

CITY OF CROWLEY
REGULAR COUNCIL MEETING
SEPTEMBER 10, 2002

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 September, 2002, 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, Tiger Istre, Greg Jones, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux and Ira Thomas.

Alderman Premeaux led the Pledge of Allegiance to the flag and Alderman Martin gave the invocation.

Alderman Martin moved to amend the agenda to consider a rural assistance grant for fiscal year 2002-2003. Seconded by Alderman Buatt and duly adopted after a unanimous vote.

Alderwoman Melancon moved to amend the agenda to consider the bid received for automated fuel dispensing. Seconded by Alderman Thomas and duly adopted after a unanimous vote.

Alderwoman Melancon moved to amend the agenda to consider a request from Acadiana Regional Development. Seconded by Alderman Thomas and duly adopted after a unanimous vote.

PUBLIC HEARING:

Mayor de la Houssaye opened the public hearing to show cause why the property of First Union Home Equity Bank should not be condemned. No one came forward to speak.

ON MOTION of Alderman Martin and seconded by Alderman Jones, the following resolution was duly resolved and adopted.

RESOLUTION OF THE MAYOR AND
BOARD OF ALDERMEN OF THE CITY
OF CROWLEY, ACADIA PARISH,
LOUISIANA, ORDERING THE
CONDEMNATION OF THE BUILDING
AND IMPROVEMENTS SITUATED ON
THE WEST 30 FEET OF LOT 33 AND LOT
34 OF EAST PARK SUBDIVISION, CITY
OF CROWLEY, LOUISIANA

After due notice to the property owner, no one appeared at the public hearing held on September 10, 2002. When, after considering the evidence presented and after due consideration of the circumstances and condition of the building as testified to by the City Inspector and the report of the City Inspector;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, in regular session, duly convened, it is ordered that the building and improvements owned by First Union Home Equity Bank, being situated on the West 30 feet of Lot 33 and 34 of East Park Subdivision, City of 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 thirty (30) days from the date hereof.

THUS DONE AND ADOPTED on this the 10th day of September 2002, in regular session duly convened, at Crowley, Acadia Parish, LA.

ISABELLA L. DE LA HOUSSAYE,
MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

PUBLIC HEARING:

Mayor de la Houssaye opened the public hearing on proposed Ordinance No. 1261. The proposed ordinance on paint schemes and architectural elements on buildings in the Historic District was read by title.

Three calls were made for proponents to the proposed Ordinance No. 1261. No comments were made.

Mr. Regan asked for opponents of the proposed Ordinance No. 1261. A third and final call was made with no one coming forward to speak.

Mayor de la Houssaye called the public hearing on Ordinance No. 1261 to a close.

PUBLIC HEARING:

Mayor de la Houssaye opened the public hearing on proposed Ordinance No. 1262. The proposed ordinance on Delinquent Insurance Tax was read by title.

Three calls were made for proponents to the proposed Ordinance No. 1262. No comments were made.

Mr. Regan asked for opponents of the proposed Ordinance No. 1262. A third and final call was made with no one coming forward to speak.

Mayor de la Houssaye called the public hearing on Ordinance No. 1262 to a close.

PRESENTATIONS OR APPEARANCES:

Ms. Billie Meyer and Mr. Robert Barousse demonstrated the new IVOTRONIC Machines that will be used for absentee voting in Acadia Parish.

READING & APPROVAL OF MINUTES / BILLS:

Alderman Martin moved to dispense with the reading of the minutes of the August 13th, 2002 regular council meeting; and approve them as written and distributed to each Alderman. Seconded by Alderman Jones and duly adopted.

Alderman Jones moved to dispense with the reading of the minutes of the August 20th, 2002 special council meeting; and approve them as written and distributed to each Alderman. Seconded by Alderman Thomas and duly adopted.

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

MAYOR'S REPORT:

The Mayor presented the Sales Tax Report and User Fee Report that compare current collections to collections from previous years. The Recap of all Funds Report compares actual revenues and expenditures for the twelve months of the fiscal year to the budgeted revenues and expenditures of the same period.

STANDING COMMITTEE REPORTS:

PUBLIC WORKS:

Alderwoman Melancon moved to authorize Mader-Miers Engineering to replace the northwest property corner monument, at Mr. Willie Perry's lot, which was disturbed during construction. Seconded by Alderman Martin and duly adopted.

Alderwoman Melancon moved to authorize Mader-Miers Engineering to perform a topographic survey at the Miller Building for site drainage design purposes. Seconded by Alderman Thomas and duly adopted.

Alderwoman Melancon moved to authorize Mader-Miers Engineering to perform the necessary surveys and drainage studies and work with the Street Department to improve the drainage along the North Side of Sixteenth Street near Avenue E. Seconded by Alderman Buatt and duly adopted.

Alderwoman Melancon moved to approve a revised cost estimate of \$27,000 to \$30,000 for Wastewater Services, Inc. contract to clean and televise the existing subsurface drainage system for the Downtown Sidewalk, Street and Safety Improvements project. Seconded by Alderman Istre and duly adopted.

Alderwoman Melancon moved to authorize Mader-Miers Engineering to prepare plans and specs and advertise for bids for Phase I Surface Improvements for the new Firemen's Training Facility. Seconded by Alderman Doré and duly adopted

UTILITY:

Alderman Martin moved to approve Partial Payment Estimate No. 3 to B & K Construction for the "North Crowley Pump Station and Collection Line Upgrade" project in the amount of \$127,742.70. Seconded by Alderman Thomas and duly adopted.

Alderman Martin moved to approve Partial Payment No. 2 to Morvant Construction Company to release the retainage for “Filling and Plugging of Six Abandoned Manholes” on the Hoffpauir property in the amount of \$1,150. Seconded by Alderman Jones and duly adopted.

Alderman Martin moved to authorize the advertisement for bids for the West Crowley Sewerage Improvements LCDBG FY 2001 Project. Seconded by Alderman Istre and duly adopted.

Alderman Martin moved to authorize Mader-Miers Engineering to study and prepare a cost estimate to abandon the existing force main between the Avenue I/Hockaday Pump Stations and the Main Pump Station and to redirect these pump station flows to Oddfellows Pump Station. Seconded by Alderwoman Melancon and duly adopted.

PUBLIC SAFETY:

Alderman Buatt offered a motion to approve a new application from Etheline Ann Thibeaux for a 2002 Class A - Retail Outlet Beer Permit for Ann’s Downtown Café, 113 West 3rd Street, Crowley, LA. Seconded by Alderman Jones and duly adopted.

ZONING & ANNEXATION:

Alderman Jones offered a motion to approve a trailer petition on Lot 10, Block 5, Westside Addition for Jackie Chaisson. Seconded by Alderwoman Pete and duly adopted.

PUBLIC BUILDING:

Alderman Martin moved to grant the request from Acadiana Regional Development District for “cost free” office space within the Crowley Enterprise Center while they will be providing “no cost “ technical assistance services to the incubator and its staff. Seconded by Alderman Thomas and duly adopted. Alderman Jones moved to amend the motion by inserting “This agreement will be reviewed annually”. The amendment was seconded by Alderman Buatt and passed. The main motion as amended was voted on and adopted.

COMMUNITY & ECONOMIC DEVELOPMENT:

The following resolution was offered by Alderman Istre, 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, APPROVING THE
APPOINTMENT OF A DIRECTOR TO REPRESENT
THE CITY OF CROWLEY ON THE BOARD OF
DIRECTORS ON THE LOUISIANA LOCAL
GOVERNMENT ENVIRONMENTAL FACILITIES
AND COMMUNITY DEVELOPMENT AUTHORITY
AS PROVIDED BY CHAPTER 10-D OF TITLE 33 OF
THE LOUISIANA REVISED STATUTES OF 1950, AS
AMENDED.

WHEREAS, the City of Crowley became a participating political subdivision in Louisiana Local Government Environmental Facilities and Community Development Authority by resolution of the Mayor and Board of Aldermen adopted on the 1st day of December, 1992; and

WHEREAS, the City of Crowley desires to continue its participation as a political subdivision in the Louisiana Local Government Environmental Facilities and Community Development Authority; and

WHEREAS, pursuant to Section 4548.4 of the Act, the governing authority of the City of Crowley, State of Louisiana, desires to continue to be a member of the Authority and to approve the appointment of the Honorable Isabella L. de la Houssaye, Mayor, to serve as Director of the Authority;

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 ratify and confirm the resolution adopted on 1st day of December, 1992 to become a participating political subdivision and member of the Authority; and

BE IT FURTHER RESOLVED by the Mayor and Board of Aldermen of the City of Crowley that pursuant to the Act, they do hereby nominate and appoint Isabella L. de la Houssaye to serve as Director of the Authority for a term of four (4) years from date hereof, be and the same is hereby approved; and

BE IT FURTHER RESOLVED by the Mayor and Board of Aldermen of the City of Crowley that this resolution shall take effect immediately and a certified copy hereof shall be forwarded to the Louisiana Local Government Environmental Facilities and Community Development Authority.

THUS DONE AND ADOPTED on this the 10th day of September, 2002, in regular session duly convened, called pursuant to notice, by voice vote of the Board of Aldermen at Crowley, Acadia Parish, LA.

ISABELLA L. DE LA HOUSSAYE,

MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

Alderman Thomas moved to authorize Mr. Regan to negotiate with Mr. Jay Suire regarding the sale of alcohol beverages at Carnival d'Acadie. Seconded by Alderman Doré and duly adopted.

RECREATION:

Alderman Thomas moved to authorize Mader-Miers Engineering to perform the necessary surveys and studies to resolve a drainage problem at Bicentennial Park. Seconded by Alderman Jones and duly adopted.

Alderman Thomas moved to authorize the Mayor to purchase the property across from Miller Stadium for \$7,500. Seconded by Alderman Jones and duly adopted.

REVENUE & FINANCE:

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

RESOLUTION OF THE MAYOR AND BOARD
OF ALDERMEN OF THE CITY OF CROWLEY,
ACADIA PARISH, LOUISIANA, OPPOSING THE
LEVY OF A ONE QUARTER CENT SALES AND
USE TAX BY THE ACADIA PARISH POLICE
JURY TO FUND A MOSQUITO CONTROL,
PROGRAM

WHEREAS, the Acadia Parish Police Jury has issued a call for a special election on November 5, 2002 to authorize the levy of a one-quarter cent (1/4¢) sales and use tax throughout the Parish to fund a Mosquito Control Program; and

WHEREAS, the total sales tax levied and collected on sales by all public bodies in the City of Crowley totals nine cents (9¢); and

WHEREAS, THE Mayor and Board of Aldermen find that an additional sales tax will adversely affect retail sales within the community, discourage the location of additional businesses, and hinder economic growth; and

WHEREAS, the Police Jury plans to use the proceeds of the proposed one-quarter cent (1/4¢) sales and use tax for an aerial mosquito spraying program, including the acquisition, operation and maintenance of expensive aircraft, construction of buildings and employing a large number of personnel to operate the program; and

WHEREAS, the Police Jury has not adequately considered alternate programs for mosquito control and alternate means of financing the program; and

WHEREAS, use of aircraft over the City and populated areas of the Parish is prohibited under federal law, poses substantial risks and hazards to the residents from low-flying aircraft and chemical sprays; and

WHEREAS, the proposed use of “malathion: has limited effectiveness and does not request the state-of-the-art technology for mosquito control; and

WHEREAS, the cost of the program, as proposed by the Police Jury, appears to be excessive;

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 give notice to the electorate and, particularly, the citizens of Crowley, that they oppose the authorization of levy of a one-quarter cent (1/4¢) sales and use tax by the Acadia Parish Police Jury for the purpose of mosquito control and urge that the electorate vote “No” to the increase of sales and use tax by the Acadia Parish Police Jury.

THUS DONE, AND ADOPTED in regular session on this the 10th day of September, 2002, at Crowley, Acadia Parish, Louisiana, at which a quorum was acting throughout.

MAYOR ISABELLA L. DE LA HOUSSAYE,

ATTEST:

JUDY L. ISTRE, CLERK

Alderman Doré offered a motion to amend the fiscal 2002 budget for the capital outlay money received from the state, renovations to the Rice Theatre and street improvements as follows. Seconded by Alderman Martin and duly adopted.

Change	2002	Y.T.D.	Amended	
Budget	Budget			
Rice Theatre Fund				
Revenues				
91,550	Capital Outlay – State	150,000	241,534	241,550
Expenditures				
(53,475)	Capital Outlay – Renovations	725,000	671,502	671,525

½ Cent Sales Tax – Street Improvements

Expenditures

Capital Outlay	75,000	59,323	59,325
(15,675)			

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, ACCEPTING THE LOW BID AND AUTHORIZING A CONTRACT FOR AUTOMATED FUEL DISPENSING SERVICES WITH SHOP RITE, INC.

WHEREAS, the Mayor and Board of Aldermen of the City of Crowley solicited sealed bids for automated fuel dispensing services for the purchase and automated accounting of motor fuels for all departments of the City of Crowley, and to establish contract prices therefore; and

WHEREAS, public notice of same was made by advertisement, duly published in the official journal of the City of Crowley, the Crowley Post Signal, on Friday, August 23, 2002; Friday, August 30, 2002 and Friday, September 6, 2002; and

WHEREAS, said notice provided that specifications were to be obtained from the office of the City Clerk of the City of Crowley and that sealed bids were to be delivered and accepted until 3:00 p.m. on Tuesday, September 10, 2002 in the office of the City Clerk; and

WHEREAS, Amendment No. 1 to Bid Specifications and Conditions for Automated Fuel Dispensing Service Contract, City of Crowley, was issued in writing on

August 27, 2002 and all potential bidders who had previously obtained specifications were provided with the amendment and acknowledged same; and

WHEREAS, the sole bid received by the City Clerk prior to 3:00 p.m. on September 10, 2002, was opened and publicly read aloud by the Clerk at City Hall at 3:00 p.m. on September 10, 2002, and taken under advisement; and

WHEREAS, the Mayor and Board of Aldermen received the bid and find that said bid is acceptable, and that it is in the best interest of the City to accept same and authorize a contract therefore;

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 accept the low bid of Shop Rite, Inc. for the purchase of motor fuels and automatic fuel card accounting for a margin of .12 ¢ per gallon on all gallons purchased; and

BE IF FURTHER RESOLVED that they do hereby authorize, empower and direct the Honorable Isabella L. de la Houssaye, Mayor of the City of Crowley to execute a contract with Shop Rite, Inc. in accordance with the specifications and conditions of the bids for the purchase and automatic accounting of motor fuels for all departments of the City of Crowley at a total margin of .12¢ per gallon on all gallons purchased; and to provide all other terms and conditions as meet and proper in the premises.

THUS DONE AND ADOPTED in regular session on this the 10th day of September, 2002, at Crowley, Acadia Parish, Louisiana, at which a quorum was acting throughout.

MAYOR

ISABELLA L. DE LA HOUSSAYE,

ATTEST:

JUDY L. ISTRE, CLERK

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

RESOLUTION OF THE MAYOR AND BOARD
OF ALDERMEN OF THE CITY OF CROWLEY,
ACADIA PARISH, LOUISIANA, AUTHORIZING
AN APPLICATION FOR A RURAL ASSISTANCE
GRANT FOR FISCAL YEAR 2002-2003 FROM
THE GOVERNOR'S OFFICE OF RURAL
DEVELOPMENT FOR THE COMPLETION OF
THE RENOVATIONS AND REPAIRS OF THE
RECREATIONAL FACILITIES AND A
RECREATIONAL TRAIL AT THE EXISTING
CROWLEY RECREATIONAL CENTER
COMPLEX

WHEREAS, in 2002-2003 the City of Crowley was awarded a grant in the amount of TWENTY-FIVE THOUSAND & NO/100 (\$25,000.00) DOLLARS from the Governor's Office of Rural Development; and

WHEREAS, said grant was matched in the amount of TWENTY-FIVE THOUSAND & NO/100 (\$25,000.00) DOLLARS, for a total amount of FIFTY THOUSAND & NO/100 (\$50,000.00) DOLLARS by the City of Crowley to fund work to reconstruct, repair and renovate concession stands, electrical facilities, recreational facilities, and a hard surface recreational trail system at the existing Crowley Recreation Department Complex; and

WHEREAS, the entire project is estimated to cost ONE HUNDRED TWENTY-FIVE THOUSAND & NO/100 (\$125,000.00) DOLLARS to complete and it is necessary that the City of Crowley secure an additional FIFTY THOUSAND & NO/100 (\$50,000.00) DOLLARS in funds, which the City will match with an additional TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS, to provide the necessary funds to complete the project; and

WHEREAS, the Master Plan provides for a recreational trail to be constructed in and around the existing recreational complex; and

WHEREAS, the surface recreational trail will provide a safe, all-weather, hard surface system, allowing visitors and spectators to travel between parks, as well as providing a recreational trail for other pursuits;

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 submit an application to the Governor's office of Rural Development, Rural Assistance Grants, for Fiscal Year 2002-2003, for completion of the renovations, repairs, and hard surface recreational trail in and around the existing Recreational Complex of the City of Crowley in an amount of FIFTY THOUSAND & NO/100 (\$50,000.00) DOLLARS, which shall be matched with a contribution of TWENTY-FIVE (\$25,000.00) DOLLARS by the City of Crowley, for a total additional project cost of ONE HUNDRED TWENTY-FIVE THOUSAND & NO/100 (\$125,000.00), which funds shall be dedicated to and added to the FIFTY THOUSAND & NO/100 (\$50,000.00) DOLLARS previously committed for the construction, renovations and the hard surface recreational trail at the existing Crowley Recreational Complex.

THUS DONE AND ADOPTED in regular session on this the 10th day of September, 2002, at Crowley, Acadia Parish, Louisiana, at which a quorum was acting throughout.

ISABELLA L. DE LA HOUSSAYE,

MAYOR

ATTEST:

JUDY L. ISTRE, CLERK

RESOLUTIONS:

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

RESOLUTION OF THE MAYOR AND
BOARD OF ALDERMEN OF THE CITY OF
CROWLEY, ACADIA PARISH,
LOUISIANA, AUTHORIZING AN
AGREEMENT WITH THE LOUISIANA
DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT TO OPERATE AND
MAINTAIN THE LIGHTING SYSTEM
ALONG INTERSTATE 10

WHEREAS, I-10 lighting system and the intersection of La. Hwy 13 is maintained and operated by the Acadia Parish Police Jury under an agreement with the Louisiana Department of Transportation and Development; and

WHEREAS, the Louisiana Department of Transportation and Development has agreed to the proposal by the City to annex the right of way of Interstate 10, adjacent to the north boundary of the City of Crowley, together with other property north of Interstate 10; and

WHEREAS, the Acadia Parish Police Jury desires to transfer the responsibility of operation and maintenance of the system to the City of Crowley;

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 an intergovernmental agreement with the Louisiana Department of Transportation and Development to operate and maintain the lighting system located in the right of way of Interstate 10 belonging to the Louisiana Department of Transportation and Development; and

BE IT RESOLVED that the Honorable Isabella L. de la Houssaye, Mayor of the City of Crowley, be and she is hereby authorized, empowered and directed to execute an intergovernmental agreement with the Louisiana Department of Transportation and Development, assuming all obligations to operate and maintain the lighting system in the right of way of Interstate 10, including the payment of all costs of electricity for the operation of the system; and to contain all other such matters as may be necessary in the circumstances to complete said agreement.

THUS DONE AND ADOPTED in regular session on this the 10th day of September, 2002, at Crowley, Acadia Parish, Louisiana, at which a quorum was acting throughout.

MAYOR

ISABELLA L. DE LA HOUSSAYE,

ATTEST:

JUDY L. ISTRE, CLERK

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

RESOLUTION

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LA, 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; and

WHEREAS, the proposed ordinance must be introduced by its title; and

WHEREAS, 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 for the time and place where the Board will consider its adoption.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen, 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 SECTION 10-20 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF

CROWLEY, PROVIDING FOR SEWER CONNECTIONS REQUIRED WITHIN THE CITY OF CROWLEY; TO AMEND AND RE-ENACT SECTION 10-21 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY PROHIBITING PRIVATE DISPOSAL SYSTEMS WITHIN THE CITY OF CROWLEY AND PROVIDING EXCEPTIONS THERETO; TO AMEND AND RE-ENACT SECTION 10-24 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCE OF THE CITY OF CROWLEY AUTHORIZING CONNECTIONS TO PROPERTY OUTSIDE OF THE CITY OF CROWLEY; TO AMEND AND RE-ENACT SECTION 10-25 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY REQUIRING PERMITS AND MONTHLY FEES FOR CONNECTIONS TO PROPERTY OUTSIDE OF THE CITY OF CROWLEY; TO AMEND AND RE-ENACT SECTION 10-26 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO PROVIDE FOR CONNECTIONS OUTSIDE OF THE CITY, USER CHARGES AND MONTHLY FEES PER OPENING; AND TO PROVIDE FOR ALL MATTERS IN CONNECTION THEREWITH; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO.

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, shall meet on the 8th day of October, 2002 at 6:00 o'clock p.m. in the Council Chambers, City Hall, Crowley, LA, to consider the adoption of the following ordinance:

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 10-20 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, PROVIDING FOR SEWER CONNECTIONS REQUIRED WITHIN THE CITY OF CROWLEY; TO AMEND AND RE-ENACT SECTION 10-21 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY PROHIBITING PRIVATE DISPOSAL SYSTEMS WITHIN THE CITY OF CROWLEY AND PROVIDING EXCEPTIONS THERETO; TO AMEND AND RE-ENACT SECTION 10-24 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCE OF THE CITY OF CROWLEY AUTHORIZING CONNECTIONS TO PROPERTY OUTSIDE OF THE CITY OF CROWLEY; TO AMEND AND RE-ENACT SECTION 10-25 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY REQUIRING PERMITS AND MONTHLY FEES FOR CONNECTIONS TO PROPERTY OUTSIDE OF THE CITY OF CROWLEY; TO AMEND AND RE-ENACT SECTION 10-26 OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO PROVIDE FOR CONNECTIONS OUTSIDE OF THE CITY, USER CHARGES AND MONTHLY FEES PER OPENING; AND TO PROVIDE FOR ALL MATTERS IN CONNECTION THEREWITH; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO.

Copies of the proposed Ordinance are available for a nominal fee in the Office of the City Clerk, City Hall, Crowley, LA.

THUS DONE, SIGNED AND ADOPTED on this the 10th day of September, 2002.

ISABELLA L. DE LA HOUSSAYE,

MAYOR

ATTEST:

JUDY L. ISTRE, CLERK

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

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LA, 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; and

WHEREAS, the proposed ordinance must be introduced by its title; and

WHEREAS, 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 for the time and place where the Board will consider its adoption.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen, 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 CHAPTER 11 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, BY ADDING THERETO ARTICLE VI, REGULATION OF ADULT AND SEXUALLY ORIENTED BUSINESSES; TO PROVIDE FOR THE LICENSING, HOURS OF OPERATION, LOCATION, AND OTHER MATTERS RELATED THERETO; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH OR CONTRARY THERETO.

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, shall meet on the 8th day of October, 2002 at 6:00 o'clock p.m. in the Council Chambers, City Hall, Crowley, LA, to consider the adoption of the following ordinance:

AN ORDINANCE TO AMEND CHAPTER 11 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, BY ADDING THERETO ARTICLE VI, REGULATION OF ADULT AND SEXUALLY ORIENTED BUSINESSES; TO PROVIDE FOR THE LICENSING, HOURS OF OPERATION, LOCATION, AND OTHER MATTERS RELATED THERETO; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH OR CONTRARY THERETO

Copies of the proposed Ordinance are available for a nominal fee in the Office of the City Clerk, City Hall, Crowley, LA.

THUS DONE AND SIGNED on this the 10th day of September, 2002.

JUDY L. ISTRE, CITY CLERK

THUS DONE, SIGNED AND ADOPTED on this the 10th day of September,
2002.

MAYOR

ISABELLA L. DE LA HOUSSAYE,

ATTEST:

JUDY L. ISTRE, CLERK

ORDINANCES:

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

ORDINANCE NO. 1261

AN ORDINANCE TO AMEND AND RE-ENACT
THE PROVISIONS OF CHAPTER 9.5 OF THE

CODE OF ORDINANCES OF THE CITY OF CROWLEY, BY ADDING THERETO SECTION 35.1 TO PROVIDE FOR THE USE OF PAINT SCHEMES, FLAGSHIP COLORS AND ARCHITECTURAL ELEMENTS ON BUILDINGS & STRUCTURES USED TO IDENTIFY OR RECOGNIZE THE BUSINESS; AND TO PROVIDE REGULATIONS THEREFORE; AND TO PROVIDE FOR ALL MATTERS IN CONNECTION THEREWITH; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY 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 10th day of September, 2002 at 6:00 p.m.; and

WHEREAS, it is in the interest of the preservation of the Historic Commercial District of the City of Crowley that the use of paint schemes, flagship colors, and architectural elements be regulated and provided for in a manner consistent with the preservation of the special cultural, social, and architectural significance of the buildings and structures situated within the Historic District; and

WHEREAS, many national corporations and businesses have acknowledged the duty to preserve the historic nature and the unique characteristics of historic districts by altering buildings, structures, and signs, and the use of identifying trademarks, designs and colors within an historic district;

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: That Chapter 9-5 of the Code of Ordinance of the City of Crowley, Historic Preservation, be and the same is hereby amended to add thereto Subsection 9.5-35.1 to provide for the use of paint schemes, flagship colors, and architectural elements on structures or buildings by franchisees, corporations or businesses used to establish an identity, which shall read as follows:

9.5-35.1 Use of Paint Schemes, Flagship Colors, and Architectural Elements used to establish an Identity or Connection.

- A. Proposals for new construction or renovation in the Historic District using designated paint schemes, flagship colors and architectural elements, shall seek to minimize the contrast with existing buildings and structures while incorporating the use of paint schemes, flagship colors, decorative detail, design and/or architectural elements. The use of such paint schemes, flagship colors, and/or architectural elements shall be modified or changed to promote compatibility and harmony with the scale and relationship of other buildings and structures in the Historic District, the location thereof in the district and the architectural elements or parts of the proposal, including balconies, roofs, porches, chimneys, dormers and other parts of the building or structure. The proposal should reflect a choice and arrangements of the colors, elements, size and placement of the identifying characteristics of the company or organization, which shall not draw unnecessary attention but insofar as is possible shall compliment the context of the Crowley Historic District.

- B. Any designated paint scheme, flagship colors, decorative detail, design and/or architectural element used to identify a business or organization in the Historic District shall be removed or obliterated, and the building or structure restored to its original color and form within sixty (60) days after the business or organization shall cease operations or use of the building. Any person, corporation, organization, firm or entity no longer conducting business or operating upon the premises, and/or the owner of the building, who shall fail to remove or obliterate and restore the building or structure to its original color and form shall be given notice thereof, in writing, by the City Inspector, at its last known address by certified or registered mail, return receipt requested, of the failure to comply. After five (5) days from receipt of such notification, if corrective action has not been taken, the person, corporation, organization, firm or entity having beneficial use of and /or the owner of the premises, shall be subject to the penalties provided in Section 9.5-32 hereunder.

SECTION 2: All ordinances in conflict herewith or contrary hereto, be and the same are hereby repealed.

SECTION 3: 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 10th day of September, 2002 at Crowley, Acadia Parish, LA, after a roll call vote as follows:

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

NAYS: None

ABSENT: Greg Jones

ABSTAIN: None

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

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

ORDINANCE NO. 1262

AN ORDINANCE TO AMEND AND RE-ENACT THE PROVISIONS OF ARTICLE III OF CHAPTER 11 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, TO PROVIDE FOR THE IMPOSITION OF A TAX ON INSURANCE PREMIUMS AS AUTHORIZED BY LA-R.S. 22:1076; TO PROVIDE FOR THE AMOUNT OF THE TAX THEREON; TO PROVIDE FOR THE CLASSIFICATION OF LICENSES BASED ON GROSS RECEIPTS; TO PROVIDE FOR A MAXIMUM LICENSE TAX; TO PROVIDE FOR A CREDIT FOR INVESTMENT IN LOUISIANA ADMITTED ASSETS; TO PROVIDE FOR THE COLLECTION OF LICENSE TAXES; TO PROVIDE PENALTIES FOR DELINQUENCIES; TO PROVIDE FOR ALL MATTERS IN CONNECTION THEREWITH; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH OR CONTRARY 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 10th day of September, 2002 at 6:00 p.m.; and

WHEREAS, the Board of Aldermen of the City of Crowley find it is the best interest of the City to uniformly impose licenses taxes on insurers doing business in the State of Louisiana, as authorized by LA-R.S. 22:1076; and

WHEREAS, collection of delinquent and unpaid license taxes can be improved by use of the Technical Services Bureau of the Louisiana Municipal Association by contracting for collection service;

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: That the provisions of Article III, Chapter 11 of the Code of Ordinances of the City of Crowley, be and they are hereby amended and re-enacted to read as follows:

ARTICLE III - INSURANCE POLICY PREMIUMS

Sec. 11-120

There is hereby imposed and levied an annual license tax on any insurer engaged in the business of issuing any form of insurance policy or contract, which may now or hereafter be subject to the payment of any license tax for state purposes, all as authorized by Section 1076 of Title 22 of the Louisiana Revised Statutes of 1950 on risks located in this municipality as follows:

- (1) On any insurer engaged in the business of issuing life or accident or health insurance policies, other than programs of benefits authorized or provided pursuant to the provisions of Parts I and II of Chapter 12 of Title 42 of the Louisiana Revised Statutes of 1950, or other forms of contracts or obligations covering such risks, or issuing endowment or annuity policies, or contracts or other similar forms of contract obligations in consideration of the payment of a premium or other consideration for the issuance of such policies contracts or obligations whether such insurer by operating in this state through an agent or other representative or otherwise:

- (a) Ten Dollars on gross annual premiums up to two thousand dollars and an additional license thereafter of Seventy Dollars on each ten thousand dollars, or fraction thereof, of gross annual premiums in excess of two thousand dollars;
 - (b) The maximum license on such businesses, payable to this municipality by any one insurer, shall be twenty-one thousand dollars.
- (2) On any insurer engaged in the business of issuing policies, contracts or other forms of obligations covering the risk of fire, marine, transportation, surety, fidelity, indemnity, guaranty, worker's compensation, employers' liability, property damage, livestock, vehicle, automatic sprinkler, burglary, or insurance business of any other kind whatsoever in this state, whether such insurer is operation in this state through agents or other representative or otherwise, not more than the following;
- (a) 1st Class: When the gross receipts are not more than two thousand dollars, the license shall be forty dollars;
 - (b) 2nd Class: When the gross receipts are more than two thousand dollars, and not more than four thousand dollars, the license shall be sixty dollars;
 - (c) 3rd Class: When the gross receipts are more than four thousand dollars, and not more than six thousand dollars, the license shall be eighty dollars;
 - (d) 4th Class: When the gross receipts exceed six thousand dollars, the additional license thereafter shall be seventy

dollars for each ten thousand dollars, or fraction thereof, in excess of six thousand dollars;

- (e) The maximum license tax on such businesses, payable to this municipality by any insurer shall be nine thousand dollars, provided that plate glass and steam boiler inspection insurers shall pay only one-third of the above rates provided in Subsection (2).

- (3) The amount of license payable to this municipality as fixed by this Ordinance, shall be one-third of the amount so fixed if the payer shall file a sworn statement with the annual report required by L.R.S. Title 22, Chapter 1, Part XXIII, showing that at least one-sixth of the total admitted assets of the payer are invested and maintained in qualifying Louisiana investments as defined in L.R.S. 22:1068(C).

Sec. 11-121

All license taxes levied herein shall be due and payable on January 1st of each year and all unpaid license taxes shall become delinquent on June 1st. A penalty of five percent per month shall be added to the amount of tax due and payable to this municipality along with the tax due. The amount of any monetary penalty assessed pursuant to this Section shall not be greater than twenty-five percent of the total amount of the tax due. The collection of delinquent accounts shall be enforced in accordance with L.R.S. 22:1076 and 47:1601.

SECTION 2: All ordinances in conflict herewith or contrary hereto, be and the same are hereby repealed.

SECTION 3: 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.

SECTION 4: This Ordinance shall become effective on October 1, 2002

THUS DONE AND ADOPTED on this the 10th day of September, 2002 at Crowley, Acadia Parish, LA, after a roll call vote as follows:

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

NAYS: None

ABSENT: Greg Jones

ABSTAIN: None

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

There being no further business to come before the Council upon motion duly made and seconded the meeting was adjourned at 7:45 p.m.

ISABELLA L. DE LA HOUSSAYE,

MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

Presented rough draft to Mayor on September 11, 2002 at 3:30 p.m.

Presented for Mayor's signature on September 12, 2002 at 10:45 a.m.

Mayor Signed & returned to City Clerk on September , 2002 at .m.