrase shall be deemed unconstitutional or invalid and the remaining provisions, parts, words, sections, subsections, sentences, clauses and phrases will not be affected and shall continue in full force and effect;

SECTION 3: All ordinances or parts of ordinances inconsistent with or in conflict herewith be and the same are hereby repealed.

THUS DONE, SIGNED AND ADOPTED in regular session duly convened on this the 13<sup>th</sup> day of September, 2011, at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Bryan Borill, J. Elliot Doré, Jeff Doré, Lyle Fogleman, Vernon Martin, Mary Melancon, and Steven Premeaux

NAYS: None

ABSTAIN: None

ABSENT: Laurita Pete and Kitty Valdetero

---

GREG A. JONES, MAYOR

ATTEST:

---

JUDY L. ISTRE, CITY CLERK

OTHER BUSINESS:

Johnetta Sam reported a drainage problem at 326 West 8<sup>th</sup> Street, she was informed that the drainage department would be sent out to inspect the conditions of the area.

Alderman Vernon Martin informed the assembly that he is a candidate for the position of Acadia Police Jury of District 1.

There being no further business to come before the Council upon motion duly made by Alderwoman Mary Melancon and seconded by Alderman Elliot Doré the meeting was adjourned at 6:40 p.m.

---

GREG A. JONES, Mayor

ATTEST:

---

JUDY L. ISTRE, City Clerk

Presented rough draft to Mayor on September 16, 2011 at 11:45 p.m.

Presented for Mayor's signature on September 16, 2011 at 11:45 p.m.

Mayor signed & returned to City Clerk on September , 2011 at .m.

Published on September 23<sup>rd</sup>, 2011