

CITY OF CROWLEY

REGULAR COUNCIL MEETING

**OCTOBER 9, 2001**

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 9<sup>h</sup> day of October, 2001, at the regular meeting place of said Mayor and Board of Aldermen, the City Hall, 426 North Avenue F, Crowley, Louisiana.

Mayor Isabella L. de la Houssaye presided with the following Aldermen present: James M. Buatt, J. Elliot Doré, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux and Ira Thomas. Aldermen Greg Jones and Alderwomen Jolene Williams were absent.

Members of Boy Scout Troop # 70 led the Pledge of Allegiance to the flag and Alderman Elliot Doré gave the invocation.

**PRESENTATION:**

Mayor de la Houssaye recognized Boy Scout Troop # 70 and awarded Certificates of Commendation for their contributions to our community and nation.

Alderwoman Melancon moved to amend the agenda to consider a partial payment request from E. L. Habetz Builders, Inc. on the "Wet Weather Basin Park" project. Seconded by Alderman Doré and duly adopted after a roll call vote as follows:

YEAS: James M. Buatt, J. Elliot Doré, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux and Ira Thomas

NAYS: None

ABSENT: Greg Jones and Jolene Williams

Alderman Premeaux moved to amend the agenda to consider a change order request from E. L. Habetz Builders, Inc. on the "Roof Structure at Miller Stadium" project. Seconded by Alderman Doré and duly adopted after a roll call vote as follows:

YEAS: James M. Buatt, J. Elliot Doré, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux and Ira Thomas

NAYS: None

ABSENT: Greg Jones and Jolene Williams

Alderman Premeaux moved to amend the agenda to consider a change order request from E. L. Habetz Builders, Inc. on the "Renovations to the Rice Theatre" project. Seconded by Alderwoman Melancon and duly adopted after a roll call vote as follows:

YEAS: James M. Buatt, J. Elliot Doré, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux and Ira Thomas

NAYS: None

ABSENT: Greg Jones and Jolene Williams

**PUBLIC HEARING:**

Mayor de la Houssaye opened the public hearing to show cause why the property of Mr. Bobby C. Smith located at 1001 Stutes Street should not be condemned. Mr. Bobby C. Smith was present to represent the interest of the property.

On motion of Alderman Martin and seconded by Alderman Thomas, the following resolution was adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY CONTINUING THE RULE TO SHOW CAUSE HEARING ON THE CONDEMNATION OF LOT 8 OF BLOCK 1, STUTES ADDITION # 3 CITY OF CROWLEY

When, after considering the request of the property owners and the testimony of the City Inspector;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, in regular session, duly convened, that the Rule to Rule to Show Cause for the condemnation hearing of the building or home owned by Bobby Smith, being improvements located at 1001 Stutes Street, Crowley, Louisiana, being Lot 8 of Block 1, Stutes Addition #3, City of Crowley, be and the same is hereby continued and rescheduled for November 13, 2001

THUS DONE AND ADOPTED on this the 9<sup>th</sup> day of October, 2001, in regular session duly convened, at Crowley, Acadia Parish, LA

---

MAYOR

ISABELLA L. DE LA HOUSSAYE,

ATTEST:

---

JUDY L. ISTRE, CITY CLERK

Mayor de la Houssaye called the public hearing to a close.

On motion of Alderman Thomas and seconded by Alderman Buatt, the following resolution was adopted.

A RESOLUTION OF THE MAYOR AND  
BOARD OF ALDERMEN OF THE CITY OF  
CROWLEY ORDERING THE  
CONDEMNATION OF LOT 6, BLOCK 81,  
ORIGINAL CITY OF CROWLEY

When, after considering the evidence presented, the testimony of all parties interested, after due consideration of the circumstances and condition of the building, the report of the Building Inspector;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, in regular session, duly convened, it is ordered that the building or home owned by Phyllis Nickel, being improvements located at 526 North Avenue C, Crowley, Louisiana, be and the same is hereby condemned; and it is further

ORDERED that the said building be demolished and/or removed together with all trash and debris within sixty (60) days from the date hereof.

THUS DONE AND ADOPTED on this the 9<sup>th</sup> day of October, 2001, in regular session duly convened, at Crowley, Acadia Parish, LA

---

MAYOR

ISABELLA L. DE LA HOUSSAYE,

ATTEST:

---

JUDY L. ISTRE, CITY CLERK

Mayor de la Houssaye opened the public hearing on proposed ordinance # 1254. The ordinance was read by title.

Mr. Regan asked for opponents to the proposed ordinance # 1254. A third and final call was made with no one coming forward to speak.

Mr. Regan asked for proponents of the proposed ordinance # 1254. There were no comments after the third and final call.

Mayor de la Houssaye called the public hearing on ordinance # 1254 to a close.

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

Alderman Doré moved to dispense with the reading of the minutes of the September 9, 2001 regular council meeting; and approve them as written and distributed to each Alderman. Seconded by Alderman Thomas and duly adopted.

Alderman Thomas moved to approve all bills presented for payment. Seconded by Alderwoman Melancon and duly adopted.

**MAYOR'S REPORT:**

The Mayor presented the Sales Tax Report, User Fee Report and the Recap of all Funds Report.

## **STANDING COMMITTEE REPORTS:**

### **PUBLIC WORKS:**

Aldерwoman Melancon moved to approve Partial Payment #4 for release of retainage to H & S Construction Co., Inc. for "Repair of Pavement Sinking and Cracking at Test Blocks in the amount of \$13,665.12, upon receipt of a clear lien certificate from the Contractor. Seconded by Alderman Buatt and duly adopted.

Alderman Martin moved to authorize the Mayor to enter into an agreement with CLECO, Acadia Parish Police Jury, and the Drainage Board for CLECO's proposed North Crowley Drainage Ditch Revetment at the CLECO Substation near Avenue I and to hold CLECO harmless in the event of future problems on the south side. Seconded by Aldерwoman Pete. Alderman Doré moved to amend the motion by striking out "to hold CLECO harmless" and inserting "the hold harmless agreement would exist between CLECO, the Acadia Parish Police Jury and the Drainage Board". Seconded by Aldерwoman Pete and duly adopted. The main motion as amended was voted on and duly adopted.

Aldерwoman Melancon moved to approve and proceed with the improvements on Third Street between Avenue G and Avenue H, authorize Mader-Miers Engineering to secure a construction contract and authorize the Mayor to enter in the construction contract for that project. Seconded by Alderman Martin and duly adopted.

Aldерwoman Melancon moved to approve \$17,454.00 for Partial Payment No. 5 to E.L. Habetz for work completed on the "Landscaping of the Wet Weather Basin Park" project. Seconded by Alderman Thomas and duly adopted.

### **UTILITY:**

Alderman Martin moved to approve Partial Payment #4 to Wastewater Services International, Inc. for the Annual Sewer Rehabilitation Contract in the amount of \$41,914.90: approve the final contract change order, Change Order #2; and adopt a Resolution of Termination. Seconded by Alderman Buatt and duly adopted.

The following resolution was offered by Alderman Martin, duly seconded by Alderman Buatt and duly resolved and adopted on October 9, 2001.

RESOLUTION

A resolution authorizing and directing the Mayor to execute for and on behalf of the City of Crowley, a Notice of Termination for Wastewater Services, Inc., Contractor, pertaining to the substantial completion of the contract subject to a punch list attached hereto and made a part of this Resolution, for "Sewerage Collection System Rehabilitation FY 2000 Project" for the City of Crowley in accordance with the plans and specifications contained in the contract documents pertaining thereto.

WHEREAS, Wastewater Services, Inc., as Contractor, has substantially completed "Sewerage Collection System Rehabilitation FY 2000 Project" for the City of Crowley in accordance with the plans and specifications contained in the contract documents pertaining thereto; and

WHEREAS, the City of Crowley desires to accept the completed work;

NOW, THEREFORE, BE IT RESOLVED by the City of Crowley Board of Aldermen that the Mayor of said City of Crowley be, and is hereby empowered, authorized and directed to execute a Notice of Termination for and on behalf of the City of Crowley accepting the work as being substantially completed, and that the Mayor be authorized and directed to have a copy of said acceptance recorded in the Conveyance Records of the Parish of Acadia, State of Louisiana.

ADOPTED: October 9, 2001

---

HOUSSAYE, MAYOR

ISABELLA L. DE LA

ATTEST:

---

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Martin, seconded by Alderman Doré and unanimously carried:

RESOLUTION

A RESOLUTION APPOINTING ERIN SHREVE  
AS ACCESSIBILITY COMPLIANCE OFFICER  
AND ADOPTING A COMPLAINT PROCEDURE FOR THE  
LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT  
PROGRAM

WHEREAS, the City of Crowley has been awarded a Fiscal Year 2001 Louisiana Community Development Block Grant; and

WHEREAS, the City is committed to compliance with Section 504 and the Accessibility Standards for Disabled Persons for the Louisiana Community Development Block Grant Program as set forth by the federal government and the Louisiana Division of Administration; and

WHEREAS, the City requires the services of one person to administer said guidelines and requirements; and

WHEREAS, the City desires to adopt complaint procedures for the Americans with Disabilities Act.

NOW, THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley that Erin Shreve be appointed as the Accessibility Compliance Officer for the Fiscal Year 2001 Louisiana Community Development Block Grant and perform all necessary tasks as associated with this position.

BE IT FURTHER RESOLVED that the attached Citizen Complaint Procedures for Section 504 and the Americans with Disabilities Act are hereby adopted.

THEREUPON, the above resolution was duly adopted.

---

---

ISABELLA L. DE LA HOUSSAYE,  
MAYOR

ATTEST:

---

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Martin, seconded by Alderman Doré and unanimously carried:

RESOLUTION

A RESOLUTION ADOPTING A RESIDENTIAL  
ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN  
AND APPOINTING ERIN SHREVE  
AS ANTIDISPLACEMENT/RELOCATION OFFICER  
RELATIVE TO THE  
LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT  
PROGRAM

WHEREAS, the City of Crowley has been awarded a Fiscal Year 2001 Louisiana Community Development Block Grant; and

WHEREAS, on October 1, 1988, new requirements for a Residential Antidisplacement and Relocation Assistance Plan under the Federal Housing and Community Development Act of 1974 became effective; and



WHEREAS, the U.S. Department of Housing and Urban Development will not award any Community Development Block Grant funds after October 1, 1988 unless a community adopts such a plan; and

WHEREAS, the City requires the services of one person to be the contact person relative to displacements and relocation; and

WHEREAS, it is the desire of the City to adopt such a plan and appoint such an officer.

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the City of Crowley that the attached Residential Antidisplacement and Relocation Assistance Plan is hereby adopted in connection with the Fiscal Year 2001 Louisiana Community Development Block Grant Program.

THEREUPON, the above resolution was duly adopted.

---

ISABELLA L. DE LA HOUSSAYE,  
MAYOR

ATTEST:

---

JUDY L. ISTRE, CITY CLERK

The following resolution was offered Alderman Martin, seconded by Alderwoman Melancon and unanimously carried:

RESOLUTION

A RESOLUTION APPOINTING ERIN SHREVE  
AS LABOR COMPLIANCE OFFICER FOR THE

LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT  
PROGRAM

WHEREAS, the City of Crowley has been awarded a Fiscal Year 2001 Louisiana Community Development Block Grant; and

WHEREAS, the City is committed to compliance with the Labor Standard Requirements for the Louisiana Community Development Block Grant Program as set forth by the federal government and the Louisiana Division of Administration; and

WHEREAS, the City requires the services of one person to administer said guidelines and requirements.

NOW, THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley that Erin Shreve be appointed as the Labor Compliance Officer for the Fiscal Year 2001 Louisiana Community Development Block Grant and perform all necessary tasks as associated with this position.

THEREUPON, the above resolution was duly adopted.

\_\_\_\_\_  
\_\_\_\_\_  
ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

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

The following resolution was offered Alderman Martin, seconded by Alderman Thomas and unanimously carried:

RESOLUTION

A RESOLUTION APPOINTING ERIN SHREVE  
AS EQUAL OPPORTUNITY OFFICER FOR THE  
LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the City of Crowley has been awarded a Fiscal Year 2001 Louisiana Community Development Block Grant; and

WHEREAS, the City supports the goals of equal employment opportunity; and

WHEREAS, the City is committed to compliance with equal opportunity requirements, which include: Title VI of the Civil Rights Act of 1964, Section 109 of the Housing and Community Development Act of 1974, Section 3 of the Housing and Community Development Act of 1968, Attachment O of the OMB Circular A-102, the Age Discrimination Act of 1975, and Section 504 of the Rehabilitation Act of 1973; and

WHEREAS, the City requires the services of an Equal Opportunity Officer to coordinate all Affirmative Action efforts.

NOW, THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley that Erin Shreve be appointed as the Equal Opportunity Officer for the Fiscal Year 2001 Louisiana Community Development Block Grant and perform all necessary tasks as associated with this position.

THEREUPON, the above resolution was duly adopted.

---

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

---

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Martin, seconded by Alderwoman Pete and unanimously carried:

RESOLUTION

A RESOLUTION ADOPTING A SECTION 3 PLAN  
RELATIVE TO THE  
LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT  
PROGRAM

WHEREAS, the City of Crowley has been awarded a Fiscal Year 2001 Louisiana Community Development Block Grant; and

WHEREAS, the City is committed to eliminating discrimination based on race, color, religion, sex or national origin; and

WHEREAS, the City is committed to compliance with federal and state guidelines concerning equal employment opportunity in regards to the Louisiana Community Development Block Grant Program.

NOW, THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley that the City does hereby approve and adopt the Section 3 Plan attached hereto and made part of this resolution in connection with the Louisiana Community Development Block Grant Program.

THEREUPON, the above resolution was duly adopted.

---

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

---

JUDY L. ISTRE, CITY CLERK

Alderman Martin moved to accept Brian Mallet's recommendation to accept ownership of and perpetual maintenance responsibilities for the two 8" sewer main/service lines across Oddfellows Road near Avenue I that were recently constructed by Rusty Freeland for Freeland property and lots belonging to Mike Albarado and Richard Seale. Seconded by Alderman Doré and duly adopted.

**PUBLIC SAFETY:**

Alderman Buatt offered a motion to approve the following applications for renewal of retail beer and liquor permits for the year 2002. Seconded by Alderwoman Melancon and duly adopted.

Martin's Tavern Permit	2002 Class A – Retail Outlet Beer
Burnel Martin Liquor Permit 102 North Avenue F, Crowley, La.	2002 Class A – Retail Outlet
Bubba's Supermarket Inc. Beer Permit Glenn D. Carriere 1122 North Western Avenue, Crowley, La.	2002 Class B – Retail Package
Rice City Chevron Beer Permit Mark Brown 530 North Eastern Avenue, Crowley, La.	2002 Class B – Retail Package
American Legion Millers Post #506 Permit	2002 Class A – Retail Outlet Beer

Nelson J. Arceneaux Liquor Permit 628 West 3 <sup>rd</sup> Street, Crowley, La.	2002 Class A – Retail Outlet
Joe’s Hub Bar Permit	2002 Class A – Retail Outlet Beer
Ivy Joe Murphy Liquor Permit 103 North Parkerson Avenue, Crowley, La.	2002 Class A – Retail Outlet
South Crowley Pantry Beer Permit Florence John 904 South Parkerson Avenue, Crowley, La.	2002 Class B – Retail Package
Hong Enterprises, Inc., Beer Permit	2002 Class B – Retail Package
d/b/a K & L Grocery Liquor Permit Hong Hung 1510 W Hutchinson Avenue, Crowley, La.	2002 Class B – Retail Package
RaceTrac Petroleum, Inc., Beer Permit	2002 Class B – Retail Package
d/b/a RaceTrac #263 Liquor Permit Carl E. Bolch, Jr. 2435 North Parkerson Avenue, Crowley, La.	2002 Class B – Retail Package
Metro Oil Co., Permit	2002 Class B – Retail Package Beer
Natalie Rendon Liquor Permit 1764 North Parkerson Avenue, Crowley, La.	2002 Class B – Retail Package
Bamboo Inn of Crowley, Inc. Permit Sengdara Sanamixay 1823 North Parkerson Avenue, Crowley, La.	2002 Class A – Retail Outlet Beer
Econo Inc. of Kaplan Beer Permit	2001 Class B – Retail Package
d/b/a Economart # 7 Liquor Permit Larry Croan 703 South Eastern Avenue, Crowley, La.	2001 Class B – Retail Package

Bamboo Inn, Inc., d/b/a Express 90                      2002 Class B – Retail Package  
Beer Permit  
Linda Nguyen  
726 East 2<sup>nd</sup> Street, Crowley, La.

Golden D Lite Fried Chicken                      2002 Class A – Retail Outlet Beer  
Permit  
Norma L. Weekley  
518 South Eastern Avenue, Crowley, La.

Alderman Buatt moved to authorize the Mayor to request a list from the University of Louisiana at Lafayette to fill the un-expired term of Jeff Thibodeaux as a Civil Service Board member. Seconded by Alderman Martin and duly adopted.

**ZONING & ANNEXATION:**

Alderman Premeaux moved to approve a trailer petition from Ms. Linda Hoffpauir to park a trailer on Lot 8, Block 64, CICO #1, located at the corner of Spruce and South Avenue I for. Seconded by Alderwoman Pete and duly adopted.

Alderman Premeaux moved to write a letter to the State House of Governmental Affairs and Senator Hoyt opposing the legislative redistricting of Acadia Parish as it relates to Crowley. Seconded by Alderwoman Melancon and duly adopted.

The following resolution was offered by Alderman Doré, seconded by Alderman Thomas, and duly resolved and adopted.

RESOLUTION OF THE MAYOR AND BOARD  
OF ALDERMEN OF THE CITY OF CROWLEY,  
ACADIA PARISH, LOUISIANA, OPPOSING A  
REDISTRICTING PLAN WHICH REDUCES THE  
POPULATION OF ACADIA PARISH WITHIN  
SENATE DISTRICT NUMBER 26 AND  
EXPRESSING A PREFERENCE WHICH  
INCLUDE THE LARGEST POSSIBLE PORTION  
OF ACADIA PARISH AND ITS POPULATION  
WITHIN THE BOUNDARY OF A SINGLE  
SENATORIAL DISTRICT

WHEREAS, the current population within the boundaries of Senate District No. 26 exceeds the allowable deviation from the ideal district population; and

WHEREAS, the present Senatorial District includes over 86% of the population of Acadia Parish and physically includes a large geographical proportion of Acadia Parish, including the municipalities of Crowley, Rayne and Church Point; and

WHEREAS, the residents of Vermilion and Acadia Parish have common interests and share an economy based on oil and gas exploration, agricultural production of rice, soybeans, sugar cane and cattle, a large rural area with similar size municipalities, and a common cultural heritage with each other; and

WHEREAS, current proposals divide the major population centers of Acadia Parish into separate Senatorial Districts are detrimental to the residents of the City of Crowley and Acadia Parish; and

WHEREAS, Acadia Parish is the only Parish in Southwest and South Central Louisiana in which its population centers are proposed to be divided; and

WHEREAS, the Mayor and Board of Aldermen of the City of Crowley believe the 26<sup>th</sup> Senatorial District should be comprised of an area which has traditional boundaries, shared common interests, economic similarities and similar cultural beliefs and values in order to adequately represent the population of the District 26; and

WHEREAS, a district comprised of substantially all of Vermillion and Acadia Parishes best represents the area served District 26;

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 Louisiana State Senate consider the shared common interests, values and beliefs of the people of Acadia and Vermilion Parishes by adopting a plan which incorporates all of Acadia and Vermilion Parishes in a single Senatorial District which would consist of a population within the allowable deviation or maintain the largest possible percentage of population of Acadia Parish within the boundaries of the District by deleting the portion of St. Landry or the portion of Lafayette Parish from the present District, which results in a District population within the allowable deviation form ideal; and

BE IT FURTHER RESOLVED that the Mayor and Board of Aldermen of the City of Crowley do hereby express their opposition to a redistricting plan which would divide the population of Acadia Parish by separating its population centers, thereby diluting the one/man one vote principle.



THUS DONE AND ADOPTED in regular session on this the 9<sup>th</sup> day of October, 2001, at Crowley, Acadia Parish, Louisiana, at which a quorum was acting throughout.

---

MAYOR

ISABELLA L. DE LA HOUSSAYE,

ATTEST:

---

JUDY L. ISTRE CLERK

Alderman Premeaux moved to approve the resolution for the Introductory Ordinance for annexation of Entex property at the corner of Northern and Wright Avenues along with Schexnaider “island” on the north side of Oddfellows Road near Avenue I. Seconded by Alderwoman Pete and duly adopted.

Alderman Buatt moved to fax the resolution expressing a preference which include Acadia Parish within the boundary of a single senatorial district and a reapportionment plan for Senate District No. 26 as prepared by Mr. Charles King to the State House of Governmental Affairs and Senator Hoyt. Seconded by Alderwoman Pete and duly adopted.

**PUBLIC BUILDING:**

Alderman Premeaux moved to approve Change Order No. 1 of the “Roof Structure at Miller Stadium” project, for E. L. Habetz, Inc. to install custom gutters and downspouts for \$6,718.00. Seconded by Alderman Doré and duly adopted.

Alderman Premeaux moved to approve Change Order No. 3 of the “Renovations to the Rice Theatre” project, for E. L. Habetz, Inc. to add labor to remove bolts and screw on the theatre seats for \$4,261.00. Seconded by Alderman Doré and duly adopted.

The following resolution was offered by Alderman Premeaux, seconded by Alderman Buatt, and duly resolved and adopted.

RESOLUTION OF THE MAYOR AND BOARD  
OF ALDERMEN OF THE CITY OF CROWLEY,  
ACADIA PARISH, LOUISIANA,  
AUTHORIZING A LEASE OF A PORTION OF  
THE ENTERPRISE CENTER FOR OFFICE  
SPACE TO THE LOUISIANA DEPARTMENT  
OF LABOR AND DEVELOPMENT; AND  
PROVIDING FOR THE TERM, RENTAL AND  
OTHER CONDITIONS THEREOF

WHEREAS, the City of Crowley has acquired a building for the development of business enterprises and to create job opportunities in the City of Crowley; and

WHEREAS, the facility has been named the City of Crowley Enterprise Center and contains office space for rental to public agencies and qualified business entrepreneurs for job development; and

WHEREAS, in compliance with the Work Force Incentives Act, the Louisiana Department of Labor has consolidated certain functions with Federal Agencies to be known as the One Stop Shop; and

WHEREAS, the City of Crowley and the Department of Labor desire to enter into a lease for office space for said purposes;

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 authorize, empower and direct the Honorable Isabella L. de la Houssaye, Mayor of the City of Crowley to execute a lease to the Louisiana Department of Labor of approximately 2,990 square feet of usable space located at 11 Parkerson Avenue, Crowley, Louisiana, to be used by the Office of Work Force Development at the Crowley One Stop Shop, together with fifty (50) parking spaces to be designated for the facility, for a term of five (5) years, with an option to renew said lease for an additional five (5) years, for a monthly consideration for \$2,872.46, payable in sixty (60) monthly installments beginning on the 1<sup>st</sup> day of January, 2002. The option to extend the lease for an additional five (5) year term at the same rental rate per square foot unless the United States Government Consumer Price Index shall increase in excess of 15% during the primary term, contingent upon approval by the Division of Administration and funding by the Louisiana Legislature, subject to cancellation by the City of Crowley if the increase is not approved; and

BE IT FURTHER RESOLVED that the lease shall contain all the terms and conditions as per the bid specifications of the Division of Administration, Department of Facility Planning and Control, State of Louisiana; and such other terms and conditions as may be deemed meet and proper in the opinion of the Mayor; and

BE IT FURTHER RESOLVED that the Honorable Isabella L. de la Houssaye, be and she is hereby authorized, empowered and directed to execute such other documents, affidavits and certificates as may be necessary and proper to complete said transaction.

THUS DONE AND ADOPTED in regular session on this the 9<sup>th</sup> day of October, 2001, at Crowley, Acadia Parish, Louisiana, at which a quorum was acting throughout.

---

ISABELLA L. DE LA HOUSSAYE, MAYOR

---

ATTEST:

---

JUDY L. ISTRE, CLERK

**INSURANCE & PERSONNEL:**

Aldерwoman Pete moved to promote Scott Lavergne, Crowley Fire Department to Driver effective October 12, 2001. Seconded by Aldерwoman Melancon and duly adopted.

Aldерwoman Pete moved to promote Daniel Miller, Crowley Fire Department to Firefighter First Class effective October 12, 2001. Seconded by Alderman Thomas and duly adopted.

Aldерwoman Pete moved to hire Damien Gauthreaux as Firefighter Recruit effective November 1, 2001. Seconded by Aldерwoman Melancon and duly adopted.

The following ordinance was offered by Alderwoman Pete, seconded by Alderman Martin, and duly ordained and adopted.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH; LOUISIANA, TO APPROVE AND ADOPT AMENDMENT NO. 7 TO THE CITY OF CROWLEY'S EMPLOYEE HEALTH INSURANCE & BENEFITS PLAN TO BE EFFECTIVE NOVEMBER 1, 2001; TO AUTHORIZE THE MAYOR TO EXECUTE AMENDMENT NO. 7; AND REQUIRING NOTIFICATION OF THE AMENDMENT BE PROVIDED TO EACH EMPLOYEE

WHEREAS, the United States, Department of Labor Regulations, as published in the *Federal Register*, requires certain amendments to employer health plans; and

WHEREAS, One Source Administrators, the Third Party Claims Administrator for the City of Crowley, has recommended certain plan changes which are applicable to SPD and ERISA plans; and

WHEREAS, the recommended plan changes include the claims procedure, summary plan description, nondiscrimination regulations and COBRA requirements which must be complied with; and

WHEREAS, SPD regulations require clarification of benefits, medical providers or other information be disclosed and a summary provided to employees; and

WHEREAS, in order to comply with all of these requirements, a plan amendment must be adopted;

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 approve and adopt Amendment # 7 to the City of Crowley, Louisiana, Plan effective November 1, 2001, which Amendment is attached to and made part of this Resolution as Exhibit A and Exhibit B; and

BE IT FURTHER RESOLVED that the Honorable Isabella L. de la Houssaye, Mayor of the City of Crowley, is hereby authorized, empowered and directed to execute and deliver to the Administrator of the Plan one or more counterparts of the Amendment, and that the City Clerk, be and she is hereby

authorized to certify and deliver copies of this Resolution and the Plan Amendment to the Administrator of the Plan; and

BE IT FURTHER RESOLVED that the City Clerk shall prepare, as soon as possible, notification of adoption by the City of Crowley of Amendment # 7 to the City of Crowley, Louisiana Plan, by delivering to each employee a copy of the changes to the Plan in the form attached to and made part of this Resolution as Exhibit A and Exhibit B, which Exhibits are hereby approved and adopted; and

BE IT FURTHER RESOLVED that the Honorable Isabella L. de la Houssaye, Mayor, and the City Clerk, be and they are hereby authorize and directed to execute and deliver any such other documents as may be necessary and proper in the premises.

THUS DONE AND ADOPTED in regular session on this the 9<sup>th</sup> day of October, 2001, at Crowley, Acadia Parish, Louisiana, at which a quorum was acting throughout.

---

ISABELLA L. DE LA HOUSSAYE,

MAYOR

ATTEST:

---

JUDY L. ISTRE, CLERK

**RECREATION:**

Alderman Thomas moved to authorize Patrick Moore and Associates to provide a cost estimate for a Recreation Master Plan. Seconded by Alderwoman Melancon and duly adopted.

**ORDINANCE:**

The following ordinance was offered by Alderwoman Melancon, seconded by Alderman Buatt, and duly ordained and adopted.

ORDINANCE NO. 1254

AN ORDINANCE TO AMEND ARTICLE II OF CHAPTER 7 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY BY AMENDING AND RE-ENACTING SECTION 7-56 PROHIBITING NOISES, INTERFERING WITH THE ENJOYMENT OF PROPERTY AND PUBLIC PEACE; BY ADDING SECTION 7-56.1 DEFINING LOUD, UNNECESSARY, UNUSUAL NOISES AND PROHIBITED ACTS; BY ADDING SECTION 7-56.2 REGULATING THE USE OF BELLS, SIRENS, COMPRESSION AND EXHAUST WHISTLES; BY ADDING SECTION 7-56.3 REGULATING LOUD SPEAKERS AND AMPLIFIERS; AND BY ADDING SECTION 7-56.4 TO PROVIDE FOR PENALTIES THEREFOR AND TO PROVIDE FOR ALL RELATED MATTERS THEREOF; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH OR CONTRARY HERETO.

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 9<sup>th</sup> day of October, 2001 at 6:00 p.m.;

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

SECTION 1: Section 7-56 of Chapter 7 of the Code of Ordinances of the City of Crowley, be and the same is hereby amended and re-enacted to read as follows, to-wit:

**Section 7-56, Noises interfering with the enjoyment of property or public peace prohibited.**

No person or persons shall make or cause to be made any loud or raucous noise in the City offensive to persons of ordinary sensibilities and which renders the enjoyment of life or property uncomfortable or interferes with public peace and comfort.

SECTION 2: Section 7-56.1 of Chapter 7 of the Code of Ordinances of the City of Crowley, be and the same is hereby amended and re-enacted to read as follows, to-wit:

**Section 7-56.1 Loud, unnecessary and unusual noises defined and prohibited.**

The following acts, among others, are declared to create loud and raucous noises and shall be deemed a violation of this chapter, but such enumeration shall not be deemed to be exclusive:

- (1) The use of any abusive, indecent, profane or vulgar language in a public place, when the language by its very utterance tends to incite an immediate breach of peace.
- (2) The playing of any radio, phonograph, tape, compact disc, musical instrument or any other machine or device capable of producing or reproducing sound from a stationary location in such a manner or with such volume as to disturb the peace, quiet, comfort, or repose of persons in any dwelling, apartment, hotel, or other type of residence, or in any public place.
- (3) The playing of any radio, phonograph, tape, compact disc, musical instrument or any other machine or device capable of producing or reproducing sound from a vehicle in such a manner, or with such volume as to disturb the peace, quiet, comfort, or response of persons in any dwelling, apartment, hotel, or other type of residence; of persons in any other vehicle or of persons in any public place.
- (4) The sounding of any form or signal device on any automobile, motorcycle, bus, streetcar, or other vehicle, except as a danger signal as required by state law.
- (5) The use of any automobile, motorcycle, bus, streetcar, or vehicle so out of repair or so loaded, which emits or creates loud grating, grinding, or rattling noise.

- (6) The blowing of any steam whistle attached to any stationary boiler, except to give notice of the time to begin or stop work or as a warning of danger.
- (7) The discharge into the open air of the exhaust of any stationary steam engine, stationary internal combustion engine, or motor boat engine, except through a muffler, or other device which will effectively and efficiently prevent loud noises.
- (8) The discharge into the open air of the exhaust from any motor vehicle except through a muffler, or other device, which will effectively and efficiently prevent loud and raucous noises.
- (9) The erection, including excavation, demolition, alteration, or repair of any building in or adjacent to a residential area other than between the hours of 7:00 a.m. and sunset on weekdays, except in the case of urgent necessity in the interest of public safety, for which permission must be obtained from the director of public works.
- (10) The creation of loud and raucous noise on any street adjacent to any school or court which is in session or adjacent to any hospital, provided that conspicuous signs are located in such streets indicating that schools, hospitals, and courts are adjacent thereto.
- (11) The shouting and crying of peddlers, hawkers and vendors which disturbs the quiet and peace of residentially zoned areas.

SECTION 3: Section 7-56.2 of Chapter 7 of the Code of Ordinances of the City of Crowley, be and the same is hereby amended and re-enacted to read as follows, to-wit:

**Section 7-56.2 Regulation of the use of bells, sirens, compression and exhaust whistles on vehicles.**

No vehicle shall be equipped with and no person shall use upon a vehicle any bell, siren, compression or exhaust whistle, except those vehicles operated in the performance of duty by law enforcement officers, fire department personnel, emergency medical services personnel, and ambulance.

Section 4: Section 7-56.3 of Chapter 7 of the Code of Ordinances of the City of Crowley, be and the same is hereby amended and re-enacted to read as follows, to-wit:

**Section 7-56.3 Regulation of the use of loud speakers and amplifiers**

(a) A person commits an offense if he operates or causes to be operated any mechanical loud speaker or sound amplifier in a public place or upon any public sidewalk, street, alley, or highway of the City in violation of any of the following limitations and requirements:



- (1) No mechanical loudspeaker or sound amplifier may be operated within one hundred fifty (150) feet of the property line of the premises of a residence, except between the hours of 8:00 a.m. and sunset, as designated by publication in a local newspaper of general circulation.
  - (2) A mechanical loudspeaker or sound amplifier may not emit unreasonably loud, raucous, jarring or disturbing noises so as to interfere with the enjoyment of life or property or to interfere with public peace and comfort.
  - (3) A mechanical loudspeaker or sound amplifier may not be operated within one hundred fifty (150) feet of any
    - a. Hospital
    - b. School that is in session
    - c. Nursing home; or
    - d. Facility that provides surgical services to patients who do not require overnight hospital care during the hours of operation of the facility.
- (b) In the section
- (1) *Residence* means a single-family, duplex or multifamily dwelling;
  - (2) *Surgical services* means therapy of a mechanical or operative kind, including, but not limited to, operations involving cutting, the setting of fractures and dislocation, and similar manual forms of treatment.
- (c) If conduct that would otherwise violate this section consists of speech or other communication, of gathering with others to hear or observe such speech or communication, or of gathering with others in picket or otherwise express in a nonviolent manner a position on social, economic, political, or religious questions, the person must be ordered to move, disperse, or otherwise remedy the violation prior to arrest or citation.
- (d) The order required by subsection (c) may be given by a peace officer, a fireman, a person with authority to control the use of the premises, or any person directly affected by the violation.

- (e) It is a defense to prosecution under subsection (a) that:
- (1) In circumstances in which this section requires an order, no order was given;
  - (2) An order, if given, was manifestly unreasonable in scope;
  - (3) An order, if given, was promptly obeyed;
  - (4) The mechanical loudspeaker or sound amplifier was operated in a public place within an enclosed structure and was not audible beyond the property line of the premises on which it was located;
  - (5) The person operating the mechanical loudspeaker or sound amplifier was a law enforcement officer or member of the fire department in the performance of official duties;
  - (6) The mechanical loudspeaker or sound amplifier was operated for the purpose of alerting persons to the existence of an emergency or danger, or
  - (7) The mechanical loudspeaker or sound amplifier was operated in the performance of emergency work necessary to restore public utilities, to restore property to a safe condition or to protect persons or property from imminent danger, following a fire, accident or natural disaster.

Section 5: Section 7-56.4 of Chapter 7 of the Code of Ordinances of the City of Crowley, be and the same is hereby amended and re-enacted to read as follows, to-wit:

**Section 7-56.4 Penalty.**

Any person violating any of the provisions of this chapter shall be guilty of a misdemeanor and upon conviction shall be fined not less than two hundred dollars (\$200.00) nor more than five hundred dollars (\$500.00), or not more than thirty (30) days in jail, or both, at the discretion of the judge.

Section 6: All ordinances or parts of ordinances or resolutions or parts of resolutions inconsistent with or in conflict with the provisions of this ordinance be and the same are hereby repealed.

Section 7: Should any part, word, section or article of this ordinance be invalidated by any court of competent jurisdiction, the remaining provisions, words, or sections shall not be affected and shall continue in full force and effect.

THUS DONE AND ADOPTED on this the 9<sup>th</sup> day of October, 2001 at Crowley, Acadia Parish, LA after a roll call vote as follows:

YEAS: James M. Buatt, J. Elliot Doré, Vernon Martin, Mary T. Melancon, Laurita D. Pete, and Ira Thomas

NAYS: None

ABSENT: Aldermen Greg Jones, Steven C. Premeaux and Alderwomen Jolene Williams

---

ISABELLA L DE LA HOUSSAYE, MAYOR

ATTEST:

---

JUDY L. ISTRE, CLERK

There being no further business to come before the Council upon motion duly made and seconded the meeting was adjourned at 7:30 p.m.

---

ISABELLA L. DE LA HOUSSAYE,

MAYOR

ATTEST:

---

JUDY L. ISTRE, CLERK

Presented rough draft to Mayor on October 11, 2001 at 5:30 p.m.

Presented for Mayor's signature on October 16, 2001 at 4:45 p.m.

Mayor Signed & returned to City Clerk on October , 2001 at .m.