

August 11, 2010

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, August 11, 2010.

The following members were recorded PRESENT:

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

ABSENT: Barry Verret and Roger Duncan.

OTHERS IN ATTENDANCE: Ernest Freyou, Parish President
Sally Angers, Chief Administrative Officer
Kevin Hagerich, Public Works Director
Eric Duplantis, Legal Counsel

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. Jerome Fitch, its Chairman, who announced that the Council was now ready to conduct its business.

15119

Chairman Jerome Fitch recognized Boy Scout member Taylor Whipp from the audience.

A motion was made by Mr. Naray Hulin, seconded by Mr. Bernard E. Broussard, that the Iberia Parish Council does hereby dispense with the reading of the minutes of the Regular Meeting of July 14, 2010 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the motion was declared adopted this 11th day of August, 2010.

SPECIAL BUSINESS:

1. Members of the Recreation District No. 8 Board to address the Council requesting adoption of Ordinance Summary No. 4227, which is an Ordinance ordering and calling a special election to be held in Recreation District No. 8 of the Parish of Iberia to authorize the levy of a special tax therein and providing for other matters in connection therewith.

Ms. Linda Freeman, Chairperson of the Recreation District No. 8 Board stated that the District was created in 1962, with the building being constructed on Hubertville Road, which has served the community as a meeting and events center for over 48 years. Initially and continuing over the years, ad valorem taxes were collected to fund the construction and improvement of the building and for purpose of operation and maintenance of the facilities. In 1992, Recreation District No. 8 was levying 1.85 mills for operation and maintenance and 3.2 mills for bonds and interest to pay for improvements to the facilities. In 1986, the Parish proposed to create Recreation District No. 1, which would include all areas of the Parish except the City of New Iberia. Recreation District No. 1 entered into intergovernmental agreements with the City of Jeanerette and with Recreation District No. 8 which provide that the Parish will provide funds for operation and maintenance for the facilities in the City and the District. In those agreements, the City and Recreation District No. 8 retained ownership of the facilities owned by each entity. The Parish created a sales and use tax district in 1986 to fund Recreation District No. 1, and the people voted in favor of a quarter percent sales tax to fund the operation of the District. The City allowed its ad valorem tax for recreation to expire, and eventually the ad valorem taxes collected for Recreation District No. 8 were allowed to expire also.

The Recreation District No. 8 currently has a little over \$377,000 in its fund from the collection of prior ad valorem taxes. It has committed nearly all of these funds for the renovations of the Ward 8 Center Building and a portion of the funds have been committed to an intergovernmental agreement with the City of Jeanerette for the construction of an expansion to Jeanerette City Park. She expressed the needs and upgrades for the parks in Jeanerette. Ms. Freeman stated that the taxes that are collected by the Parish have not been enough to keep up the facilities of Jeanerette in the past and for this reason, the Ward 8 Board recently voted to request that the Parish Council allow the District to propose a tax similar to the ad valorem tax that was collected in the past years so we can address the needs. Although major renovations to the Ward 8 building will begin in September, the Board is aware that the needs of the building will continue in the future.

Mr. Jerome Fitch noted that he thinks the intent is to lessen the burden on the Recreation District No. 1 and improve the parks in Jeanerette.

Parish Legal Counsel Eric Duplantis stated that an intergovernmental agreement may be needed to provide that District 1 provide funds for the maintenance of some of the building throughout the Recreation District No. 8. If the tax is successful and new buildings are added to District 8, then the cost of operation and maintenance of these buildings would put an extra burden on District No. 1's maintenance operations. He suggested changing the existing intergovernmental agreements to say that any new buildings may or may not be the responsibility of the District unless they mutually agree upon them.

Mr. Charles Williams commented that he is not against the tax though he thinks that all parks in Ward 8 should receive funding for improvements from the tax revenues.

15121

A motion was made by Mr. Naray Hulin, seconded by Mr. Glenn Romero, that the Iberia Parish Council does hereby recess its Regular Session and convene as a Public Hearing to obtain public comments regarding Ordinances and 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the motion was declared adopted this 11th day of August, 2010.

Mr. Kirk Kapp inquired when will the field trip for drainage issues take place. He was told August 12, 2010 starting at 8:00 a.m.

Upon hearing no further comments, the Chairman requested a motion to adjourn the Public Hearing and to reconvene into Regular Session.

A motion was made by Mr. Naray Hulin, seconded by Mr. M. Larry Richard, that the Iberia Parish Council does hereby adjourn its Public Hearing and reconvene into Regular Session.

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the motion was declared adopted this 11th day of August, 2010.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Thomas J. Landry, that the following be adopted:

RESOLUTION NO. 2010-222

A RESOLUTION AUTHORIZING THE TOWN OF DELCAMBRE TO ACCEPT THE TRANSFER OF OWNERSHIP FROM LOUISIANA LAND TRUST THOSE CERTAIN IMMOVABLE PROPERTIES PURCHASED BY THE ROAD HOME CORPORATION FROM LANDOWNERS OF IBERIA PARISH.

WHEREAS, the Iberia Parish Government desires to authorize the transfer of ownership and title of certain immovable properties from Louisiana Land Trust purchased by the Road Home Corporation from landowners of Iberia Parish; and

WHEREAS, said property transfer and acceptance of said properties has been approved by the Town of Delcambre in accordance with Resolution dated December 14, 2009

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the Town of Delcambre to accept the transfer of ownership from Louisiana Land Trust those certain immovable properties purchased by the Road Home Corporation from landowners of Iberia Parish, which properties are move fully described below, to-wit:

FIRST PROPERTY DESCRIPTION:

A certain parcel or portion of ground situated in the Parish of Iberia, Louisiana, and being designated as Lots 58 and 61 of the Landry Subdivision, located in Section 5, Township 13 South, Range 5 East, of Iberia Parish, Town of Delcambre, Louisiana. Said Lot No. 58 having a front of 50 feet on the West side of Laurence Street, by a depth between parallel lines of 112.34 feet bounded on the East by Pierre Chastant, on the North by Lot No. 58 of Landry Subdivision and on the South by Wilfred Landry. Said Property has a municipal address of 417 Laurence Street, Delcambre, Louisiana 70528.

Being the same property acquired by Road Home Corporation from Charlene Viator Touchet and Wilson John Touchet by Act of Cash Sale dated June 25, 2008, filed for record on July 28, 2008, under Entry Number 2008-00009569, records of Iberia Parish, Louisiana.

SECOND PROPERTY DESCRIPTION:

That certain lot of ground, together with all buildings and improvements thereon and thereunto belonging and all appurtenances thereof, situated in the Town of Delcambre, Iberia Parish, Louisiana, measuring 50 feet, more or less, bounded on the North by Clusare Trahan, on the South by Bertha Touchet, on the East by Lawrence Delcambre and on the West by North President street, the residence thereon bears municipal number 216 North President Street, Delcambre, Louisiana 70528.

Being the same property acquired by Road Home Corporation from Ella Maw Delcambre Miguez by Act of Cash Sale dated October 3, 2007, filed for record on January 23, 2008, under Entry Number 2008-00000922, records of Iberia Parish, Louisiana.

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THIRD PROPERTY DESCRIPTION

A certain lot of ground with all buildings and improvements thereon and thereunto belonging and all rights, ways, privileges and servitudes thereto appertaining, situated in the Town of Delcambre, 7th Ward, Parish of Iberia, Louisiana, measuring 115 feet front on the Easterly side of Railroad Avenue by depth of 125 feet along the Northerly boundary, by an undetermined depth along the Southerly and rear line, bounded Northerly by Calais, Southerly by Coulee, Easterly by Coulee and Westerly by Railroad Avenue, said property bears a municipal address of 315 S. Railroad, Delcambre, Louisiana 70528.

Being the same property acquired by Road Home Corporation from Paul E. Renard by Act of Cash Sale dated September 11, 2008, filed for record on September 18, 2008, under Entry Number 2008-00012032, records of Iberia Parish, Louisiana.

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized to execute any documents necessary for the transfer of said properties.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

A motion was made by Mr. Naray Hulin, seconded by Mr. Thomas J. Landry, that the following be adopted:

RESOLUTION NO. 2010-223

A RESOLUTION AMENDING THE 2010 TOURIST COMMISSION FUND BUDGET IN THE AMOUNT OF \$100,000 TO REDUCE THE VISITOR ENTERPRISE FUND APPROPRIATION, AS NECESSARY, ALL TO BE FUNDED FROM THE 2010 TOURIST COMMISSION FUND BUDGET, FUND BALANCE - PREVIOUS YEARS.

WHEREAS, an appropriation from the Visitor Enterprise Fund was estimated at \$200,000 and the actual appropriation was \$100,000; and

WHEREAS, it is necessary to amend the 2010 Tourist Commission Fund Budget to provide for the actual appropriation it the amount of \$100,000.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Tourist Commission Fund Budget in the amount of \$100,000 to reduce the Visitor Enterprise Fund appropriation, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000	Fund Bal-Prev Yrs	\$54,665	+ \$154,665
435000	State Shared Revenues	\$200,000	- \$100,000

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2010 Tourist Commission 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

15125

A motion was made by Mr. Bernard E. Broussard, seconded by Ms. Maggie F. Daniels, that the Iberia Parish Council does hereby table action regarding Resolution Summary No. 224, which is a Resolution amending the 2010 General Fund Budget in the total amount of \$32,056 to provide funding for the replacement of the voting system, upgrades to the meeting room for public use, all to be funded by the 2010 General Fund Budget, Fund Balance - Previous Years.

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the motion to table was declared adopted this 11th day of August, 2010.

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

RESOLUTION NO. 2010-225

A RESOLUTION AMENDING THE 2010 ADULT DRUG COURT PROGRAM FUND BUDGET IN THE AMOUNT OF \$819,000 TO PROVIDE FOR GRANT FUNDS TO BE RECEIVED FOR OPERATIONS.

WHEREAS, the Adult Drug Court Program has received grant funding for the operations of its program; and

WHEREAS, it is necessary to amend the 2010 Adult Drug Court Program to provide for said grant.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Adult Drug Court Program Fund Budget in the amount of \$819,000 to provide for grant funds to be received for operations, as follows:

SEE ATTACHMENT FROM FINANCE DEPT DATED 07/30/10

BE IT FURTHER RESOLVED, that this funding shall be funded from grant revenues.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

15127

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Charles Williams, that the following be adopted:

RESOLUTION NO. 2010-226

A RESOLUTION AMENDING THE 2010 JUVENILE DRUG COURT PROGRAM FUND IN THE AMOUNT OF \$196,875 TO PROVIDE FOR GRANT FUNDS TO BE RECEIVED FOR OPERATIONS.

WHEREAS, the Juvenile Drug Court Program has received grant funding for the operations of its program; and

WHEREAS, it is necessary to amend the 2010 Juvenile Drug Court Program to provide for said grant.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Juvenile Drug Court Program Fund Budget in the amount of \$196,875 to provide for grant funds to be received for operations, as follows:

SEE ATTACHMENT FROM FINANCE DEPT DATED 07/30/10

BE IT FURTHER RESOLVED, that this funding shall be funded from grant revenues.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

A motion was made by Mr. Lloyd Brown, seconded by Ms. Maggie F. Daniels, that the following be adopted:

RESOLUTION NO. 2010-227

A RESOLUTION AUTHORIZING EXECUTION OF CHANGE ORDER NO. 2 FOR IBERIA PARISH ROAD PROJECT NO. 2009-01, PHASE I, AREA A-1, IN AN ADDITIONAL AMOUNT OF \$111,637.21, ALL AS RECOMMENDED BY FREYOU, MOORE & ASSOCIATES, PROJECT ENGINEERS.

WHEREAS, Iberia Parish Government is currently completing Iberia Parish Road Project No. 2009-01, Phase I, Area A-1, at this time; and

WHEREAS, the project engineers, Freyou, Moore & Associates, have determined that additional quantities have been utilized as a result of additional patching which resulted between the initial preparation of some roadways and the actual repair of same; and

WHEREAS, the project engineers have calculated this amount for additional quantities to be \$111,637.21; and

WHEREAS, it is necessary to execute a Change Order to facilitate the payment for the additional quantities utilized for the project.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution of Change Order No. 2 for Iberia Parish Road Project No. 2009-01, Phase I, Area A-1, in an additional amount of \$111,637.21.

BE IT FURTHER RESOLVED, that this Change Order is being recommended by Freyou, Moore & Associates, Project Engineers.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

15129

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

RESOLUTION NO. 2010-228

A RESOLUTION GRANTING SUBSTANTIAL COMPLETION TO IBERIA PARISH ROAD PROJECT NO. 2009-01, PHASE I, AREA A-1, ALL AS COMPLETED BY H & S CONSTRUCTION COMPANY, INC AND ALL AS RECOMMENDED BY FREYOU, MOORE & ASSOCIATES, PROJECT ENGINEERS.

WHEREAS, the Iberia Parish Government has contracted with H & S Construction Company, Inc. for the Iberia Parish Road Project No. 2009-01, Phase I, Area A-1; and

WHEREAS, said project has been overseen by Project Engineers Freyou, Moore and Associates and they are recommending Substantial Completion be granted to said project.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby grant Substantial Completion to the Iberia Parish Road Project No. 2009-01, Phase I, Area A-1, all as completed by H & S Construction Company, Inc.

BE IT FURTHER RESOLVED, that this Resolution is adopted on the recommendation of Freyou, Moore and Associates, Project Engineers.

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized to execute all documents necessary for the completion of this Resolution.

BE IT FURTHER RESOLVED, that this Resolution shall be recorded in the official records of the Iberia Parish Clerk of Court and further that the Parish President is hereby authorized to make final payment for said project upon receipt of a Clear Lien Certificate.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

Chairman Jerome Fitch announced that the Ward 8 Board is currently present and here for one Standing Committee Item. He asked to address that item while the Board is present.

ITEM #2010-08-0 (Introduced by Jerome Fitch, District 11)

A Resolution ordering and calling a special election on November 2, 2010 to be held in Recreation District No. 8 of the Parish of Iberia to authorize the levy of a special tax therein, making application to the State Bond Commission in connection therewith and providing for other matters in connection therewith, all as recommended by the Recreation District No. 8 Board.

A motion was made by Mr. Nary Hulin, seconded by Mr. Bernard E. Broussard, that the following item be forwarded to the next agenda of August 25, 2010.

Mr. Bernard E. Broussard noted that they will also need a Resolution to create a line item for election expenses which will have to come from the Ward 8 Board funds.

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the motion was declared adopted this 11th day of August, 2010.

15131

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

RESOLUTION NO. 2010-229

A RESOLUTION AUTHORIZING THE FABRICATION AND PLACEMENT OF TRAFFIC CONTROL DEVICES (SIGNS) ON ESTIS DRIVE AND PAUL SEGURA PARKWAY, LOCATED AT THE INTERSECTION OF ESTIS DRIVE AND U.S. HIGHWAY 90, DISTRICT 14, ALL AS RECOMMENDED BY THE IBERIA PARISH ZONING COMMISSION.

WHEREAS, the Iberia Parish Regional Planning Commission granted conditional preliminary approval to Paul Segura Memorial Park - Phase 2 located at the intersection of Estis Road and US HWY 90 on May 25, 2010; and

WHEREAS, the Iberia Parish Regional Planning Commission was concerned about the impact of the proposed development on Estis Road and the surrounding transportation network; and

WHEREAS, the Iberia Parish Regional Planning Commission felt the need for additional signage both within the proposed development and on Estis Road to assist in directing the traffic flow and utilization of Estis Road; and

WHEREAS, the Iberia Parish Regional Planning Commission required as part of their conditional preliminary approval the placement of signage as described and located on the attached plat at the expense of the developer.

NOW BE IT THEREFORE RESOLVED, that the Iberia Parish Council does hereby authorize and require the placement of signage within the Paul Segura Memorial Park - Phase 2, at the developers expense, as shown on the attached plat.

BE IT FINALLY RESOLVED, that the 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.

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

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

RESOLUTION NO. 2010-230

A RESOLUTION AUTHORIZING THE ABANDONMENT OF A PORTION OF A PARISH DRAINAGE EASEMENT, KNOWN AS CHANNEL L-3H-1, ALL AS SHOWN THE ATTACHED PRELIMINARY PLAT FOR PAUL SEGURA MEMORIAL INDUSTRIAL PARK SUBDIVISION, PHASE 2, LOCATED AT THE INTERSECTION OF U.S. HIGHWAY 90 AND ESTIS ROAD, DISTRICT 14, ALL AS RECOMMENDED BY THE IBERIA PARISH ZONING COMMISSION.

WHEREAS, the Iberia Parish Regional Planning Commission granted conditional preliminary plat approval to the Paul Segura Memorial Industrial Park - Phase 2; and

WHEREAS, as part of the conditional preliminary plat approval process the Iberia Parish Regional Planning Commission required the developer submit a Drainage Impact Analysis for review and approval by the Iberia Parish Public Works Department; and

WHEREAS, the Drainage Impact Analysis proposed several drainage improvements to the area which also included abandonment of portions of an existing drainage ditch which is being re-routed to improve drainage in the overall area; and

WHEREAS, the Iberia Parish Public Works Department has reviewed the Drainage Impact Analysis and approves it, as well as recommends abandonment of certain portions of an existing drainage ditch; and

WHEREAS, the Iberia Parish Public Works Department recommends abandonment of the easement named L-3-H-1 from 30 1'31.36 N 91 54'34.18" to 30 1'17.80"N91 54"36.99" W (1481 feet) as shown on the attached plat; and

WHEREAS, the Iberia Parish Public Works Department recommends abandonment of the easement named L-3-H-19 from 30 1'31.36 N 91 54'31.43" N 91 54'37.96" W (352 feet) as shown on the attached plat; and

WHEREAS, the Iberia Parish Regional Planning Commission considered the requested abandonment at its May 25th Meeting and recommended approval of the abandonment request after public hearing, due deliberation and discussion.

NOW BE IT THEREFORE RESOLVED, that the Iberia Parish Council does hereby abandon the easement described herein and shown on the attached plat of survey for Paul Segura Memorial Industrial Park - Phase 2.

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 Charter.

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

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry,

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Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

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

RESOLUTION NO. 2010-231

A RESOLUTION GRANTING PRELIMINARY APPROVAL TO PAUL SEGURA MEMORIAL INDUSTRIAL PARK SUBDIVISION, PHASE 2, ALL AS RECOMMENDED BY THE IBERIA PARISH ZONING COMMISSION AND ALL SUBJECT TO ALL REQUIREMENTS LISTED IN STAFF REPORT DATED MAY 25, 2010.

WHEREAS, an application has been made for Preliminary Approval to Paul Segura Memorial Subdivision Phase II located on Estis Road; and

WHEREAS, the application requests approval of three proposed lots in Phase II as well as the extension of an unnamed street from US HWY 90 Frontage Road to Estis Road, Iberia Parish Departments and public utility providers; and

WHEREAS, the application was recommended for preliminary approval by the reviewing Departments and Utilities conditional upon the comments contained in the Staff Report (See Attached), and WHEREAS, the Iberia Parish Planning Commission did notify all surrounding property owners and did publicly advertise the Public Hearing Meeting date in compliance with all requirements of LA State Law; and

WHEREAS, the Iberia Parish Planning Commission did conduct a Public Hearing and accepted input from all interested parties; and

WHEREAS, after due deliberation and consideration of the Staff Report and Public Hearing, the Iberia Parish Planning Commission did recommend conditional preliminary approval pursuant to the comments contained in the Staff Report.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby grant Preliminary Approval to the Paul Segura Memorial Subdivision Phase II conditional upon the comments contained in the Staff Report.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of

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August, 2010.

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

RESOLUTION NO. 2010-232

A RESOLUTION AUTHORIZING THE IBERIA PARISH COUNCIL TO PROCEED WITH THE DEVELOPMENT OF A NEW TEN YEAR MASTER PLAN FOR INFRASTRUCTURE FOR 2011-2020 AND THE REVIEW OF THE PREVIOUS MASTER PLAN FOR 2000-2010, AS WELL AS EXPLORING THE POSSIBILITY OF JOINING WITH THE IBERIA INDUSTRIAL DEVELOPMENT FOUNDATION AND MUNICIPALITIES FOR THE REQUIRED FUNDING AND REPORTING BACK TO COUNCIL FOR FURTHER ACTION.

WHEREAS, the Iberia Parish Government participated with the City of New Iberia and the Iberia Industrial Development Foundation with the development of the Iberia Parish Infrastructure Master Plan for 2000-2010, which was approved for Parish funding by Resolution No. 99-125; and

WHEREAS, said 2000-2010 Master Plan should be reviewed to determine which recommended infrastructure improvement projects have been completed and which have not in order to proceed with the development of a new Ten Year Master Plan for Infrastructure Improvements for 2011-2020; and

WHEREAS, it is being requested that the Iberia Industrial Development Foundation proceed with obtaining costs for the development of such Master Plan in order that the Parish and the municipalities may consider sharing the cost of said plan; and

WHEREAS, it is being requested that the Iberia Industrial Development Foundation proceed with this Resolution and advise the Iberia Parish Council as soon as possible of its findings in order that the Council can direct further proceedings.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request and authorize the Iberia Industrial Development Foundation to proceed with obtaining costs for the development of a new Ten Year Master Plan for Infrastructure for 2011-2010, including the review of the previous Master Plan for 2000-2010.

BE IT FURTHER RESOLVED, that the Iberia Parish Council does hereby direct that the municipalities shall be contacted to explore the possibility of joining with the Iberia Parish Council and the Iberia Industrial Development Foundation for the required funding for the development of said plan.

BE IT FURTHER RESOLVED, that a report of information shall be presented to the Iberia Parish Council for further action and appropriation of necessary funding.

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:

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

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

RESOLUTION NO. 2010-233

A RESOLUTION AUTHORIZING THE ADMINISTRATION TO PROCEED WITH IMMEDIATE ACTION REGARDING THE CLEANING AND IMPROVEMENTS OF THE PHARR CANAL TO DRAIN THE HEADWATER FROM TETE BAYOU, WITH AN ADDITIONAL PROJECT FOR CONSTRUCTION OF WEIRS AT THE PHARR CANAL ENTRANCE TO ONLY ALLOW WATER ABOVE EIGHT FEET (8') TO DRAIN INTO THE OUTLETS TO THE BAYOU TECHE, WHICH PROJECT IS TO BE COMPLETED AFTER THE 2010 HARVEST SEASON AND FURTHER AMENDING THE 2010 ROYALTY FUND BUDGET IN THE AMOUNT OF \$36,000 TO PROVIDE FUNDING FOR SAID PROJECT.

WHEREAS, the Iberia Parish Police Jury and the City of new Iberia constructed the Tete Bayou Diversion Project in the early 1980s following receipt of a study by C. H. Fenstermaker and Associates, Civil Engineer and Land Surveyors; and

WHEREAS, the Tete Bayou Diversion Project was constructed in the early 1980s by the Parish and the City of New Iberia which project diverted additional water from Tete Bayou to Bayou Teche for a large portion of the Tete Bayou area; and

WHEREAS, on the upper portion of Tete Bayou for approximately 2.4 miles an additional diversion project would remove additional water from Tete Bayou to the Bayou Teche and would alleviate drainage problems in a large portion of properties in said area; and

WHEREAS, the construction of a weir at Pharr Canal where the water drains into the outlets to the Bayou Teche would also allow water above eight feet (8') to drain into the Bayou Teche to also assist with the diversion of water from Tete Bayou; and

WHEREAS, these recommendations are a part of the aforementioned study and are estimated to cost approximately \$36,000; and

WHEREAS, in an effort not to adversely affect the 2010 Sugar Cane Harvest Season, it is being recommended that the project not take place until the season is complete.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the Administration to proceed with immediate action regarding the cleaning and improvements of the Pharr Canal to drain the headwater from Tete Bayou, with an additional project for the construction of a weir at the Pharr Canal to allow water above eight feet (8') to drain into the outlets to the Bayou Teche, which project is to be completed after the 2010 sugar cane harvest season.

BE IT FURTHER RESOLVED, that the 2010 Royalty Fund Budget is hereby amended in the amount of \$36,000 to provide funding for said project, all to be funded from the 2010 Royalty Fund Budget, Fund Balance - Previous Years.

15139

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

The following persons have submitted their applications of interest for appointment to the Water Works District No. 3 Board of Commissioners for a five (5) year term to fill the vacancy created by the expiration of term for Mr. Daniel Evans, whose term expires on August 5, 2010. (Applications of interest on file from: (a) Robert "Bobby" Dartez and (b) Daniel Evans)

RESOLUTION NO. 2010-234

A RESOLUTION APPOINTING ONE MEMBER TO THE WATER WORKS DISTRICT NO. 3 BOARD OF COMMISSIONERS FOR A FIVE YEAR TERM TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MR. DANIEL EVANS, WHOSE TERM EXPIRES ON AUGUST 5, 2010.

The Chairman requested ballot voting for the appointment of one member to the Water Works District No. 3 Board of Commissioners. The voting was recorded as follows:

DARTEZ: M. Larry Richard. (1 VOTE)

EVANS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, and Naray Hulin. (11 VOTES)

ABSENT: Barry Verret and Roger Duncan. (2 VOTES)

The Chairman declared that Mr. Daniel Evans has been appointed as a member of the Water Works District No. 3 Board of Commissioners for a five year term to fill a vacancy created by the expiration of term for Mr. Daniel Evans, whose term expired August 5, 2010. The term of this appointment shall commence on August 12, 2010 and shall terminate on August 11, 2015.

And the Resolution was declared adopted this 11th day of August, 2010.

15141

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

RESOLUTION NO. 2010-235

A RESOLUTION APPOINTING ONE MEMBER TO THE ACADIANA FAIRGROUNDS COMMISSION FOR A FIVE YEAR TERM TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MR. RYAN THOMAS DORE, WHOSE TERM EXPIRES ON SEPTEMBER 24, 2010.

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Acadiana Fairgrounds Commission to fill a vacancy created by the expiration of term for Mr. Ryan Dore, whose term expires on September 24, 2010; and

WHEREAS, an application of interest for appointment to this position has been received from Mr. Ryan Dore; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Mr. Ryan Dore as a member of the Acadiana Fairgrounds Commission for a five year term to fill the vacancy created by the expiration of term of Mr. Ryan Dore.

BE IT FURTHER RESOLVED, that said term shall commence on September 23, 2010 and shall terminate on September 24, 2015.

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

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

RESOLUTION NO. 2010-236

A RESOLUTION APPOINTING ONE MEMBER TO THE ACADIANA FAIRGROUNDS COMMISSION FOR A FIVE YEAR TERM TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MR. PHILLIP LASALLE, WHOSE TERM EXPIRES ON SEPTEMBER 24, 2010.

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Acadiana Fairgrounds Commission to fill a vacancy created by the expiration of term for Mr. Phillip Lasalle, whose term expires on September 24, 2010; and

WHEREAS, an application of interest for appointment to this position has been received from Mr. Phillip Lasalle; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Mr. Phillip Lasalle as a member of the Acadiana Fairgrounds Commission for a five year term to fill the vacancy created by the expiration of term of Mr. Phillip Lasalle.

BE IT FURTHER RESOLVED, that said term shall commence on September 23, 2010 and shall terminate on September 24, 2015.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

15143

The Iberia Parish Council agreed by general consensus that, since there are two openings on the Iberia Parish Library Board and two applicants for said positions, the Council would appoint one applicant to each of the positions without the need for ballot voting.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Glenn Romero, that the following be adopted:

RESOLUTION NO. 2010-237

A RESOLUTION APPOINTING ONE MEMBER TO THE IBERIA PARISH LIBRARY BOARD FOR A FIVE YEAR TERM TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MS. VIRGINIA LEWIS, WHOSE TERM EXPIRES ON AUGUST 23, 2010.

WHEREAS, the Iberia Parish Council is interested in appointing one member to the Iberia Parish Library Board for a five (5) year term to fill the vacancy created by the expiration of term for Ms. Virginia Lewis, whose term expires on August 23, 2010; and

WHEREAS, an application of interest is on file from Ms. Gwen LeBlanc.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Ms. Gwen Leblanc as a member of the Iberia Parish Library Board for a five year term.

BE IT FURTHER RESOLVED, that this appointment shall commence on August 24, 2010 and shall terminate on August 23, 2015.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Thomas J. Landry, that the following be adopted:

RESOLUTION NO. 2010-238

A RESOLUTION APPOINTING ONE MEMBER TO THE IBERIA PARISH LIBRARY BOARD FOR A FIVE YEAR TERM TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MS. CATHERINE P. BROUSSARD, WHOSE TERM EXPIRES ON AUGUST 23, 2010.

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Iberia Parish Library to fill a vacancy created by the expiration of term for Ms. Catherine P. Broussard, whose term expires on August 23, 2010; and

WHEREAS, an application of interest for appointment to this position has been received from Constance "Connie" Comeaux; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Constance "Connie" Comeaux as a member of the Iberia Parish Library Board for a five year term to fill the vacancy created by the expiration of term of Ms. Catherine P. Broussard.

BE IT FURTHER RESOLVED, that said term shall commence on August 24, 2010 and shall terminate on August 23, 2015.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

15145

A motion was made by Mr. Troy Comeaux, seconded by Mr. Thomas J. Landry, that the following be adopted:

RESOLUTION NO. 2010-239

A RESOLUTION APPOINTING ONE MEMBER TO THE IBERIA PARISH AIRPORT AUTHORITY FOR A FIVE YEAR TERM TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MR. CAROL BOURGEOIS, JR., WHOSE TERM EXPIRES ON AUGUST 24, 2010.

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Iberia Parish Airport Authority to fill a vacancy created by the expiration of term for Mr. Carol Bourgeois, Jr., whose term expires on August 24, 2010; and

WHEREAS, an application of interest for appointment to this position has been received from Mr. Bill Miller; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Mr. Bill Miller as a member of the Iberia Parish Airport Authority for a five year term to fill the vacancy created by the expiration of term of Mr. Carol Bourgeois, Jr.

BE IT FURTHER RESOLVED, that said term shall commence on August 25, 2010 and shall terminate on August 24, 2015.

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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

A motion was made by Mr. Bernard E. Broussard, unanimously seconded by Ms. Maggie F. Daniels and Messrs. Curtis Boudoin, Thomsas J. Landry, Lloyd Brown, Troy Comeaux, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin, that the following be adopted:

RESOLUTION NO. 2010-240

A RESOLUTION IN SUPPORT OF CONSTITUTIONAL AMENDMENT NO. 2 WHICH WOULD INCREASE THE CAP TO \$1,850,000 IN THE FIRST YEAR OF IMPLEMENTATION AND THEN \$2,850,000 THEN TO INCREASE THE CAP BY THE RATE OF INFLATION EACH YEAR THEREAFTER, SHOULD THE LAST OFFICIAL FORECAST FOR A FISCAL YEAR EXCEEDS THAT OF THE ACTUAL COLLECTION OF SEVERANCE TAXES IN THE YEAR OF 2008-09.

WHEREAS, Louisiana Constitution Article VI, Section 4 provides that 20% of the total State severance tax on minerals is to be distributed to the parish where the mineral production occurred; and

WHEREAS, however, the Louisiana Constitution currently places a cap on that distribution in the amount of \$850,000 annually, which cap is to increase at the rate of inflation each year; and

WHEREAS, the imposition of that cap has resulted in the distribution to the parishes of barely 3% of severance tax revenues, far below the 20% originally envisioned by the Louisiana Constitution; and

WHEREAS, the Louisiana Legislature, in the 2010 Regular Session, adopted legislation which proposes to amend the Louisiana Constitution to increase the cap to \$1,850,000 for fiscal year 2009/2010 and then \$2,850,000 for fiscal year 2010/2011, then to increase the cap by the rate of inflation each year thereafter; and

WHEREAS, this increase will bring tens of millions of dollars to Parish Governments to be used for infrastructure and other purposes; and

WHEREAS, the proposal is set as Constitutional Amendment No. 2 on the November 2, 2010 statewide election ballot.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby support and endorse the passage of Constitutional Amendment No. 2 on the November 2, 2010 statewide election ballot, which proposal would increase the maximum severance tax allotments to qualified parishes, which would include Iberia Parish, by an additional \$2 million.

BE IT FURTHER RESOLVED, that this Resolution shall be forwarded to the Parish Police Juries and Councils of Louisiana requesting their support of said amendment.

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.

15147

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Thomas J. Landry, that the following be adopted:

RESOLUTION NO. 2010-241

A RESOLUTION AMENDING THE 2010 GENERAL FUND BUDGET IN THE TOTAL AMOUNT OF \$2,500 TO PROVIDE FUNDING FOR ADVERTISEMENTS FOR CONSTITUTIONAL AMENDMENT NO. 2 FOR THE NOVEMBER 2, 2010, ALL TO BE FUNDED FROM THE 2010 GENERAL FUND BUDGET, FUND BALANCE - PREVIOUS YEARS.

WHEREAS, Constitutional Amendment No. 2 will be presented to the voters in an election to be held on November 2, 2010; and

WHEREAS, the Parishes currently receive 20% of the total State severance tax on minerals as distributed to the parish where mineral production occurs; and

WHEREAS, said amendment would increase the "cap" on the dollars to Parish Governments, which would increase the total funding to be used for infrastructure and other purposes; and

WHEREAS, Iberia Parish supports this proposed amendment and wishes to educate the public on the importance of this proposed amendment through advertisements explaining said impact such an amendment would have on the Parish.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 General Fund Budget in the total amount of \$2,500 to provide funding for advertisements for Constitutional Amendment No. 2 for the November 2, 2010, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
554000 1110 0000 0000	Adv. Dues & Subs	\$1,800	+ \$2,500
499000 0000 0000 0000	Fund Bal-Prev Yrs	\$1,092,709	+ \$2,500

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2010 General 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, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the Resolution was declared adopted this 11th day of August, 2010.

15149

STANDING COMMITTEE ITEMS:

ITEM #2010-08-N (Introduced by Clerk of the Council)

Discuss and consider a Resolution declaring a generator and a sewer cleaning machine as surplus property and further authorizing disposal of said items, all as requested by the Iberia Parish Sewerage District No. 1 Board of Commissioners.

A motion was made by Mr. Glenn Romero, seconded by Mr. Thomas J. Landry, that the following item be forwarded to the next agenda of August 25, 2010.

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the motion was declared adopted this 11th day of August, 2010.

ITEM #2010-08-P (Introduced by Parish President)

Discuss and consider a Resolution requesting financial assistance from the State of Louisiana under the Fiscal Year 2010-2011 for the Local Government Assistance Program.

A motion was made by Mr. Lloyd Brown, seconded by Mr. John Berard, that the following item be forwarded to the next agenda of August 25, 2010.

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the motion was declared adopted this 14th day of June, 2010.

ITEM #2010-08-Q (Introduced by Parish President)

Discuss and consider a Resolution declaring property and building as surplus property and authorizing the donation of said property and building to the Iberia Parish Council on Aging, Inc.

A motion was made by Mr. Lloyd Brown, seconded by Ms. Maggie F. Daniels, that the following item be forwarded to the next agenda of August 25, 2010.

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the motion was declared adopted this 14th day of June, 2010.

ITEM #2010-08-R (Introduced by M. Larry Richard, District 13)
Discuss and consider a Resolution requesting the Iberia Parish Congressional Delegation for assistance with enforcement of Federal, State and local regulations for blocking of intersections by railroads, including L & D Railroad Company.

A motion was made by Mr. M. Larry Richard seconded by Ms. Maggie F. Daniels, that the following item be forwarded to the next agenda of August 25, 2010.

Mr. M. Larry Richard requested for the next Council meeting that a letter be written to the Congressional Delegation asking them to help with the issue of the rail crossings being blocked for more than a 10 minute period. The rail crossings were recently blocked for over 2 hours on C. Broussard Road and Miguez Road in District 13 at the same time.

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

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

NAYS: None.

ABSENT: Barry Verret and Roger Duncan.

And the motion was declared adopted this 14th day of June, 2010.

15151

PARISH PRESIDENT ANNOUNCEMENTS

Parish President Ernest Freyou made the following announcements:

1. The drainage road trip is scheduled for Thursday, August 12, 2010 at 8:00 am.
2. The current tropical disturbance in the Gulf of Mexico has dissipated.
3. The solid waste collection specifications are complete in draft form and will be passed out to the Council for discussion and review.
- 4.

COUNCIL MEMBER/STAFF ANNOUNCEMENTS

None.

ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4226 (Introduced by Maggie F. Daniels, District 1)
An Ordinance amending the Iberia Parish Compiled Ordinances in Chapter 5, Section 2, Animals and Fowl in Parish Parks, to include: (a) that at no time are animals allowed on ball fields or playing areas of recreational facilities, (b) all animals and/or fowl are to be on a leash, not to exceed six feet (6') in length, (c) at all times the owner or person in charge must have direct physical control over such animal or fowl by means of the leash.

SUMMARY NO. 4227 (Introduced by Jerome Fitch, District 11)
An Ordinance approving the holding of an election in the Recreation District No. 8 of the Parish of Iberia, State of Louisiana, on Tuesday, November 2, 2010 to authorize the levy of a special tax therein.

A motion was made by Mr. John Berard, seconded by Ms. Maggie F. Daniels, that the Iberia Parish Council does hereby adjourn.

The motion carried.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:

Clerk of the Council