

JUNE 10, 2009

NEW IBERIA, LOUISIANA

IBERIA PARISH COUNCIL

The Parish Council of Iberia Parish, Louisiana met in Regular Session in the Parish Council Chambers, Main Courthouse Building, New Iberia, Louisiana, on Wednesday, June 10, 2009.

The following members were recorded PRESENT:

Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

ABSENT: Thomas J. Landry.

OTHERS IN ATTENDANCE: Ernest Freyou, Parish President
Sally Angers, Chief Administrative Officer
Eric Duplantis, Asst. District Attorney
Kevin Hagerich, Public Works Director
Kimberly Segura, Finance Director
Donna McDonald, Human Resources Director

The Parish Council of the Parish of Iberia, State of Louisiana, was duly convened as the Governing Authority of the Parish of Iberia by Mr. Roger Duncan, its Chairman, who announced that the Council was now ready to conduct its business.

A motion was made by Mr. Curtis Boudoin, seconded by Mr. Barry Verret, that the Iberia Parish Council does hereby dispense with the reading of the minutes of the Regular Meeting of May 13, 2009 and approve said minutes as published.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

ABSENT AT VOTING: Lloyd Brown.

And the motion was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Barry Verret, seconded by Mr. Naray Hulin, that the Iberia Parish Council does hereby recess its Regular Session and convene as a Public Hearing in order to consider public input regarding Resolutions being considered for final adoption.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the motion was declared adopted this 10th day of June, 2009.

Upon requesting and hearing no comments regarding the proposed Ordinances or Resolutions being considered for final adoption, the Chairman requested a motion to adjourn the Public Hearing and to reconvene the Regular Session.

A motion was made by Mr. Barry Verret, seconded by Mr. Charles Williams, that the Iberia Parish Council does hereby adjourn the Public Hearing and reconvene the Regular Session.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the motion was declared adopted this 10th day of June, 2009.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Curtis Boudoin, that the Iberia Parish Council adopt Ordinance Summary No. 4103, which is an Ordinance regarding the policy for group health insurance, which policy now includes proposed amendments per discussions held on May 27, 2009 in regular session, which amendments would remove all direction to personnel of the Parish President, but an amendment is being proposed to continue to include a provision that the policy will "direct that the Parish President shall establish an Employee Health Insurance Advisory Committee...", which language has been recommended for revision by the District Attorney's Office.

Following additional discussion, a substitute motion was made Ms. Maggie F. Daniels, seconded by Mr. John Berard, that the Iberia Parish Council does hereby table action regarding Ordinance Summary No. 4103, regarding the policy for group health insurance, until the next regular Council meeting for further review and recommendation by the District Attorney's Office.

This motion to table having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the motion to table was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Curtis Boudoin, that the Iberia Parish Council does hereby table action regarding Ordinance Summary No. 4104, regarding the policy for general liability insurance, which policy now includes proposed amendments per discussions held on May 27, 2009 in regular session, until the next regular Council meeting, for further review and recommendation by the District Attorney's Office.

This motion to table having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the motion to table was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Barry Verret, seconded by Mr. Naray Hulin, that the following be adopted:

ORDINANCE NO. 2009-06-4110

AN ORDINANCE AMENDING CHAPTER 2 OF THE IBERIA PARISH COMPILED ORDINANCES TO ESTABLISH A POLICY FOR THE ADOPTION OF RESOLUTIONS OF CONDOLENCES.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Chapter 2 of the Iberia Parish Compiled Ordinances is hereby amended to establish a policy for the adoption of Resolutions of condolences as follows:

Resolutions of Condolences - Policy.

The Parish Council does hereby approve a policy that all Resolutions of condolences placed on a regular or special council meeting agenda shall be limited to the following persons:

1. Presently-serving elected officials and their immediate family members;
2. Former elected officials;
3. Current employees and their immediate family members; and
4. Retired employees.
5. Presently-serving members of Parish boards and/or commissions;

Immediate family is defined as father, mother, brother, sister, spouse, or children.

SECTION 2. That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Charles Williams, that the following be adopted:

ORDINANCE NO. 2009-06-4111

AN ORDINANCE AUTHORIZING THE LEVY OF THE COURTHOUSE AND JAIL PROPERTY MILLAGE, IN THE INCORPORATED AREAS OF THE PARISH ONLY, AT THE MILLAGE RATE OF 0.80 MILLS FOR 2009.

THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

BE IT ORDAINED, by the Council of Iberia Parish, Louisiana, in regular session assembled this 10th day of June, 2009 and that the Assessor and Tax Collector of the Parish of Iberia, Louisiana, be, and they are, hereby instructed and ordered to set forth and designate a millage tax of Eight Hundredths (0.80) Mills on the dollar of the assessed valuation of all taxable property within the corporation limits of City of New Iberia, City of Jeanerette, Village of Loreauville, and Town of Delcambre, only, for the year 2009, to be their proportional part of the cost of maintaining and repairing the Courthouse of the Parish of Iberia, for the year 2009, and that a copy of this Ordinance be forwarded to both the Assessor and the Tax Collector of the Parish of Iberia, Louisiana as their authority to set forth and designate same.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances contrary to or in conflict with this Ordinance be, and the same are, hereby repealed.

That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Charles Williams, seconded by Mr. M. Larry Richard, that the following be adopted:

ORDINANCE NO. 2009-06-4112

AN ORDINANCE AUTHORIZING THE LEVY OF THE GENERAL PARISH PROPERTY MILLAGE (FORMERLY KNOWN AS THE GENERAL ALIMONY MILLAGE), IN THE RURAL AREAS OF THE PARISH ONLY, AT A MILLAGE RATE OF 3.43 MILLS FOR 2009.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

BE IT ORDAINED, by the Council of Iberia Parish, Louisiana, in regular session assembled this 10th day of June, 2009, and in conformity with Section 26 of Article VI of the Constitution of the State of Louisiana, for the year 1974, and that the Assessor and Tax Collector of the Parish of Iberia, Louisiana, be, and they are, hereby instructed and ordered to levy and collect a millage tax of Three and Forty-three Hundredths (3.43) Mills on the dollar of the assessed valuation of all the taxable property within the Parish of Iberia, Louisiana, excluding the corporations of New Iberia, Jeanerette, Loreauville, and Delcambre for the year 2009, to pay part of the General Expenses for 2009, and that a copy of this Ordinance be forwarded to both the Assessor and the Tax Collector of the Parish of Iberia, Louisiana as their authority to levy and collect same.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances contrary to or in conflict with this Ordinance be, and the same are, hereby repealed.

That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Curtis Boudoin, that the following be adopted:

ORDINANCE NO. 2009-06-4113

AN ORDINANCE AUTHORIZING THE LEVY OF THE EXEMPTED MUNICIPALITIES PROPERTY MILLAGE (FORMERLY KNOWN AS THE CRIMINAL TAX MILLAGE), IN THE INCORPORATED AREAS OF THE PARISH ONLY, AT A MILLAGE RATE OF 1.71 MILLS FOR 2009.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

BE IT ORDAINED, by the Council of Iberia Parish, Louisiana, in regular session assembled this 10th day of June, 2009, and in conformity with Section 26 of Article VI of the Constitution of the State of Louisiana, for the year 1974, and that the Assessor and Tax Collector of the Parish of Iberia, Louisiana, be, and they are, hereby instructed and ordered to setting forth and designating a millage tax of One and Seventy-one Hundredths (1.71) Mills on the dollar of the assessed valuation of all the taxable property within the corporate limits of the City of New Iberia, City of Jeanerette, Village of Loreauville, and Town of Delcambre, only, for the year 2009 to pay part of the criminal expenses and maintenance of the Courthouse and Jail of the Parish of Iberia, for the year 2009 and that a copy of this Ordinance be forwarded to both the Assessor and the Tax Collector of the Parish of Iberia, Louisiana as their authority to set forth and designate same.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances contrary to or in conflict with this Ordinance be, and the same are, hereby repealed.

That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry

Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Barry Verret, seconded by Mr. M. Larry Richard, that the following be adopted:

ORDINANCE NO. 2009-06-4114

AN ORDINANCE AUTHORIZING THE LEVY OF THE DRAINAGE FACILITIES PROPERTY MILLAGE, FOR PARISHWIDE PROPERTY, AT A MILLAGE RATE OF 3.11 MILLS FOR 2009.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

BE IT ORDAINED, by the Council of Iberia Parish, Louisiana, in regular session assembled this 10th day of June, 2009, and in conformity with the provisions of an election held on September 18, 2004, at which election a Four (4.00) Mill Tax was voted for a period of Ten (10) Years and that the Assessor and Tax Collector of the Parish of Iberia, Louisiana, be, and they are, hereby instructed and ordered to levy and collect a millage tax of Three and Eleven Hundredths (3.11) Mills on the dollar of the assessed valuation of all the taxable property within the Parish of Iberia, Louisiana for the year 2009, to be used in the acquiring, constructing, improving, maintaining, or operating the Iberia Parish Public Drainage Facilities within and for the Parish of Iberia, for the year 2009, and that a copy of this Ordinance be forwarded to both the Assessor and the Tax Collector of the Parish of Iberia, Louisiana as their authority to levy and collect same.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances contrary to or in conflict with this Ordinance be, and the same are, hereby repealed.

That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Glenn Romero, that the following be adopted:

RESOLUTION NO. 2009-06-4115

AN ORDINANCE AUTHORIZING THE LEVY OF THE FIRE PROTECTION DISTRICT NO. 1 PROPERTY MILLAGE, FOR THE RURAL AREAS ONLY, AT A MILLAGE RATE OF 6.50 MILLS FOR 2009.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

BE IT ORDAINED, by the Council of Iberia Parish, Louisiana, in regular session assembled this 10th day of June, 2009, and in conformity with the provisions of an election held on November 7, 2000, at which election a Eight and Fifty-two Hundredths (8.52) Mill Tax was voted for a period of Ten (10) Years and that the Assessor and Tax Collector of the Parish of Iberia, Louisiana, be, and they are, hereby instructed and ordered to set forth and designate a tax of Six and Fifty Hundredths (6.50) Mills on the dollar of the assessed valuation of all the taxable property within the Fire Protection District No. 1, Parish of Iberia, Louisiana for the year 2009, to be used for the purpose of acquiring, constructing, improving, maintaining, and operating fire protection facilities and equipment, including the cost of obtaining water for fire protection purposes, and all purposes incidental thereto, within and for the Parish of Iberia, for the year 2009, and that a copy of this Ordinance be forwarded to both the Assessor and the Tax Collector of the Parish of Iberia, Louisiana as their authority to set forth and designate same.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances contrary to or in conflict with this Ordinance be, and the same are, hereby repealed.

That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Troy Comeaux, that the following be adopted:

ORDINANCE NO. 2009-06-4116

AN ORDINANCE AUTHORIZING THE LEVY OF THE HEALTH UNIT PROPERTY MILLAGE, FOR PARISHWIDE PROPERTY, AT A MILLAGE RATE OF 1.50 MILLS FOR 2009.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

BE IT ORDAINED, by the Council of the Parish of Iberia, State of Louisiana, in regular session assembled this 10th day of June, 2009, and in conformity with the provisions of an election held on September 18, 2004, at which election a Two and Eleven Hundredths (2.11) Mill Tax was voted for a period of ten (10) years, and that the Assessor and Tax Collector of the Parish of Iberia, Louisiana, be and they are, hereby instructed and ordered to levy and collect a millage tax of One and Fifty Hundredths (1.50) Mills on the dollar of the assessed valuation of all the taxable property within the Parish of Iberia, Louisiana for the year 2009, to be used in maintaining and operating Public Health Units within and for the Parish of Iberia, Louisiana for the year 2009, and that a copy of this Ordinance be forwarded to both the Assessor and the Tax Collector of the Parish of Iberia, Louisiana as their authority to levy and collect same.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances contrary to or in conflict with this Ordinance be, and the same are, hereby repealed.

That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. John Berard, seconded by Mr. M. Larry Richard, that the following be adopted:

ORDINANCE NO. 2009-06-4117

AN ORDINANCE AUTHORIZING THE LEVY OF THE IBERIA PARISH LIBRARY MILLAGE, FOR PARISHWIDE PROPERTY, AT A MILLAGE RATE OF 4.58 MILLS FOR 2009.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

BE IT ORDAINED, by the Council of Iberia Parish, Louisiana, in regular session assembled this 10th day of June, 2009, and in conformity with the provisions of an election held on September 18, 2004, at which election a Six (6.00) Mill Tax was voted for a period of Ten (10) Years and that the Assessor and Tax Collector of the Parish of Iberia, Louisiana, be, and they are, hereby instructed and ordered to levy and collect a millage tax of Four and Fifty-eight Hundredths (4.58) Mills on the dollar of the assessed valuation of all the taxable property within the Parish of Iberia, Louisiana for the year 2009, to be used in the acquiring, constructing, improving, maintaining, or operating the Iberia Parish Public Library within and for the Parish of Iberia, for the year 2009, and that a copy of this Ordinance be forwarded to both the Assessor and the Tax Collector of the Parish of Iberia, Louisiana as their authority to levy and collect same.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances contrary to or in conflict with this Ordinance be, and the same are, hereby repealed.

That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Bernard E. Broussard, seconded by Ms. Maggie F. Daniels, that the following be adopted:

ORDINANCE NO. 2009-06-4118

AN ORDINANCE AUTHORIZING THE LEVY OF THE IBERIA PARISH LIBRARY MILLAGE, FOR PARISHWIDE PROPERTY, TO BE USED TO PAY OUTSTANDING DEBT FOR THE PARISH LIBRARY SYSTEM, AT A MILLAGE RATE OF 0.45 MILLS FOR 2009.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

BE IT ORDAINED, by the Council of Iberia Parish, Louisiana, in regular session assembled this 10th day of June, 2009, and in conformity with the provisions of an election held on November 5, 2002, at which election authority was granted to

issue \$2,350,000 of twenty (20) year general obligation bonds of the Parish for constructing, acquiring and improving public library buildings in the Parish, and acquiring the necessary equipment, library bonds to be dedicated first to paying the cost of constructing, equipping and furnishing new branches on the east and west side of New Iberia, including the acquisition of land therefore, if necessary, title to which shall be in the public, which bonds will be general obligations of the Parish, and will be payable from ad valorem taxes.

BE IT FURTHER ORDAINED, by the Council of Iberia Parish, Louisiana in regular session assembled on this 10th day of June, 2009, does hereby levy and authorize that the Assessor and Tax Collector of the Parish of Iberia, Louisiana, be, and they are, hereby instructed and order to set forth and designate a tax of Forty-Five Hundredths (0.45) Mills on the dollar of the assessed valuation of all the taxable property within the Parish of Iberia, Louisiana for the year 2009, to be used to pay debt service in acquiring, constructing, improving, maintaining, or operating the Iberia Parish Public Library within and for the Parish of Iberia, as stipulated in the above paragraph, for the year 2009, and that a copy of this Ordinance shall be forwarded to both the Assessor and the Tax Collector of the Parish of Iberia, Louisiana, as their authority to levy and collect same.

BE IT FURTHER ORDAINED, that all Ordinances of parts of Ordinances contrary to or in conflict with this Ordinance be, and the same are, hereby repealed.

That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Curtis Boudoin, seconded by Mr. Glenn Romero, that the following be adopted:

ORDINANCE NO. 2009-06-4119

AN ORDINANCE AUTHORIZING THE LEVY OF THE PUBLIC BUILDINGS MAINTENANCE MILLAGE, FOR PARISHWIDE PROPERTY, AT A MILLAGE RATE OF 4.53 MILLS FOR 2009.

THAT THE IBERIA PARISH COUNCIL DOES HERE ORDAIN:

BE IT ORDAINED, by the Council of Iberia Parish, Louisiana, in regular session assembled this 10th day of June, 2009, and in conformity with the provisions of an election held on September 18, 2004, at which election a Four and Seventy-six Hundredths (4.76) Mill Tax was voted for a period of Ten (10) Years. That the Assessor and Tax Collector of the Parish of Iberia, Louisiana, be, and they are, hereby instructed and ordered to set forth and designate a tax of Four and Fifty-three Hundredths (4.53) Mills on the dollar of the assessed valuation of all the taxable property within the Parish of Iberia, Louisiana for the year 2009, to be used in the maintaining and operating Public Buildings within and for the Parish of Iberia, for the year 2009 and that a copy of this Ordinance be forwarded to both the Assessor and the Tax Collector of the Parish of Iberia, Louisiana as their authority to set forth and designate same.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances contrary to or in conflict with this Ordinance be, and the same are, hereby repealed.

That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Ordinance was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Charles Williams, seconded by Mr. Barry Verret, that the following be adopted:

RESOLUTION NO. 2009-158

A RESOLUTION GRANTING FINAL APPROVAL TO SUGAR PATCH SUBDIVISION, DISTRICT 11, INCLUDING A VARIANCE TO ALLOW THAT THERE SHALL BE NO CROSS STREETS, ALL AS REVIEWED AND APPROVED BY THE IBERIA PARISH REGIONAL PLANNING COMMISSION, THE IBERIA PARISH HEALTH DEPARTMENT, AND THE PUBLIC WORKS DIRECTOR.

WHEREAS, Resolution No. 2008-251, adopted November 12, 2008, granted Preliminary Approval to Sugar Patch Subdivision, Lots 29 through 39; and

WHEREAS, application has been made for Final Approval to Sugar Patch Subdivision, located in District 11; and

WHEREAS, said subdivision is to include lots with frontage on existing public road known as Crochet Road; and

WHEREAS, Section 22-23 of the Iberia Parish Compiled Ordinances requiring that blocks shall not be more than fifteen hundred (1,500') feet in length is hereby waived; and

WHEREAS, said subdivision has also been reviewed and approved by the Iberia Parish Regional Planning Commission, the Iberia Parish Health Department, and the Iberia Parish Public Works Director.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby grant Final Approval to Sugar Patch Subdivision, District 11, which is to include Lots 29 through 39 on an existing public road known as Crochet Road, all as indicated on the attached plat of survey completed by S. J. Langlinois and Associates, Inc., dated December 17, 2008 and revised on February 6, 2009, April 18, 2009, and April 30, 2009.

BE IT FURTHER RESOLVED, that said Final Approval is hereby granted upon the review and recommendation of the Iberia Parish Public Works Director, the Iberia Parish Regional Planning Commission, and the Iberia Parish Health Department.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

ABSTAINING: Jerome Fitch.

And the Resolution was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Charles Williams, seconded by Mr. Jerome Fitch, that the following be adopted:

RESOLUTION NO. 2009-159

A RESOLUTION GRANTING PRELIMINARY AND FINAL APPROVAL TO THE JOHN "BIG JOHN" BROUSSARD ESTATE, DISTRICT 12, INCLUDING REVISED LOTS 7-I AND 7-J, WHICH PLAT INCLUDES A 50' PRIVATE RIGHT-OF-ACCESS, ALL AS REVIEWED AND APPROVED BY THE IBERIA PARISH REGIONAL PLANNING COMMISSION, THE IBERIA PARISH HEALTH DEPARTMENT, AND THE PUBLIC WORKS DIRECTOR.

WHEREAS, application has been made for Preliminary and Final Approval to Revised Lots 7-I and 7-J of John "Big John" Broussard Estate; District 12; and

WHEREAS, said Revised Lots 7-I and 7-J include a fifty foot (50') private right-of-access, utility, and drainage easement along the northeastern boundary of said lots, to be used for ingress and egress, which accesses the intersection of St. Peter Street (Iberia Parish) and Pepper Road (St. Mary Parish); and

WHEREAS, said private right-of-access, utility, and drainage easement shall remain the responsibility of the said lot owners for all maintenance and improvements; and

WHEREAS, said subdivision has also been reviewed and approved by the Iberia Parish Regional Planning Commission, the Iberia Parish Health Department, and the Iberia Parish Public Works Director.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby grant Final Approval to Revised Lots 7-I and Lots 7-J of John "Big John" Broussard Estate, District 12, which plat includes a private right-of-access, utility, and drainage easement.

BE IT FURTHER RESOLVED, that said Final Approval is hereby granted upon the review and recommendation of the Iberia Parish Public Works Director, the Iberia Parish Regional Planning Commission, and the Iberia Parish Health Department.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Resolution was declared adopted this 10th day of June, 2009.

Upon a request by Councilman Barry Verret, Assistant District Attorney recommended that the wording of "direct" included in Resolution Summary No. 160 be changed to "request" in order to comply with previous recommendations by the District Attorney's Office.

A motion was made by Mr. Glenn Romero, seconded by Mr. Jerome Fitch, that the following be adopted:

RESOLUTION NO. 2009-160

A RESOLUTION REQUESTING THE ADMINISTRATION TO IMMEDIATELY INSTALL SAFETY REFLECTORS IN THE AREA OF TWO CURVES ON NORTHSIDE ROAD LOCATED NEAR THE ADDRESSES OF 4906 AND 4918 NORTHSIDE ROAD IN AN EFFORT TO REDUCE THE NUMBER OF ACCIDENTS IN THESE CURVES.

WHEREAS, Northside Road (Parish Road No. 608) is a heavily-traveled roadway located in District 9; and

WHEREAS, there have been several accidents near the vicinity of 4906 and 4918 Northside Road and the installation of safety reflectors would enhance the safety on this roadway.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Administration to immediately install Safety Reflectors in the area of two curves on Northside Road located near the addresses of 4906 and 4918 Northside Road in an effort to reduce the number of accidents in these curves.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Resolution was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. M. Larry Richard, that the following be adopted:

RESOLUTION NO. 2009-161

A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH VERMILION PARISH POLICE JURY FOR THE COASTAL IMPACT ASSISTANCE PROGRAM (CIAP) WEEKS BAY/COMMERCIAL CANAL DESIGN STUDY PROJECT, ALL TO BE CONDUCTED BY THE SHAW GROUP.

WHEREAS, Iberia Parish Government has received funds from the Energy Policy Act of 2005, which created the Coastal Impact Assistance Program (CIAP); and

WHEREAS, the Iberia Parish Government and Vermilion Parish Police Jury had both identified several restoration projects, including the Weeks Bay/Commercial Canal Design Study Project, for use of these funds; and

WHEREAS, the estimated cost for said project is \$200,000, which will be funded jointly by Iberia Parish Government and the Vermilion Parish Police Jury; and

WHEREAS, Iberia Parish Government will head up this project since the project is located in Iberia Parish and the Vermilion Parish Police Jury shall reimburse Iberia Parish Government in an amount up to \$100,000; and

WHEREAS, a Memorandum of Understanding needs to be executed for this project.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution of a Memo of Understanding with Vermilion Parish Police Jury for the CIAP Weeks Bay/Commercial Canal Design Study Project, all to be conducted by the Shaw Group.

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized to execute said memorandum in connection with the project.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Resolution was declared adopted this 10th day of June, 2009.

A motion was made by Mr. John Berard, seconded by Mr. Troy Comeaux, that the following be adopted:

RESOLUTION NO. 2009-162

A RESOLUTION ACCEPTING THE RESIGNATION OF MR. PAUL ALLAIN AS A MEMBER OF THE ATCHAFALAYA HERITAGE AREA COMMISSION, EFFECTIVE IMMEDIATELY.

WHEREAS, Mr. Paul Allain has tendered his resignation as a member of the Atchafalaya Heritage Area Commission, effective immediately.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby accept the resignation of Mr. Paul Allain as a member of the Atchafalaya Heritage Area Commission, effective immediately.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Resolution was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Naray Hulin, seconded by Mr. Troy Comeaux, that the following be adopted:

RESOLUTION NO. 2009-163

A RESOLUTION AMENDING THE 2009 ROAD PROJECT CONSTRUCTION FUND BUDGET IN THE TOTAL AMOUNT OF \$200,000 TO PROVIDE FUNDING FOR REPAIRS LINE ITEM FOR DRAINAGE MATERIALS, ALL TO BE FUNDED FROM THE 2009 ROAD PROJECT CONSTRUCTION FUND BUDGET, CONTRACT PAYMENTS LINE ITEM.

WHEREAS, there is a need to amend the 2009 Project Construction Fund Budget to provide funding for drainage materials.

NOW, THEREFORE, BE IT RESOLVED, that the 2009 Road Projects Construction Fund Budget is hereby amended to provide funding for drainage materials, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
575000 3310 0000 9013	Contract Payment	\$8,773,4	-\$200,000
543400 3310 0000 9013	Repair & Mtce.-Other	-0-	+\$200,000

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2009 Road Construction Fund Budget, Contract Payments Line Item, and funded into the Repairs Line Item.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Resolution was declared adopted this 10th day of June, 2009.

A motion was made by Mr. Lloyd Brown, seconded by Mr. Charles Williams, that the following be adopted:

RESOLUTION NO. 2009-164

A RESOLUTION AMENDING THE 2009 HEALTH UNIT MAINTENANCE FUND BUDGET IN THE TOTAL AMOUNT OF \$44,000 TO CARRY OVER FUNDING FOR LAND PURCHASE FOR THE ACCESS PROPERTY FROM WELDON STREET, ALL TO BE FUNDED FROM THE 2009 HEALTH UNIT MAINTENANCE FUND BUDGET, FUND BALANCE - PREVIOUS YEARS.

WHEREAS, there is a need to amend the 2009 Health Unit Maintenance Fund Budget to carry over funding for the land purchase for the access property from Weldon.

NOW, THEREFORE, BE IT RESOLVED, that the 2009 Health Unit Maintenance Fund Budget is hereby amended to provide funding for the land purchase for the access property from Weldon Street, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Balance-Prev.Yrs.	\$712,694	+\$44,000
571000 4120 0000 0000	Land	\$191,250	+\$44,000

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2009 Health Unit Maintenance Fund Budget, Fund Balance - Previous Years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Thomas J. Landry.

And the Resolution was declared adopted this 10th day of June, 2009.

INITIAL DISCUSSION ITEMS:

ITEM #2009-06-F (Introduced by Roger Duncan, District 10)

The Council discussed possible action regarding possible amendments to Section 12-14 of the Iberia Parish Compiled Ordinances regarding homeowner construction debris and collection to allow that the Parish will remove debris from demolitions conducted by homeowners. Councilmen Roger Duncan and M. Larry Richard expressed concern with residents who have had to clean up their properties after flooding twice in some cases with Hurricanes Rita and then Ike. It was explained that a large amount of residents have situations, such as handicaps, elderly, low income, etc. and need assistance with the Parish removing the debris when a structure is demolished by the homeowner. Currently, the policy requires that the homeowner hire a contractor to remove the debris. It was pointed out that in some cases, these damaged structures may become nuisance complaints and the Parish would then be forced to remove the nuisance. Several suggestions were made regarding possibly scheduling a one time only route throughout the rural areas for debris collection and establishing criteria for qualifications for this service. It was agreed by general consensus that this item would be discussed further for possible conclusions.

COUNCIL MEMBERS/PRESIDENT ANNOUNCEMENTS

1. Ms. Maggie Daniels requested the status of the Council being provided with requested information concerning the merit increases granted by the Parish President. The Parish President stated that the information is not at the Council table, but would be made available after the meeting.
2. Mr. Fitch suggested the calling of a Charter Ad-Hoc Committee meeting for a possible election in October to share costs with the Iberia Parish School Board.
3. Bayou Warehouse Bridge may be opened before July 4th.
4. Ms. Daniels questioned the status of Gordon's Disposal being charged with violation by the Louisiana Department of Environmental Quality.
5. The President announced that the Parish is proceeding with an LCDBG Project in the amount of \$600,000 for housing rehabilitation in the Lydia area, including the demolition of two homes and repairs/renovations to nine others.
6. The President announced his meeting with the Mayors regarding the \$11 million LCDBG Project on Monday, June 15 at 11 a.m.
7. The President announced that an oxidation pond for the sewerage project for ARA will be relocated from the Tower Property to property located near the Acadiana Fairgrounds Commission. Discussion followed regarding FAA approval of the previous location for the oxidation ponds and requested that this information be obtained from the Airport Authority.

ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4120 (Introduced by Naray Hulin, District 14)

An Ordinance amending Chapter 16, Section 16-34 of the Iberia Parish Compiled Ordinances to establish a Three-Way Stop at the intersection of Melancon Road and a private drive of Tri-Drill, located in District 14.

SUMMARY NO. 4121 (Introduced by Naray Hulin, District 14)

An Ordinance amending Ordinance No. 2008-08-4032, dated August 15, 2008, to revise the composition of the Water Works District No. 3 Commission from a seven member to a six member board, effective immediately.

SUMMARY NO. 4122 (Introduced by Clerk of the Council)

An Ordinance amending Chapter 22, Section 22-4 of the Iberia Parish Compiled Ordinances to revise the penalty section of the Subdivision Regulations to allow the offer or agreement to sell lots as long as said instruments are not recorded in the Clerk of Court's Office.

SUMMARY NO. 4123 (Introduced by Clerk of the Council)

An Ordinance amending Chapter 11, Article VII, Division 1, of the Iberia Parish Compiled Ordinances authorizing the collection of a franchise fee of three percent (3%) of gross subscriber revenues from basic cable service for Cox Communications (formerly Telecable) in accordance with Chapter 10-A of Louisiana Revised Statutes 45:1361 et seq., all contingent upon review and approval of the District Attorney's Office.

SUMMARY NO. 4124 (Introduced by Clerk of the Council)

An Ordinance amending Chapter 11, Article VII, Division 3, of the Iberia Parish Compiled Ordinances authorizing the collection of a franchise fee of two percent (2%) of basic monthly service charges for Suddenlink Cable Company (formerly HRS Community Antenna Service, Inc.) in accordance with Chapter 10-A of the Louisiana Revised Statutes 45:1361 et seq., all contingent upon review and approval of the District Attorney's Office.

SUMMARY NO. 4125 (Introduced by Clerk of the Council)

An Ordinance amending Chapter 11, Article VII, Division 4, of the Iberia Parish Compiled Ordinances authorizing the collection of a franchise fee of five percent (5%) of basic monthly service charges for Torrence Cable (formerly Cablesouth, Inc.) in accordance with Chapter 10-A of Louisiana Revised Statutes 45:1361 et seq., all contingent upon review and approval of the District Attorney's Office.

A motion was made by Mr. Naray Hulin, seconded by Mr. Jerome Fitch, that the Iberia Parish Council does hereby adjourn.

The motion carried.

I HEREBY CERTIFY THE FOREGOING AS EXACT AND TRUE:

/s/ Diane B. Phillips
Clerk of the Council