

CITY OF CROWLEY
REGULAR MEETING
AUGUST 8TH, 2020

The Mayor Pro Tem 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. Wednesday the 12th day of August 2020 at the regular meeting place of said Mayor and Board of Aldermen, the Council Chambers, 426 North Avenue F, Crowley, Louisiana.

Mayor Pro Tem Steven Premeaux presided with the following Aldermen present: Jeff Cavell, Thompson Bradford Core, Clint Cradeur, Lyle Fogleman, Jr., Samuel J. Reggie, III, Kim Stringfellow, Byron K. Wilridge and Vernon Martin.

Alderman Brad Core led the Pledge of Allegiance to the flag. Alderman Byron Wilridge gave the invocation.

AGENDA AMENDMENTS:

Alderman Byron Wilridge moved and seconded by Alderwoman Kim Stringfellow to amend the agenda to consider the condemnation proceedings on property belonging to Jason Montz situated on Lot 9 of Block 145, City of Crowley, Acadia Parish, Louisiana, bearing a municipal address of 318 W 9th Street. Motion carried with a unanimous vote.

Alderman Byron Wilridge moved and seconded by Alderman Brad Core to amend the agenda to place the consideration of the condemnation proceedings on property belonging to Jason Montz to be heard under the Public Safety Committee. Motion carried with a unanimous vote.

Alderman Clint Cradeur moved and seconded by Alderman Jeff Cavell to amend the agenda to change the work “locked” to “secured” in the title of ordinance 1508 for the public hearing. Motion carried with a unanimous vote.

Alderman Clint Cradeur moved to amend the title of Ordinance 1508 to replace the word “locked” to “secured”. Seconded by Alderman Brad Core. Motion carried with a unanimous vote.

PUBLIC HEARING:

Mayor Pro Temp, Steven Premeaux opened the rule to show for condemnation proceedings on property belonging to Jason Montz situated on Lot 9 of Block 145, City of Crowley, Acadia Parish, Louisiana, bearing a municipal address of 318 W 9th Street. City Inspector approached and stated the violations that are held by that piece of property. Mr. Jason Montz approached the council and stated his case regarding the condition of the property. Steven Premeaux closed the public hearing

Mayor Pro Tem Steven Premeaux opened the public hearing on proposed ordinance no. 1508, the ordinance was read by title as follows:

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 9-22 OF ARTICLE II OF CHAPTER 9 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO ADD THERETO SECTION A TO PROVIDE FOR GENERAL LITTERING PROHIBITIONS AND SECTION B TO PROVIDE FOR COMMERCIAL LITTERING PROHIBITIONS AND TO PROVIDE CIVIL PENALTIES THEREFOR AND TO AMEND AND REENACT SECTION 11-211 OF ARTICLE VII OF CHAPTER 11 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO PROVIDE FOR LOCKED TRASH CONTAINERS AND TO PROVIDE CIVIL PENALTIES THEREFOR; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO OR IN

CONFLICT THEREWITH; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

Mr. Steven Premeaux asked for proponents to the proposed ordinance no. 1508. Mr. Roy Geesey spoke in favor of the secured containers. Mr. Luke Dupre spoke in favor of the ordinance and stated that it was great fit with his quality of life proposal. A third and final call was made with no one coming forward to speak. The call for opponents of the proposed ordinance no. 1508 was made with no one coming forward to speak. No other comments were made after the third and final call. Steven Premeaux called the public hearing on ordinance no. 1508 to a close.

APPEARANCES:

Dr. Robert Aertker, MD presented report on COVID 19 and the seriousness of the disease. Dr. Aertker pleaded with the leaders to take this disease seriously and wear masks.

Kellie Brisco with Haseya's New Beginnings discussed the Animal Shelter and presented a wish list for the Animal Shelter for things needed at the building.

Scott Privat announce his candidacy for 15th Judicial Court Judge Division A and asked for everyone's support when they visit the polls.

Daniel "Danny" Landry to announce his candidacy for District Attorney and asked for the council to consider him when they vote.

Luke Dupre approached the council to offer his thanks to the City Council and the Mayor and his administration on the jobs they are doing for the City of Crowley.

READING & APPROVAL OF MINUTES:

Alderman Jeff Cavell moved to dispense with the reading of the minutes of the July 8th, 2020 council meeting seconded by Alderman Vernon Martin and duly adopted.

MAYOR'S REPORTS:

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

Mayor presented the monthly budget-to-actual comparisons that report the spending of major funds.

PUBLIC WORKS COMMITTEE:

Chairperson – Alderman Clint Cradeur
Vice-Chairperson – Alderman Brad Core
Members – Aldermen Byron Wilridge, Lyle Fogleman, Jr. and Vernon Martin

A motion was offered by Chairman Clint Cradeur and seconded by Alderman Vernon Martin to approve Partial Payment Estimate No. 2 to Southern Constructors, Inc. for the City-Wide Drainage Improvements Project in the amount of \$196,171.87. Motion carried.

A motion was offered by Alderman Clint Cradeur and seconded by Alderman Vernon Martin to authorize Mader Engineering to prepare Change Order No. 2 under the Southern Constructors, Inc. contract for the City-Wide Drainage Improvements Project to extend its drainage improvements along the south side of First Street between the outfall ditch near Avenue N and the Acadia Council on Aging office. Motion carried.

A motion was offered by Alderman Clint Cradeur and seconded by Alderman Byron Wilridge to award contracts for the FY 2020-2021 Materials Purchases based on a bid tabulation to be presented by Mader Engineering, Inc. Motion carried.

Acadiana Shell & Limestone

Proposal No. 1 - Surface Coarse Aggregates, Furnish Only

F.O.B. City of Crowley	Pick Up by City Vehicle	Item No.	Description & Unit
36.00	31.00	1	Gray Limestone #610 (6 Month Unit Price) (3000 lbs. per cu. yd.), per ton
37.90	33.00	2	Gray Limestone #57 (2600 lbs. per cu. yd.), per ton

Barriere Construction Co., LLC

Proposal No. 2 – Asphalt Cold Mix, Furnish Only

F.O.B. City of Crowley	Pick-Up by City Vehicle	Item No.	Description & Unit
85.00	109.00	1	Cold Mix, per ton

Stripe Force 1

Proposal No. 3 - Crack Routing, Cleaning, and Sealing Pavement Cracks

F.O.B. City of Crowley	Pick-Up by City Vehicle	Item No.	Description & Unit
1200.00	N/A	1	Mobilization for Routing, Cleaning and Sealing Pavement Cracks, per each
1.50	N/A	2	Routing Pavement Cracks, per ln. ft.
2.40	N/A	3	Cleaning and Sealing Pavement Cracks, per ln. ft.

Design PreCast is awarded

Proposal No 4- Concrete Pipe and Arch Pipe, Furnish Only
(Prices shall include cost of Flexible watertight Gaskets), 8' Joints

F.O.B. City of Crowley	Pick-Up by City Vehicle	Item No.	Description & Unit
13.30	12.60	1	15" Reinforced Concrete Pipe, per ln. ft.
18.24	17.28	2	18" Reinforced Concrete Pipe, per ln. ft.
27.84	26.37	3	24" Reinforced Concrete Pipe, per ln. ft.
40.19	38.07	4	30" Reinforced Concrete Pipe, per ln. ft.
52.25	49.50	5	36" Reinforced Concrete Pipe, per ln. ft.
65.17	61.74	6	42" Reinforced Concrete Pipe, per ln. ft.
82.37	78.03	7	48" Reinforced Concrete Pipe, per ln. ft.
101.46	96.12	8	54" Reinforced Concrete Pipe, per ln. ft.
123.03	116.55	9	60" Reinforced Concrete Pipe, per ln. ft.
172.05	162.99	10	72" Reinforced Concrete Pipe, per ln. ft.
306.98	305.63	11	84" Reinforced Concrete Pipe, per ln. ft.
20.68	19.74	12	11"X18"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
25.63	24.47	13	13"X22"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
35.75	34.13	14	18"X28"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
43.12	41.16	15	23"X36"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
59.07	56.39	16	27"X44"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
76.56	73.08	17	31"X51"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
97.35	92.93	18	36"X58"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
118.69	113.30	19	40"X65"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
146.63	139.97	20	45"X73"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
204.16	194.88	21	54"X88"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
N/A	N/A	22	62"X102"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.
N/A	N/A	23	77"X122"(Nominally)Reinforced Concrete Arch Pipe, per ln. ft.

Coburns is awarded

Proposal No 5- Ribbed Polyvinyl Chloride Pipe, Furnish Only

F.O.B. City of Crowley	Pick-Up by City Vehicle	Item No.	Description & Unit
9.32	8.85	1	15" Ribbed Polyvinyl Chloride Culvert Pipe(RPVCCP), per ln. ft.
13.66	12.98	2	18" Ribbed Polyvinyl Chloride Culvert Pipe(RPVCCP),per ln. ft.
21.81	20.72	3	21" Ribbed Polyvinyl Chloride Culvert Pipe(RPVCCP),per ln. ft.
24.76	23.52	4	24" Ribbed Polyvinyl Chloride Culvert Pipe(RPVCCP),per ln. ft.
N/A	N/A	5	27" Ribbed Polyvinyl Chloride Culvert Pipe(RPVCCP),per ln. ft.
	33.28	6	30" Ribbed Polyvinyl Chloride Culvert Pipe(RPVCCP),per ln. ft.

43.98 7 36" Ribbed Polyvinyl Chloride Culvert Pipe(RPVCCP),per ln. ft

Coastal Culvert & Supply, Inc. is awarded
Proposal No 5- Ribbed Polyvinyl Chloride Pipe, Furnish Only

35.00 6 30" Ribbed Polyvinyl Chloride Culvert Pipe(RPVCCP),per ln. Ft
46.00 7 36" Ribbed Polyvinyl Chloride Culvert Pipe(RPVCCP), per ln. Ft

Rock Solid, LLC is awarded
Proposal No.6 - Portland Cement Concrete & Flowable Fill, Furnish Only

F.O.B. City of Crowley	Pick-Up by City Vehicle	Item No.	Description & Unit
114.00	100.00	1	Portland Cement Concrete, per cu. yd.
N/A	90.00	2	Flowable Fill, per cu. yd.

*polypropylene fibers (1-pound bag) \$9.00 per yard extra charge

Prairie Contractors, LLC. is awarded
Proposal No.7 – Asphalt Concrete Hot Mix, Furnish Only

F.O.B. City of Crowley	Pick-Up by City Vehicle	Item No.	Description & Unit
88.00	78.00	1	Hot mix, per ton

A motion was offered by Alderman Clint Cradeur and seconded by Alderman Vernon Martin to award a contract for the FY 2020-2021 Labor and Equipment General Construction Work based on the bid tabulation to be presented by Mader Engineering. Motion carried.

ZONING & ANNEXATION COMMITTEE:

Chairperson – Alderman Lyle Fogleman
Vice-Chairperson – Alderman Vernon Martin
Members – Aldermen Sammy Reggie, Kim Stringfellow and Steven Premeaux

A motion was offered by Alderman Lyle Fogleman and seconded by Alderman Sammy Reggie to accept the favorable recommendation of the City of Crowley Planning Commission in their letter dated July 31, 2020, to repeal and delete Appendix A Section 3 Subsection 1407 “Prohibited Uses” (3.1407) of the Gateway Overlay Ordinance. Alderman Clint Cradeur wanted to state his disagreement on repealing the prohibited uses. Motion carried with Alderman Clint Cradeur voting against.

PUBLIC BUILDING COMMITTEE :

Chairperson – Alderman Byron Wilridge
Vice-Chairperson – Alderman Kim Stringfellow.
Members – Aldermen Brad Core, Clint Cradeur, and Steven Premeaux

A motion was offered by Alderman Byron Wilridge and seconded by Alderman Vernon Martin to co-sponsor with the organization OneCrowley a Career Day at the MLK Center on Saturday, September 12, 2020, from 10:00 a.m. to 2:00 p.m. Motion carried.

REVENUE & FINANCES COMMITTEE:

Chairperson – Alderman Jeff Cavell
Vice-Chairperson – Alderman Steven Premeaux
Members – Aldermen Sammy Reggie, Brad Core, and Kim Stringfellow

A motion was offered by Alderman Jeff Cavell and seconded by Alderman-at-Large Steven Premeaux to authorize a resolution of the Mayor and Board of Aldermen of the City of Crowley,

Acadia Parish, Louisiana, fixing the date of Tuesday, August 25, 2020, at 6:00 p.m., for a Public Hearing to be held to consider the adoption of the annual budget for fiscal year 2020-2021 and authorizing publication of notice of a public hearing and availability of the proposed annual budget for fiscal year 2020-2021. Motion failed with a 6-2 vote.

RESOLUTIONS:

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

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

WHEREAS, an ordinance has been proposed to be adopted by the Board of Aldermen of the City of Crowley; 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 the time and place where the Board will consider its adoption;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, 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 REACT SECTION 3.14 OF ARTICLE III OF THE ZONING ORDINANCE OF THE CITY OF CROWLEY BY REPEALING SUBSECTION 3.1407, PROHIBITED USES, OF THE SPECIAL GATEWAY OVERLAY DISTRICTS; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT THERETO OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL OTHER MATTERS RELATIVE 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
AND PUBLIC HEARING**

The Board of Aldermen of the City of Crowley shall meet on the 9th day of September, 2020, at 6:00 o'clock p.m. in the Council Chambers, 2nd Floor, Criminal Justice Building, 426 North Avenue F, Crowley, Louisiana, to consider the adoption of the following ordinance:

AN ORDINANCE TO AMEND AND REACT SECTION 3.14 OF ARTICLE III OF THE ZONING ORDINANCE OF THE CITY OF CROWLEY BY REPEALING SUBSECTION 3.1407, PROHIBITED USES, OF THE SPECIAL GATEWAY OVERLAY DISTRICTS; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT THERETO OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL OTHER MATTERS RELATIVE THERETO.

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

THUS DONE AND SIGNED on this the _____ day of _____, 2020.

ERIN S. CRADEUR, CITY CLERK

THUS DONE, SIGNED AND ADOPTED in regular session duly convened on the 12th day of August, 2020, in Crowley, Acadia Parish, Louisiana.

STEVEN PREMEAUX, Mayor Pro Tem

ATTEST:

ERIN S. CRADEUR, CITY CLERK

The following resolution was offered by Alderman Brad Core and seconded by Alderman Vernon Martin, and duly resolved and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA,
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(s) of the Building and Safety Codes of the City of Crowley; and

WHEREAS, Notice of Violations has been issued to the property owners, Michael Stafford and Casey Comeaux Stafford, by the City Inspector's office dated June 13, 2019, via Certified Mail Return Receipt No. 70180680000129460615 for repairs and/or demolition to be made of the improvements situated on Lots 2 and 3 of Block 2 of the Savy Broussard Subdivision of the City of Crowley bearing a municipal address of 1008 West 11th Street, Crowley, Louisiana, which notice was returned to the City of Crowley marked "Return to Sender, Vacant, Unable to Forward" with the handwritten note "VAC" thereon; and

WHEREAS, the City Inspector has requested a public hearing for the condemnation of the said property therefore it is necessary that the Mayor appoint an attorney to represent the absentee property owners/defendants;

WHEREAS, Glen E. Howie, Attorney-at-Law, was appointed to represent the absentee property owners/defendants, Michael Stafford and Casey Comeaux Stafford, by Order of the Honorable Tim Monceaux, Mayor of the City of Crowley, on December 11, 2019, a certified copy which is attached hereto and made part hereof;

NOW THEREFORE BE IT RESOLVED by the 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 the absentee property owners/defendants, Michael Stafford and Casey Comeaux Stafford, to show cause at 6:00 p.m. on the 9th day of September, 2020, why the improvements on the property situated on Lots 2 and 3 of Block 2 of the Savy Broussard Subdivision of the of the City of Crowley bearing a municipal address of 1008 West 11th Street, Crowley, Louisiana, should not be condemned and that said notice be properly recorded and served upon the attorney appointed to represent the deceased property owner pursuant to law;

THUS DONE AND ADOPTED in regular session duly convened on the 12th day of August, 2020, at Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

STEVEN PREMEAUX, Mayor Pro-Tem

ATTEST:

ERIN S. CRADEUR, City Clerk

The following resolution was offered by Alderman Brad Core and seconded by Alderwoman Kim Stringfellow, and duly resolved and adopted.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, CANCELLING, RESCINDING AND RECALLING THE NOTICE OF RULE TO SHOW CAUSE AND THE ORDER OF CONDEMNATION OF IMPROVEMENTS ON LOT 3 OF BLOCK 62 OF THE CITY OF CROWLEY BEARING A MUNICIPAL ADDRESS OF 416 NORTH AVENUE E, CROWLEY, LOUISIANA; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

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 25th day of October, 2019, against the property described as Lot 3 of Block 62 of the City of Crowley bearing a municipal address of 416 North Avenue E, Crowley, Louisiana, belonging to Randy Hoffpaur; and

WHEREAS, a condemnation hearing was held on the 22nd day of November, 2019, at which time the building and/or structures situated on Lot 3 of Block 62 of the City of Crowley bearing a municipal address of 416 North Avenue E, Crowley, Louisiana, were ordered condemned; and

WHEREAS, it was determined that the property owner has demolished the building and/or structure as ordered and has removed and cleaned the debris and trash from the property as required by the Code of Ordinances and the Order of Condemnation; and

WHEREAS, the Mayor and Board of Aldermen desire to cancel said Notice and Order of Condemnation recorded 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, empower and direct the Acadia Parish Clerk of Court to cancel the Notice of Rule to Show Cause for condemnation of Lot 3 of Block 62 of the City of Crowley bearing a municipal address of 416 North Avenue E, Crowley, Louisiana, belonging to Randy Hoffpaur recorded on the 4th day of November, 2019, under Original Act No. 909474 in Mortgage Book 1051 at page 672 and in Conveyance Book O-71 at Page 653; and

BE IF FURTHER RESOLVED that they do hereby rescind and recall the Order of Condemnation of Lot 3 of Block 62 of the City of Crowley bearing a municipal address of 416 North Avenue E, Crowley, Louisiana, belonging to Randy Hoffpaur and do hereby authorize, empower and direct the Acadia Parish Clerk of Court to cancel same recorded on the 27th day of November, 2019, under Original Act No. 910102 in Conveyance Book T-67 at Page 859; and

BE IT FURTHER RESOLVED that they do hereby acknowledge receipt of the full amount owed to the City of Crowley for costs incurred in connection with this Condemnation, including attorney's fees, costs of the recordation and the cancellation of the Notice of Rule to Show Cause and the Order of Condemnation and in consideration thereof, they do hereby make the above request for cancellation of the Rule to Show Cause and the Order of Condemnation recorded in the records of the Acadia Parish Clerk of Court.

THUS DONE AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 12th day of August, 2020, at which a quorum was present and acting throughout.

STEVEN PREMEAUX, Mayor Pro Tem

ATTEST:

ERIN S. CRADEUR, Clerk

The following resolution was offered by Alderman Brad Core and seconded by Alderman Jeff Cavell, and duly resolved and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, ORDERING THE CONDEMNATION OF IMPROVEMENTS SITUATED ON LOT 9 OF BLOCK 145 OF THE CITY OF CROWLEY BEARING A MUNICIPAL ADDRESS OF 318 WEST 9TH STREET, CROWLEY, LOUISIANA; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, a Condemnation Hearing was held regarding the above described property on the 12th day of August, 2020; and

WHEREAS, Notice of said Condemnation Hearing date was mailed to the property owner, Jason M. Montz, on July 10, 2020, via Certified Mail Return Receipt No. 7017338000069643227, which Notice was received by the said property owner on July 16, 2020 as evidenced by the US Postal Service Return Receipt No. 7017338000069643227; and

WHEN AFTER considering the testimony provided by the property owner and the evidence presented and after due consideration of the circumstances and condition of the building/property and the report of the City Inspector;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they DO HEREBY ORDER the building and/or structure situated on Lot 9 of Block 154 of the City of Crowley, being the property of Jason M. Montz, having a municipal address of 318 West 9th Street, Crowley, Louisiana, be and the same is hereby condemned and IT IS ORDERED that the building and/or structure shall be brought up to building code requirements and/or demolished and/or removed, together with all trash and debris, within thirty (30) days from the date of receipt of this notice; and

BE IT FURTHER RESOLVED that the property owner shall obtain a building permit or demolition permit within seven (7) days of the date of receipt of this notice.

THUS DONE AND ADOPTED in regular session duly convened on the 12th day of August, 2020, at Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

STEVEN PREMEAUX, Mayor Pro-Tem

ATTEST:

ERIN S. CRADEUR, City Clerk

The following resolution was offered by Alderman Byron Wilridge and seconded by Alderman Lyle Fogleman, and duly resolved and adopted with Alderman Byron Wilridge abstaining from the vote.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING A LEASE TO THE ASSIST AGENCY FOR OFFICE SPACE IN THE CROWLEY ENTERPRISE CENTER LOCATED AT 11 NORTH PARKERSON AVENUE, CROWLEY, LOUISIANA; TO PROVIDE FOR THE TERMS AND

CONDITIONS THEREOF; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the “Assist Agency” is a participant in the Local Work Force Investment program known as the “Louisiana One Stop Program” and has been a lessee in the Crowley Enterprise Center located at 11 North Parkerson Avenue, Crowley, Louisiana; and

WHEREAS, the “Assist Agency” is funded by annual appropriations from the State of Louisiana and the United States of America to provide assistance to low and moderate income individuals and to improve employment opportunities, education and other public services; and

WHEREAS, in consideration of those services and the continuing needs for those services and prior leases granted to the Assist Lease, the Mayor and Board of Aldermen find it appropriate to authorize the lease on the terms as requested.

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in special session duly convened that they do hereby authorize, empower and direct the Honorable Greg A. Jones, Mayor of the City of Crowley, to execute a lease to the Assist Agency of approximately 3,121 square feet office space in the Crowley Enterprise Center with 50 parking spaces provided, located at 11 North Parkerson Avenue, Crowley, Louisiana, for use as office space by the Assist Agency at the rate of \$8.6463 per square foot per annum the said lease to include the following terms and conditions, to-wit:

1. A term of one year effective on the 1st day of September, 2020 and ending on the 31st day of August, 2021;
2. Monthly payments in the amount of \$2,248.76;
3. A non-appropriation clause in favor of the lessee;
4. All other terms and conditions of the said lease shall remain the same as the prior lease of the facility;

BE IT FURTHER RESOLVED that the Honorable Tim Monceaux, Mayor, be and he is hereby authorized, empowered and directed to execute any and all necessary documents and certifications in connection with the said transaction as may be meet and proper in the premises.

THUS DONE AND ADOPTED in special session duly convened on the 12th day of August, 2020, after notice thereof having been properly posted, at which a quorum was present and acting throughout, in Crowley, Acadia Parish, Louisiana.

STEVEN PREMEAUX, Mayor Pro Tem

ATTEST:

ERIN S. CRADEUR, City Clerk

ORDINANCE:

The following resolution was offered by Alderman Vernon Martin and seconded by Alderman Jeff Cavell, and duly resolved and adopted.

ORDINANCE NO. 1508

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 9-22 OF ARTICLE II OF CHAPTER 9 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO ADD THERETO SECTION A TO PROVIDE FOR GENERAL LITTERING PROHIBITIONS AND SECTION B TO PROVIDE FOR COMMERCIAL LITTERING PROHIBITIONS AND TO PROVIDE CIVIL

PENALTIES THEREFOR AND TO AMEND AND REENACT SECTION 11-211 OF ARTICLE VII OF CHAPTER 11 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO PROVIDE FOR LOCKED TRASH CONTAINERS AND TO PROVIDE CIVIL PENALTIES THEREFOR; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO OR IN CONFLICT THEREWITH; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the City of Crowley's commercial areas have noticeable and unsightly littering as a result of trash blown from commercial trash receptacles, cans and commercial front loader containers serviced by front loader trucks; and

WHEREAS, the problem has been exacerbated by filling these containers above the level of the containers and failing to close the tops of the containers, using containers without tops and without regard to replacement of tops; and

WHEREAS, the Mayor and Board of Aldermen deem it in the best interest of the citizens of the Crowley to provide a reasonable means for limiting littering and providing enforceable prohibitions and requirements to reduce commercial littering in the City of Crowley; and

WHEREAS, this ordinance was duly introduced and notice of this ordinance and of the public hearing having been published in accordance with law; and

WHEREAS, a public hearing having been held in accordance with law in regular session on the 12th day of August, 2020, at 6:00 o'clock p.m. at Council Chambers in the Criminal Justice Building, Crowley, Louisiana;

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

SECTION 1: Section 9-22 of Article II of Section 9 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:

Sec. 9-22. – Littering – Prohibited.

- (a) It shall be unlawful for any person to deposit or cause to be deposited in or on any street, sidewalk or any public place, or on any private property without the consent of the owner, any garbage, trash, refuse, discarded matter or litter. The licensee/permittee must keep the area upon which they conduct the sale of merchandise and those areas immediately adjacent thereto free from all refuse, litter and trash. The licensee/permittee shall be responsible to collect all trash and debris attributable to their business activity or caused by their business activity and to deposit same into an appropriate locked trash container. The licensee/permittee shall provide a sufficient number of trash receptacles for litter which shall be clearly marked and maintained and emptied regularly.
- (b) No person shall dispose or permit the disposal of litter resulting from industrial, commercial, mining or agricultural operations in which the person has a financial interest upon any public place in the City, upon private property in the City not owned by him, upon property located in rural areas in the City not owned by him or in or on the waters of the City whether from a vehicle or otherwise, including but not limited to any public highway public right of way, public park, recreational area, trailer park, highway, road, street or alley, except when such property is designated by the City for the disposal of such items and such person is authorized to use such property for such purpose.

No person shall operate any truck or other vehicle in such a manner or condition that litter resulting from industrial, commercial, mining or agricultural operations in which the person is involved can blow or fall out of such vehicle or that mud from its tires can fall upon the roadway.

If the litter is disposed of from a motor vehicle, boat or conveyance, except a bus or large passenger vehicle or school bus, as defined in LA R.S. 32:1, there shall be an inference that the driver of the conveyance disposed of the litter. If such litter was possessed by a specific person immediately before the act of disposing, there shall be a permissive rebuttable presumption that the possessor committed the act of disposing.

When litter disposed in violation of this section is discovered to contain any article, including but not limited to letters, bills, publications or other writings that display the name of a person or in any other manner indicates that the article belongs or belonged to such person, there shall be a permissive rebuttable presumption that such person has violated this section.

A person shall be jointly and severally liable for the actions of its agents, officers and directors for any violation of this section by any agent, officer or director in the course and scope of his employment or duties.

The person and/or entity shall be cited for the offense by means of a citation, summons or other means provided by law.

- (c) Any person found liable under the provisions of this section shall:
 - (1) Pay a civil penalty of not more than \$200.00 per violation.
 - (2) Clean, repair or restore the property damaged by or pay damages for any damaging arising out of the violation of this section.
 - (3) Pay all reasonable investigative expenses and costs incurred by the City, the City Inspector's office or any other City department.
- (d) Any person found liable under the provisions of this section shall pay special court costs of \$50.00 in lieu of other costs of court that shall be disbursed as follows:
 - (1) \$20.00 shall be paid to the judicial expense fund for Crowley City Court.
 - (2) \$20.00 shall be paid to the City Prosecutor or City Attorney.
 - (3) \$20.00 shall be paid to the City Court Clerk.
- (e) A person may be held liable and fined under this section although the commission of the offense did not occur in the presence of a law enforcement officer if the evidence presented to the court establishes that the defendant committed the offense.

- (f) For the purpose of this section, each occurrence shall constitute a separate violation.

SECTION 21: Section 11-211 of Article VII of Section 11 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:

Sec. 11-2111. – Cleanliness of premises; litter receptacles required/maintained.

The licensee/permittee must keep the area upon which they conduct the sale of merchandise and those areas immediately adjacent thereto free from all refuse, litter and trash. The licensee/permittee shall be responsible to collect all trash and debris attributable to their business activity or caused by their business activity and to deposit same into an appropriate locked trash container. The licensee/permittee shall provide a sufficient number of trash receptacles for litter which shall be clearly marked and maintained and emptied regularly.

SECTION 3: 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.

SECTION 4: All ordinances or parts of ordinances inconsistent with or in conflict herewith be and the same are hereby repealed.

THUS DONE, SIGNED AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 12th day of August, 2020, at which a quorum was present and acting throughout.

YEAS: Jeff Cavell, Brad Core, Clint Cradeur, Lyle Fogleman, Vernon Martin, Sammy Reggie, Kim Stringfellow, Byron Wilridge.

NAYS: None

ABSENT: None

STEVEN PREMEAUX, Mayor Pro Tem

ATTEST:

ERIN S. CRADEUR, CITY CLERK

OTHER BUSINESS:

There being no further business to come before the Council upon motion duly made by Alderman Lyle Fogleman and seconded by Alderman Brad Core the meeting was adjourned at 8:39 p.m.

Presented rough draft to Mayor Pro Tem on August 17, 2020 at 9:00 a.m.

Presented for Mayor Pro Tem signature on August 17, 2020 at 9:00 a.m.

Mayor Pro Tem signed & returned to City Clerk on August 17, 2020 at 1:15 p.m.

Publish in newspaper on September 1st, 2020