

CITY OF CROWLEY
REGULAR COUNCIL MEETING
MAY 10, 2005

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 May, 2005, at the regular meeting place of said Mayor and Board of Aldermen, the City Hall, 426 North Avenue F, Crowley, Louisiana.

Mayor de la Houssaye presided with the following Aldermen present: Dr. James M. Buatt, Tiger Istre, Woody Marceaux, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux, and Kitty Valdetero. Alderman Ira Thomas was absent.

Aldерwoman Valdetero led the Pledge of Allegiance to the flag and Alderman Marceaux gave the invocation.

Aldерwoman Melancon offered a motion to amend the agenda to consider Payment No. 16 for \$91,356.87 to E. L. Habetz Builders for Restoration to the Ford Building. Seconded by Alderman Buatt and duly adopted after a unanimous vote.

Aldерwoman Valdetero offered a motion to consider a Clear Lien Certificate to E. L. Habetz Builders for Restoration to the Ford Building. Seconded by Alderman Buatt and duly adopted after a unanimous vote.

Alderman Istre offered a motion to consider a request from the developer of Acadia Oaks Estate for work on streets entering the new development. Seconded by Aldерwoman Melancon and duly adopted after a unanimous vote.

PUBLIC HEARINGS:

Mayor de la Houssaye opened the public hearing on proposed ordinance no. 1318, the ordinance to amend the fiscal 2005 budget was read by title.

Mr. Regan asked for opponents to the proposed ordinance no. 1318. A third and final call was made with no one coming forward to speak.

Mr. Regan asked for proponents of the proposed ordinance no. 1318. There were no comments after the third and final call.

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

READING & APPROVAL OF MINUTES / BILLS:

Alderman Istre moved to dispense with the reading of the minutes of the April 12th, 2005 regular council meeting and approve them as written and distributed. Seconded by Alderman Buatt and duly adopted.

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

MAYOR'S REPORT:

Mayor de la Houssaye 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 eight months of the fiscal year to the budgeted revenues and expenditures of the same period.

STANDING COMMITTEE REPORTS:

PUBLIC WORKS:

Alderman Melancon offered a motion to set the date for the yearly Surplus Auction for June 7, 2005, 9:30 a.m. at the Public Works Building. Seconded by Alderman Martin and duly adopted.

Alderman Melancon offered a motion to accept the bid from Julius Comeaux of \$8,000 for the purchase of one used Caterpillar 416 backhoe with an all purpose bucket. Seconded by Alderman Pete and duly adopted.

Alderman Melancon offered a motion to authorize Partial Payment No. 6 for the Release of Retainage to H & S Construction Company under their 2004-2005 Annual Street Repair contract in the amount of \$39,908.61. Seconded by Alderman Martin and duly adopted.

Alderman Melancon offered a motion to authorize Work Order No. 1 under the Quality Construction Specialist FY 2004-05 Annual Crack Repair Contract in the amount of \$80,232.00 Seconded by Alderman Pete and duly adopted.

Alderman Melancon offered a motion to authorize Mader Engineering, Inc. to prepare plans and specifications and advertise for bids for the FY 2005-06 Annual Street Repair contract in accordance with the cost estimate presented to the Council at its May Public Works Committee meeting. Seconded by Alderman Martin and duly adopted.

Alderman Melancon offered a motion to authorize the Mayor to enter into a contract with Pavement Markings, Inc. in the amount of \$5,565 for striping the centerline and both edges of Mill Street from Eastern Avenue to Western Avenue. Seconded by Alderman Martin and duly adopted.

Alderman Melancon offered a motion to coordinate the Street Department to "open up" the ditches between lengths of pipe for the entire distance along the north side of East 17th Street between Avenue I and Bicentennial Park; where feasible "open up" the ditches between existing pipes along Avenue L from East 17th Street to Northern Avenue; contract with WSI to preparatory clean and TV all culverts along the north side of East 17th Street from Avenue I to Bicentennial Park and all culverts along Avenue L from East 17th Street to Northern Avenue; and monitor the function of drainage in this area for a period of time and if these remedies do not yield significant results, then consider authorizing Mader Engineering, Inc. at a later date to perform a drainage study to provide a scope and cost estimate to the Council to improve drainage in this area. Seconded by Alderman Istre and duly adopted.

Alderman Melancon offered a motion to approve Partial Payment No. 3 in the amount of \$8,989.20 for Quality Builders of Lafayette, L.L.C.'s contract for the Fire Training Tower at the new Fireman's Training Facility. Seconded by Alderman Valdetero and duly adopted.

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

RESOLUTION OF TERMINATION

A resolution authorizing and directing the Mayor to execute for and on behalf of the City of Crowley, Louisiana, a *Notice of Termination* from Quality Builders of Lafayette, L.L.C., Contractor, pertaining to the completion of the contract for "Construction of a Fire Tower for the City of Crowley, Louisiana" in accordance with the plans and specifications contained in the contract documents pertaining thereto.

WHEREAS, a final inspection on the above referenced project was performed on May 3, 2005; and

WHEREAS, Quality Builders of Lafayette, L.L.C., as Contractor, has substantially completed the "Construction of a Fire Tower for the City of Crowley, Louisiana" in accordance with the plans and specifications contained in the contract documents pertaining thereto; and

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Alderman of the City of Crowley that the Mayor 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 is authorized and directed to have a copy of said Notice recorded in the Conveyance Records of the Parish of Acadia, State of Louisiana.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

Alderwoman Melancon offered a motion to pay for a portion of the improvements on Fairway Street and Henrietta Street at their intersection with Acadia Oaks Estate development in the amount of \$1,000. Seconded by Alderman Martin and duly adopted.

UTILITY:

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

RESOLUTION

A RESOLUTION MAKING APPLICATION TO THE STATE BOND COMMISSION FOR APPROVAL OF THE SALE AND ISSUANCE OF NOT TO EXCEED \$3,000,000 OF SEWER REVENUE BONDS, SERIES 2005, OF THE CITY OF CROWLEY, STATE OF LOUISIANA, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the City of Crowley, State of Louisiana (the "Issuer") now owns and operates a sewerage system (the "System") and desires to construct and acquire extensions and improvements thereto, a work of public improvement for the Issuer (the "Project"); and

WHEREAS, pursuant to Chapter 4 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, as amended (the "State Revolving Fund Act"), this Mayor and Board of Aldermen propose to issue not to exceed \$3,000,000 of Sewer Revenue Bonds, Series 2005 (the "Bonds"), for the purpose of paying costs of the project; and

WHEREAS, the Issuer has outstanding its Sewer Revenue Bond, Series 1995, in the original principal amount of \$4,500,000, and its Sewer Revenue Bond, Series 2000, in the original principal amount of \$3,000,000 (collectively, the "Outstanding Parity Obligations"); and

WHEREAS, the Mayor and Board of Aldermen propose to issue the Bonds on a parity with the Outstanding Parity Obligations; and

WHEREAS, the Issuer wishes to make application to the State Bond Commission for approval of the proposed Bonds;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen (the "Governing Authority") of the City of Crowley, Louisiana (the "Issuer"), acting as the governing authority thereof, as follows:

SECTION 1. State Bond Commission. Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana, for approval of the issuance and sale of not exceeding \$3,000,000 of Sewer Revenue Bonds, Series 2005, of the City of Crowley, State of Louisiana

(the "Bonds"), to be issued for the purpose of paying a portion of the costs of the Project. The Bonds, equally with the Outstanding Parity Obligations, will be secured by and payable in principal, interest, administrative fee and redemption premium, if any, solely from the income and revenues derived or to be derived by the Issuer from the operation of the System, after paying the reasonable and necessary expenses of operating and maintaining the system, pursuant to the provisions of Chapter 4, Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority. The Bonds shall bear interest at a rate not to exceed three and ninety-five hundredths per centum (3.95%) (which includes an administrative fee not to exceed 1/2% per annum on the outstanding principal amount of the Bonds) and shall mature over a period not to exceed twenty-two (22) years from the date thereof.

SECTION 2. Application to the Department. Application to the Department to participate in the program administered by the Department under the State Revolving Fund Act under the terms of the Loan and Pledge Agreements with the Department with respect to the Bonds and to the Parity Obligations are hereby ratified and confirmed.

SECTION 3. Official Intent under 26 C.F.R. §1.150-2. Prior to the delivery of the Bonds, the Issuer anticipates that it may pay a portion of the costs of the Project from other available funds in an amount not exceeding \$3,000,000. Upon issuance of the Bonds, the Issuer reasonably expects to reimburse any such expenditures of other available funds from a portion of the proceeds of the Bonds. Any such allocation of proceeds of the Bonds for reimbursement will be with respect to capital expenditures and will be made upon the delivery of the Bonds and not later than eighteen (18) months after the latter of (i) the date such expenditure was paid or (ii) the date on which the Project was placed in service, but in no event more than three years after the original expenditure is paid. This Section is intended to be a declaration of official intent within the meaning of 26 C.F.R. §150-2. The Governing Authority hereby ratifies and confirms the official intent adopted with respect to the Project on January 13, 2004.

SECTION 4. Employment of Bond Counsel and Local Associate Counsel. A real necessity is hereby found by the Governing Authority for the employment of special counsel in connection with the issuance of the Bonds. Accordingly, the employment of Foley & Judell, L.L.P. and Benton, Benton & Benton P.L.C. as co-bond counsel in connection with the issuance, sale and delivery of the Bonds, said attorneys being hereby employed and requested to do and perform comprehensive legal, coordinate professional work with respect to the issuance of the aforesaid Bonds. Thomas K. Regan, City Attorney, is hereby employed as local associate counsel and is hereby requested to do and perform comprehensive legal and coordinate professional work in the local associate counsel category as Issuer's counsel and to assist bond counsel in the issuance of the Bonds. Bond counsel and Issuer's counsel shall furnish their respective opinions covering the legality of the issuance of the Bonds. The fee of bond counsel in connection with the issuance of the aforesaid Bonds is hereby fixed at a sum, less than the maximum fee allowed by the Attorney General's fee guidelines for comprehensive legal and coordinate professional services for the issuance of the Bonds (set forth in Exhibit A hereto), based on the amount of the Bonds actually issued, sold and delivered, plus itemized, out-of-pocket expenses of said bond counsel. The fee for Issuer's counsel shall be on an itemized, hourly basis in accordance with the Attorney General's guidelines for local associate counsel and hourly fee schedule, plus itemized, out-of-pocket expenses of Issuer's counsel. A certified copy of this Resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and the fees herein designated, and the Authorized Officers of the Governing authority are hereby empowered and requested to make payment to the said co-bond counsel and Issuer's counsel in payment of the fees herein provided for.

This Resolution having been submitted to a vote and the vote thereon was as follows:

YEAS: Dr. James M. Buatt, Steven Premeaux, Vernon Martin, Laurita D. Pete, Mary Melancon, Woodrow Marceaux, Kitty Valdetero and Anthony Istre.

NAYS: None.

ABSENT: Ira Thomas.

And the resolution was declared adopted on this the 10th day of May, 2005.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Martin, duly 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, LOUISIANA, AUTHORIZING AN APPLICATION TO THE LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY (DEQ) FOR A LOAN IN AN AMOUNT NOT TO EXCEED \$2,200,00.00 UNDER THE AUTHORITY OF THE STATE REVOLVING LOAN ACT FOR THE PURPOSE OF ACQUIRING AND CONSTRUCTING IMPROVEMENTS TO THE CITY'S SEWER SYSTEM; SAID LOAN TO BE REPRESENTED BY SEWER REVENUE NOTES, SERIES 2005 IN THE PRINCIPAL AMOUNT OF THE LOAN TO PAY THE ELIGIBLE COST OF ADDITIONAL SEWER IMPROVEMENTS, ADDITIONS AND EXTENSIONS OF THE SEWER SYSTEM NORTH OF INTERSTATE 10 WITHIN THE CORPORATE LIMITS OF THE CITY; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the City of Crowley has authorized an application to the State Bond Commission for approval to enter into a loan and pledge agreement with the Louisiana Department of Environmental Quality (DEQ) to provide for a new loan in an amount not to exceed \$3,000,000.00 in the form of revenue notes of the City of Crowley, said loan to be represented by sewer revenue notes, series 2005 in the principal amount of the said loan; and

WHEREAS, the City of Crowley has previously obtained funds from the Louisiana Department of Environmental Quality (DEQ) to finance improvements to the sewer collection, treatment and disposal system pursuant to the initial loan agreement between DEQ and the City of Crowley which was not to exceed \$12,000,000.00 in loans and bonds to be evidenced by multiple series of indebtedness; and

WHEREAS, pursuant to the multiple applications for loans and the facility plan as approved by the Louisiana Department of Environmental Quality, the City of Crowley is in the final stages of completing the improvements, renovations and additions to the wastewater treatment system and it is necessary to apply for a final loan amount; and

WHEREAS, the Louisiana Department of Environmental Quality has approved the latest amendment to the facility plan to include the work necessary for extension of the system north of Interstate 10;

WHEREAS, the final plans for construction, engineering, fees, inspection, supervisions, administrative costs and all other costs necessary therefor are anticipated to be approximately \$2,200,000.00;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley in regular session duly convened that they do hereby authorize an application on behalf of the City of Crowley to the Louisiana Department of Environmental Quality to participate in the State Revolving Loan Fund Act under the terms of the loan and pledge agreements with the Louisiana Department of Environmental Quality with respect to

the prior revenue notes and parity obligations previously entered into with the Louisiana Department of Environmental Quality and said application to include financing for additional improvements necessary to extend the system north of Interstate 10 to serve the newly annexed territory, to provide the pump stations and collection lines therefor, for all other costs and expenses and to provide for all other matters as may be necessary in connection therewith; and

BE IT FURTHER RESOLVED that they do hereby authorize the application to include all necessary forms, assurances, information and documentation as may be required by the State Revolving Loan Fund Act for wastewater facilities;

THUS DONE AND ADOPTED in regular session duly convened on the 10th day of May, 2005, in Crowley, Acadia Parish, Louisiana.

This Resolution having been submitted to a vote and the vote thereon was as follows:

YEAS: Dr. James M. Buatt, Steven Premeaux, Vernon Martin, Laurita D. Pete, Mary Melancon, Woodrow Marceaux, Kitty Valdetero and Anthony Istre.

NAYS: None.

ABSENT: Ira Thomas.

And the resolution was declared adopted on this the 10th day of May, 2005.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

Alderman Martin offered a motion to authorize the City Attorney to proceed in obtaining bid bond forfeiture and notify Stelly Construction of placing the contract in default for failure to follow signed contract. Seconded by Alderwoman Melancon and duly adopted.

Alderman Martin offered a motion to authorize Mader Engineering, Inc. to combine all work in Contract No. 1 (Pump Station & Force Main) and Contract No. 2 (Gravity System) into one contract and proceed to take bids for all work under one construction contract for the North of I-10 Sewerage Extension Project. Seconded by Alderwoman Pete and duly adopted.

Alderman Martin offered a motion to withdraw the commitment of \$20,000 to the developer of Southwind Nursing Home located on East Highway 90 since the new sewer line was not constructed as per approved plans. Seconded by Alderwoman Pete and duly adopted.

Alderman Martin offered a motion to refer to the full Council meeting for approval of a Partial Payment Estimate, the Final Change Order (Administrative Change Order), and a Resolution of Termination for the E. B. Feucht contract for "I/I Rehabilitation Program 2004". Seconded by Alderwoman Melancon and duly adopted.

Alderman Martin offered a motion to approve Partial Payment No. 6 for the E. B. Feucht contract for "I/I Rehabilitation Program 2004" in the amount of \$22,224.10. Seconded by Alderman Marceaux and duly adopted.

Alderman Istre offered a motion to approve Final Change Order No. 2 (Administrative Change Order) in the negative amount of -\$51,663.50 for the E. B. Feucht contract for "I/I Rehabilitation Program 2004". Seconded by Alderwoman Melancon and duly adopted.

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

A resolution authorizing and directing the Mayor to execute for and on behalf of the City of Crowley, a Notice of Termination for E. B. Feucht & Sons, 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 "I/I Rehabilitation Program - 2004" for the City of Crowley in accordance with the plans and specifications contained in the contract documents pertaining thereto.

WHEREAS, E. B. Feucht & Sons, Inc., as Contractor, has substantially completed "I/I Rehabilitation Program - 2004" 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.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

PUBLIC SAFETY:

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

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, ORDERING AND ISSUING A RULE TO SHOW CAUSE FOR CONDEMNATION OF PROPERTY.

WHEREAS, the City Inspector has notified the Mayor and Board of Aldermen of a violation of the Building and Safety Codes of the City of Crowley; and

WHEREAS, notice has been issued to the property owner, Eleanor Finley, by the City Inspector's Office for repairs and/or demolition to be made of the improvements on Lots 4, 5 and 6 of Block 40 of the Original City of Crowley, having a municipal address of 504 East Third Street, Crowley, Louisiana, 70526; and

WHEREAS, no action has been taken and the City Inspector has requested a public hearing on the condemnation of the said property;

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 Notice of Rule to Show Cause should be issued to Eleanor Finley for a public hearing to be held by the Mayor and Board of Aldermen on the 14th day of June, 2005, in regular at 6:00 p.m. and that said notice be properly recorded and served upon the property owner pursuant to law.

THUS DONE AND ADOPTED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened on this the 10th day of May, 2005, at Crowley, Acadia Parish, Louisiana.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Martin, duly 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, RESCINDING THE NOTICE OF RULE TO SHOW CAUSE AND AUTHORIZING THE CANCELLATION OF THE ORDER OF CONDEMNATION OF IMPROVEMENTS ON THE WEST ½ OF LOT 1 OF BLOCK 20 OF ANDRUS ADDITION OF THE CITY OF CROWLEY.

WHEREAS, Notice of Rule to Show Cause for condemnation was issued by the Mayor and Board of Aldermen of the City of Crowley on the 14th day of December, 2004 against the property described as the West ½ of Lot 1 of Block 20 of Andrus Addition of the City of Crowley; and

WHEREAS, a condemnation hearing was held on the 11th day of January, 2005, at which time the building and/or structures situated on the West ½ of Lot 1 of Block 20 of the Andrus Addition of the City of Crowley were ordered condemned; and

WHEREAS, it was determined that the property owner has cleaned and removed the debris and trash on the property as required by City Code; and

WHEREAS, the Mayor and Board of Aldermen desire to cancel said notice and order of record in the office of the Clerk of Court;

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 they do hereby authorize cancellation of the Notice of Rule to Show Cause for condemnation of the West ½ of Lot 1 of Block 20 of Andrus Addition of the City of Crowley belonging to Judy M. Monceaux recorded on the 15th day of December, 2004 under Original Act No. 736041 in Mortgage Book 705 at page 434 and in Conveyance Book T-60 at Page 800 and do hereby authorize, empower and direct the Clerk of Court to cancel same;

BE IF FURTHER RESOLVED that they do hereby rescind and authorize the cancellation of the Order of Condemnation of the West ½ of Lot 1 of Block 20 of the Andrus Addition of the City of Crowley belonging to Judy M. Monceaux recorded on the 14th day of January, 2005 under Original Act No. 736980 in Conveyance Book U60 at Page 1014 and do hereby authorize, empower and direct the Clerk of Court to cancel same;

THUS DONE AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 10th day of May, 2005.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Istre, duly 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, RESCINDING THE NOTICE OF RULE TO SHOW CAUSE AND AUTHORIZING THE CANCELLATION OF THE ORDER OF CONDEMNATION OF IMPROVEMENTS ON LOT 14 OF BLOCK 87 WEST CROWLEY.

WHEREAS, Notice of Rule to Show Cause for condemnation was issued by the Mayor and Board of Aldermen of the City of Crowley on the 11th day of January, 2005 against the property described as Lot 14 of Block 87 West Crowley; and

WHEREAS, a condemnation hearing was held on the 9th day of February, 2005, at which time the building and/or structures situated on Lot 14 of Block 87 West Crowley were ordered condemned; and

WHEREAS, it was determined that the property owner has cleaned and removed the debris and trash on the property as required by City Code; and

WHEREAS, the Mayor and Board of Aldermen desire to cancel said notice and order of record in the office of the Clerk of Court;

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 they do hereby authorize cancellation of the Notice of Rule to Show Cause for condemnation of Lot 14 of Block 87 West Crowley belonging to Jane Lyons Williams Estate recorded on the 12th day of January, 2005 under Original Act No. 736908 in Mortgage Book 707 at page 251 and in Conveyance Book U-60 at Page 885 and do hereby authorize, empower and direct the Clerk of Court to cancel same;

BE IF FURTHER RESOLVED that they do hereby rescind and authorize the cancellation of the Order of Condemnation of Lot 14 of Block 87 West Crowley belonging to Jane Lyons Williams Estate recorded on the 11th day of February, 2005 under Original Act No. 737991 in Conveyance Book W-60 at Page 777 and do hereby authorize, empower and direct the Clerk of Court to cancel same;

THUS DONE AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 10th day of May, 2005.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman Martin, duly 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, RESCINDING THE NOTICE OF RULE TO SHOW CAUSE AND AUTHORIZING THE CANCELLATION OF THE ORDER OF CONDEMNATION OF IMPROVEMENTS ON LOT 15 OF BLOCK 59 WEST CROWLEY.

WHEREAS, Notice of Rule to Show Cause for condemnation was issued by the Mayor and Board of Aldermen of the City of Crowley on the 14th day of December, 2004 against the property described as Lot 15 of Block 59 West Crowley; and

WHEREAS, a condemnation hearing was held on the 11th day of January, 2005, at which time the building and/or structures situated on Lot 15 of Block 59 West Crowley were ordered condemned; and

WHEREAS, it was determined that the property owner has cleaned and removed the debris and trash on the property as required by City Code; and

WHEREAS, the Mayor and Board of Aldermen desire to cancel said notice and order of record in the office of the Clerk of Court;

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 they do hereby authorize cancellation of the Notice of Rule to Show Cause for condemnation of Lot 15 of Block 59 West Crowley belonging to Eddie and Preesly Glaze recorded on the 15th day of December, 2004 under Original Act No. 736038 in Mortgage Book 705 at page 425 and in Conveyance Book T-60 at Page 791 and do hereby authorize, empower and direct the Clerk of Court to cancel same;

BE IF FURTHER RESOLVED that they do hereby rescind and authorize the cancellation of the Order of Condemnation of Lot 15 of Block 59 West Crowley belonging to Eddie and Preesly Glaze recorded on the 14th day of January, 2005 under Original Act No. 736979 in Conveyance Book U60 at Page 1012 and do hereby authorize, empower and direct the Clerk of Court to cancel same;

THUS DONE AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 10th day of May, 2005.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

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

RESOLUTION OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF CROWLEY, ACADIA
PARISH, LOUISIANA, RESCINDING THE NOTICE OF
RULE TO SHOW CAUSE AND AUTHORIZING THE
CANCELLATION OF THE ORDER OF
CONDEMNATION OF IMPROVEMENTS ON LOT 7 OF
BLOCK 30 OF WEST CROWLEY.

WHEREAS, Notice of Rule to Show Cause for condemnation was issued by the Mayor and Board of Aldermen of the City of Crowley on the 14th day of December, 2004 against the property described as Lot 7 of Block 30 of West Crowley; and

WHEREAS, a condemnation hearing was held on the 11th day of January, 2005, at which time the building and/or structures situated on Lot 7 of Block 30 of West Crowley were ordered condemned; and

WHEREAS, it was determined that the property owner has cleaned and removed the debris and trash on the property as required by City Code; and

WHEREAS, the Mayor and Board of Aldermen desire to cancel said notice and order of record in the office of the Clerk of Court;

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 they do hereby authorize cancellation of the Notice of Rule to Show Cause for condemnation of Lot

7 of Block 30 of West Crowley belonging to Rose Lee Pierre recorded on the 15th day of December, 2004 under Original Act No. 736039 in Mortgage Book 705 at page 428 and in Conveyance Book T-60 at Page 794 and do hereby authorize, empower and direct the Clerk of Court to cancel same;

BE IF FURTHER RESOLVED that they do hereby rescind and authorize the cancellation of the Order of Condemnation of Lot 7 of Block 30 of West Crowley belonging to Rose Lee Pierre recorded on the 14th day of January, 2005 under Original Act No. 736982 in Conveyance Book U60 at Page 1018 and do hereby authorize, empower and direct the Clerk of Court to cancel same;

THUS DONE AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 10th day of May, 2005.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

Alderman Buatt moved to table the resolution calling for a public hearing to revise City Ordinance 4.13 until such time that the council could be presented with more facts and a model ordinance to prohibit keeping, maintaining or harboring horses within the city limits. Seconded by Alderwoman Valdetero and duly adopted.

Alderman Buatt offered a motion to approve a 25% match for Justice Assistance Grant for the Police Department in FY 2005-06. Seconded by Alderman Premeaux and duly adopted.

Alderman Buatt offered a motion to change the speed limit from 25 miles to 15 miles on Oscar Johnson Drive. Seconded by Alderwoman Melancon and duly adopted.

PUBLIC BUILDING:

Alderwoman Valdetero offered a motion to approve the recommendation of Don Breaux A.I.A. to accept the lowest bid and award the contract to E. L. Habetz Builders, Inc. with a base bid of \$574,040 and Alternate No. 1 in the amount of \$39,800 for "Restoration to the Ford Building Phase II" project contingent upon the availability of funds. Seconded by Alderwoman Melancon and duly adopted.

Alderman Premeaux offered a motion to approve the Final Payment No. 7 to Fruge Lumber Company for the renovations to the Central Fire Station in the amount of \$26,061.95. Seconded by Alderwoman Melancon and duly adopted.

Alderman Premeaux offered a motion to approve a Clear Lien Certificate to Fruge Lumber Company for the renovations to the Central Fire Station. Seconded by Alderman Buatt and duly adopted.

Alderman Premeaux offered a motion to approve Partial Payment No. 12 to Bessette Development Co. for the LaPac Plant Addition in the amount of \$80,559.60. Seconded by Alderwoman Melancon and duly adopted.

Alderman Premeaux offered a motion to authorize the City Attorney to mediate with LaPac and the architect the problem concerning the outside trim of the doors of the loading ramp. Seconded by Alderwoman Pete and duly adopted.

Alderman Premeaux offered a motion to approve Payment No. 16 for \$91,356.87 to E. L. Habetz Builders for Restoration to the Ford Building. Seconded by Alderman Buatt and duly adopted.

Alderman Premeaux offered a motion to approve a Clear Lien Certificate to E. L. Habetz Builders for Restoration to the Ford Building. Seconded by Alderwoman Melancon and duly adopted.

INSURANCE & PERSONNEL:

Alderwoman Pete offered a motion to suspend Marcus Deville effective May 10, 2005 for 2 consecutive days, without pay, for violation of Departmental Policy, PD 19-8, Professional Conduct Responsibilities. Seconded by Alderman Buatt and duly adopted.

Alderwoman Pete offered a motion to suspend Tammy Mallet effective May 10, 2005 for 3 consecutive days, without pay, for violation of Departmental Policy, PD 19-8, Professional Conduct Responsibilities and PD 19-32, Police Vehicles, Emergency Response & Pursuit Driving. Seconded by Alderwoman Melancon and duly adopted.

Alderwoman Pete offered a motion to amend the plan document of the medical insurance plan to implement preventive wellness benefits up to \$300 per year. Seconded by Alderwoman Valdetero and duly adopted.

Alderwoman Pete offered a motion to accept the recommendation of Mark Landry and approve the renewal of the casualty and property insurance in the amount of \$265,985 for the following coverage:

Company Name:	St. Paul Travelers Insurance
Policy Term:	05/11/05 to 05/11/06
<hr/>	
Property Insurance Including Boiler	\$ 62,740
Inland Marine	\$ 2,166
Computer	
Contractor's Equipment	
Crime	\$ 851
Automobile:	
Liability	\$ 53,024
Physical Damage	\$ 14,402
General Liability	\$ 76,397
Liquor Liability	\$ 27
Employee Benefits Plan Administration Liability.	\$ 287
Law Enforcement Liability	\$ 39,456
Public Entity Management Liability	\$ 2,907
Employment Practices Liability	\$ <u>13,728</u>
 Total Cost	 \$ 265,985

and to accept the proposal of \$2,800.00 from F.A. Richard Associates (FARA) as Third Party Claims Administrator for the liability insurance. Seconded by Alderman Istre and duly adopted.

Alderwoman Pete offered a motion to accept Fire Chief, Billy Schmaltz's intent to retire effective July 1, 2005. Seconded by Alderwoman Melancon and duly adopted.

COMMUNITY & ECONOMIC DEVELOPMENT:

Alderman Istre offered a motion to appropriate \$5,000 for the Twinning with Vaux Sur Sure for cultural exchange and refer to Revenue and Finance. Seconded by Alderman Buatt and duly adopted.

RECREATION:

Alderman Premeaux offered a motion to approve the plans and specifications for the "Recreational Facilities Sidewalk Improvements Phase II" project. Seconded by Alderwoman Melancon and duly adopted.

Alderman Premeaux offered a motion to accept the recommendation of Mader Engineering and enter into a contract with Cecil Perry Improvements, Ltd. in the Base Bid amount of \$88,855 for the “Recreational Facilities Sidewalk Improvements Phase II” project. Seconded by Alderwoman Melancon and duly adopted.

A motion was offered by Alderwoman Pete and seconded by Alderman Martin to approve the purchase of the following items totaling \$49,600 for the recreation department with funds being transferred from Sales Tax Fund Balance and refer to Revenue and Finance. Motion carried.

Hitting Cages	\$20,000.00
Martin Luther King Canopies (4)	10,500.00
Martin Luther King Lights (Dimmers)	6,500.00
Crowley Recreation Department Picnic Tables	4,600.00
Security Lights @ Hensgens Park	<u>8,000.00</u>
	\$49,600.00

Alderman Premeaux offered a motion to authorize the following exhibit A from the Loan Agreement and Participant Notes of the LCDA Capital Projects and Equipment Acquisition Program to include \$615,00 for projects in the recreation department that will be decided at a later date. Seconded by Alderwoman Valdetero and duly adopted.

EXHIBIT A

PROJECT DESCRIPTION

Maraist Building Purchase	\$ 300,000	(Completely drawn)
Renovations of the Maraist Building	600,000	(Completely drawn)
Miller Building Renovations (Capital Outlay Match).....	1,500,000	880,000
Rice Theater Renovations (Capital Outlay Match)	132,000	(Completely drawn)
Streetscape Project for Historic Parkerson Avenue.....	2,000,000	
Recreation Complex (swimming pool, basketball, tennis court etc.)	800,000	615,000
Concession Stand	35,000	(Completely drawn)
Underground Wiring at Girls & Pony Park.....	16,500	(Completely drawn)
Bleachers for Parks	12,000	(Completely drawn)
Miller Stadium Roof.....	55,000	(Completely drawn)
Matching Funds for Walking Trail throughout Recreation Complex .	20,000	
Replace Maintenance Facility at Recreation Department	120,000	
Fencing at Martin Luther King Center (Baseball Field)	7,000	(Completely drawn)
Fire Tower	50,000	(Completely drawn)
Burn Building for Fire Training	50,000	(Completely drawn)
Build Out of Old City Hall for Police Department.....	200,000	
Nineteen Police Units	250,000	(Completely drawn)
Four Trucks.....	60,000	(Completely drawn)
Phase II of Hensgens Park	176,000	
Fencing at Recreation Complex	65,000	
Recreation Parking/Limestone	100,000	
Lighting at Exit 82.....	50,000	
North of Interstate 10 Service Road	1,261,500	
LCDBG Sewerage Improvement Projects, including cost of replacement of Avenue I and Hockaday Pump Station in Crowley and sewer systems extension to areas North of Interstate 10	140,000	(Completely drawn)
 Total Projects and Equipment	 \$ 8,000,000	
	<u>Drew down</u> 2,512,500	
	Remaining Available Loan 5,487,500	

Alderwoman Melancon offered a motion to authorize the Mayor to proceed with proposals for the new recreation maintenance building. Seconded by Alderman Premeaux and duly adopted.

REVENUE & FINANCES:

Alderwoman Valdetero offered a motion to call for a Special Council meeting for the presentation of the annual audit performed by Broussard Poche' Lewis and Breaux, CPA once the report is completed. Seconded by Alderman Premeaux and duly adopted.

The following resolution was offered by Alderwoman Valdetero, duly seconded by Alderman Premeaux, 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 AMENDING THE BUDGETS FOR THE CITY OF CROWLEY FOR THE FISCAL YEAR, BEGINNING SEPTEMBER 1, 2004 AND ENDING AUGUST 31, 2005; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT THEREWITH.

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 14th day of June, 2005 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 AMENDING THE BUDGETS FOR THE CITY OF CROWLEY FOR THE FISCAL YEAR, BEGINNING SEPTEMBER 1, 2004 AND ENDING AUGUST 31, 2005; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT THEREWITH.

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 May, 2005.

JUDY L. ISTRE, CITY CLERK

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

RESOLUTIONS:

The following resolution was offered by Alderwoman Melancon, duly 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, ADOPTING THE AD VALOREM MILLAGE RATE ON ALL PROPERTY SUBJECT TO TAXATION WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF CROWLEY FOR THE YEAR 2005

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, with the agenda having been posted on City Hall where the meetings of the Board of Aldermen are usually held, more then twenty-four (24) hours prior to the meeting, the following ad valorem millage rates, be and they are hereby levied upon the dollar of the assessed valuation of all property subject to ad valorem taxation within the corporate boundaries of the City of Crowley for the year 2005 for the purpose of raising revenue, to-wit”

Ad Valorem Millage 2005

Corporate Tax	7.00	Mills
Street Improvement & Bond Service Debt	5.00	Mills
Public Buildings & Drainage	5.00	Mills
Public Recreation & Parks Tax	3.00	Mills
Disposal Plant Maintenance Tax	3.50	Mills
Cemetery Maintenance Tax	.75	Mills
Youth Recreation Building Tax	1.00	Mills
Fireman & Policeman Salary Fund	<u>5.00</u>	<u>Mills</u>
Total	30.25	Mills

BE IT FURTHER RESOLVED, that the Honorable Russell Benoit, Assessor of the Parish of Acadia, be and he shall extend upon the assessment roll for the year 2005 the taxes herein levied, and the Tax Collector of said parish shall collect and remit the same to the said City of Crowley in accordance with law.

The foregoing Resolution was adopted on the 10th day of May, 2005 by more than a two-thirds majority of the total membership of the Board of Aldermen voting in favor thereof after having been submitted to a vote and the vote thereon was as follows:

YEAS: Dr. James M. Buatt, Woody Marceaux, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux, and Kitty Valdetero

NAYS: None

ABSENT: Tiger Istre, Vernon Martin and Ira Thomas

ATTEST:

JUDY L. ISTRE, CITY CLERK

ORDINANCES:

The following Ordinance was offered by Alderwoman Valdetero, duly seconded by Alderman Marceaux, and duly ordained and adopted.

ORDINANCE NO. 1318

AN ORDINANCE AMENDING THE BUDGETS FOR THE CITY OF CROWLEY FOR THE FISCAL YEAR 2004 AND 2005, BEGINNING SEPTEMBER 1 AND ENDING AUGUST 31; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT THEREWITH.

WHEREAS, the proposed Amended Operating Budgets and the accompanying budget ordinance have been submitted to this Board of Aldermen for review and consideration; and

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

WHEREAS, notice of a public hearing by the City of Crowley on the proposed Amended Operating Budgets and notice of the availability of the proposed amended budgets for review have been timely published in the official journal, the Crowley Post Signal; and

WHEREAS, the public hearing having been held in accordance with the law on the 12th day of April, 2005 at 6:00 o'clock p.m. at City Hall on the proposed Amended Operating Budgets have now been reviewed and considered; now

THEREFORE BE IT ORDAINED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in Regular Session, duly convened on the 10th day of May, 2005 that the following 2005 Amended Operating Budgets are hereby approved, adopted and finalized.

Account Name	Current Proposed Amendment	Amended Budget 2004-2005
General Fund		
Revenues	7,000	572,535
General Fund - Expenditures		
General Administration		
Salary	2,000	576,550
Operational	50	153,050
Police		
Capital Outlay	25,100	125,100
Fire Department		
Capital Outlay	52,000	762,673
General Fund -Other Financing Uses-Operating Transfers		
Transfer & Appropriations In	3,000	4,202,759
Transfer & Appropriations Out	3,000	179,000

City Marshall		
Revenues		
Other Revenues	150,000	150,000
Expenditures		
Other Expenditures	150,000	150,000

BE IT FURTHER ORDAINED, the amounts shall be available for expenditures only to the extent and only as included within the amended 2005 fiscal budgets, however nothing shall be construed to prohibit the Governing Authority from making amendments to the budget.

BE IT FURTHER ORDAINED, the Mayor of the City of Crowley, Isabella L. de la Houssaye, is hereby authorized and in her sole discretion, to make such changes within the various budget classifications as she may deem necessary.

BE IT FURTHER ORDAINED, 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 or phrases will not be affected and shall continue in full force and effect.

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent with or in conflict herewith be and the same are hereby repealed.

THUS AMENDED, APPROVED, ADOPTED AND FINALIZED on this the 10th day of May, 2005 at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Dr. James M. Buatt, Woody Marceaux, Mary T. Melancon,
Laurita D. Pete, Steven C. Premeaux, and Kitty Valdetero

NAYS: None

ABSENT: Tiger Istre, Vernon Martin and Ira Thomas

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 by Alderman Buatt and seconded by Alderwoman Melancon the meeting was adjourned at 8:20 p.m.

ISABELLA L. de la HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

Presented rough draft to Mayor on May 12, 2005 at 4:00 p.m.
Presented for Mayor's signature on May 26, 2005 at 11:00 a.m.
Mayor Signed & returned to City Clerk on May 26, 2005 at 1:30 p.m.