

JANUARY 5, 2011

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, January 5, 2011.

The following members were recorded PRESENT:

Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, 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: None.

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.

**SPECIAL BUSINESS:**

1. Election of Officers:
  - (a) Chairman
  - (b) Vice-Chairman

Chairman Jerome Fitch announced that the Council would be electing officers for 2011. The Chairman opened the floor for nominations for the position of Chairman for 2011.

A motion was made by Mr. Lloyd Brown, seconded by Ms. Maggie F. Daniels, that Mr. Roger Duncan is hereby nominated for the position of Chairman of the Iberia Parish Council for 2011.

A motion was made by Mr. Thomas J. Landry, seconded by Mr. Barry Verret, that Mr. Troy Comeaux is hereby nominated for the position of Chairman of the Iberia Parish Council for 2011.

There being no further nominations, a motion was made by Mr. John Berard, seconded by Mr. Naray Hulin, that the nominations for the position of Chairman be closed.

This motion to close nominations 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, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion to close nominations was declared adopted this 5th day of January, 2011.

Chairman Duncan requested that ballot voting be conducted to elect the Chairman. The ballot voting was recorded as follows:

DUNCAN: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Charles Williams, M. Larry Richard, and Naray Hulin. (10 VOTES)

COMEAX: Thomas J. Landry, Troy Comeaux, Barry Verret, and Jerome Fitch. (4 VOTES)

Chairman Fitch announced that Mr. Roger Duncan has been elected as Chairman of the Council for 2011. Chairman Duncan then assumed the Chair and expressed his appreciation to the Council upon his selection as Chairman.

Chairman Duncan opened the floor for nominations for the position of Vice Chairman of the Council for 2011.

A motion was made by Mr. John Berard, seconded by Mr. Jerome Fitch, that Mr. Bernard E. Broussard be nominated for the position of Vice Chairman of the Council for 2011.

There being no further nominations, a motion was made by Mr. Curtis Boudoin, seconded by Mr. Thomas J. Landry, that the nominations for the position of Vice Chairman be closed.

This motion to close nominations 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, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion to close nominations was declared adopted this 5th day of January, 2011.

The motion for the appointment of Vice Chairman having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas Landry, 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: None.

And the motion for the appointment of Vice Chairman was declared adopted this 5th day of January, 2011.

Chairman Duncan announced that Mr. Bernard E. Broussard has been selected as the Vice Chairman for the Council for 2011.

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## **PERSONS TO ADDRESS THE COUNCIL:**

1. Mr. Jody David with the Louisiana Department of Wildlife and Fisheries (DWF) addressed the Council to discuss the Spanish Lake Repair Project.

Mr. David stated that the weir has had a continuous leak since 2001 and is in need of repair. He explained that the total cost of \$20,000 could be shared between St. Martin and Iberia Parishes, which would be refunded if St. Martin Parish is successful in obtaining grant funding for said purpose.

Several Council members expressed their concerns regarding the plans to drain the lake and allowing it to refill naturally, as it would affect the fish and ducks that live in the lake. Mr. David explained that the draining of the lake is necessary as there is a lot of peat moss in the lake and on the lake bottom. The plan is to drain the lake, let it dry up, then restock it. Upon questioning, Mr. David stated that the DWF will make a determination on whether the lake will be drained. He explained that DWF will conduct public hearings in order to make that determination to drain the lake; however, the proposed plan is to drain the lake at this time. Mr. David also stated that it could take anywhere from one to three years to refill the lake, which would depend largely upon the amount of rainfall.

Council members also expressed their concerns with the draining of the lake and possible problems with birds due to the dead fish that will result from draining the lake.

Ms. Greta Green, Chairman of the Spanish Lake Game and Fishing Preserve Commission, suggested that a copy of DWF's history and recommendations be forwarded to the Council members in an effort to understand the mission of DWF.

2. Mr. Armand K. Schwing then addressed the Council and announced his candidacy for election to the District 22 Senate seat.
3. Ms. Simone B. Champagne addressed the Council and announced her candidacy for election to the District 22 Senate Seat.
4. Mr. David Groner also addressed the Council and announced his candidacy for election to the District 22 Senate Seat.\_

A motion was made by Mr. Bernard E. Broussard, 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, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 5th day of January, 2011.

Ms. Deborah White spoke in favor of Summary No. 4274, which is an Ordinance authorizing an amendment to the Iberia Parish Home Rule Charter to amend Section 2-01(A) to provide for a reduction in the number of Council Districts from 14 to 7, subject to voter ratification in an election to be held on April 2, 2011.

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. Nary Hulin, seconded by Mr. Barry Verret, 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, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 5th day of January, 2011.

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

ORDINANCE NO. 2011-01-4273

AN ORDINANCE AUTHORIZING THE ABANDONMENT OF PORTIONS OF CORNELIUS P. VOORHIES ROAD AND CARL W. BAUER ROAD, TO PERMIT THE CONSTRUCTION OF A NAVIGATIONAL CHANNEL IN CONNECTION WITH THE DEVELOPMENT OF ADDITIONAL INDUSTRIAL PROPERTY AT THE PORT OF IBERIA, LOCATED IN DISTRICT 10, ALL AS REVIEWED AND APPROVED BY THE IBERIA PARISH REGIONAL PLANNING COMMISSION.

- SECTION 1. The Iberia Parish Department of Permitting, Planning and Zoning has received a request to abandon a portions of Cornelius Voorhies Road and Carl W. Bauer Road to permit the construction of a navigational channel in connection with the development of additional industrial property at the Port of Iberia.
- SECTION 2. The Iberia Parish Departments of Public Works and Permitting, Planning and Zoning inspected the right-of-ways to determine if there was any future need for the construction of the road or the extension of the road.
- SECTION 3. The Departments of Public Works and Permitting, Planning and Zoning have determined that the proposed abandonments were not adverse to the overall transportation network.
- SECTION 4. The Port of Iberia District is the owner of the surface of Carl W. Bauer Road, having acquired title to this land by purchase from Sterling Sugars, Inc. and the Parish of Iberia has only a servitude of use.
- SECTION 5. The Board of Commissions of the Port of Iberia District have requested the abandonment of portions of Cornelius Voorhies Road and Carl W. Bauer Road to permit the construction of a navigation channel in connection with the development of additional industrial property at the Port of Iberia.
- SECTION 6. The Board of Commissions of the Port of Iberia District have passed a Resolution in support of this request which is attached hereto, with all pertinent surveys and supportive data.
- SECTION 7. The Iberia Parish Regional Planning Commission conducted a public hearing on Thursday, November 18, 2010 in accordance with all applicable La. State Enabling requirements.
- SECTION 8. The Iberia Parish Regional Planning Commission, after accepting all public input, deliberation on their part and properly made Motion and Second did recommend abandonment of portions of Cornelius Voorhies and Carl W. Bauer Road as described more fully herein.

SECTION 9. The Iberia Parish Council does hereby authorize the abandonment of portions of Cornelius Voorhies and Carl W. Bauer Road, as indicated on the attached plats of survey by Kenneth Fontenot dated September 16, 2010, which are hereby made a part of this Ordinance.

SECTION 10. That this Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President, all 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, Thomas J. Landry, 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: None.

And the Ordinance was declared adopted this 5th day of January, 2011.

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

ORDINANCE NO. 2011-01-4274

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE IBERIA PARISH HOME RULE CHARTER TO AMEND SECTION 2-01(A) TO PROVIDE FOR A REDUCTION IN THE NUMBER OF COUNCIL DISTRICTS FROM 14 TO 7, SUBJECT TO VOTER RATIFICATION IN AN ELECTION TO BE HELD ON APRIL 2, 2011.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Section 2-01(A) of the Iberia Parish Home Rule Charter entitled "Composition, Qualifications, and Election" be hereby amended to read as follows:

A. The legislative power of the Parish government shall be vested in a council consisting of seven (7) members elected for four (4) year terms from districts adopted in accordance with law, one from an by the qualified electors in each district.

SECTION 2. That this Ordinance is hereby adopted in accordance with Sections 2-11 and 7-03 of the Iberia Parish Home Rule Charter and that said Charter amendments shall become effective with the term of office beginning in January 2012, only upon ratification by the electors of Iberia Parish at a special election to be called for said purposes.

A motion was made by Mr. Naray Hulin, seconded by Mr. Thomas J. Landry, that the Summary No. 4274, as stated above, be tabled until after the reapportionment process.

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

YEAS: Thomas J. Landry, Barry Verret, Roger Duncan, Jerome W. Fitch, and Naray Hulin.

NAYS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Charles Williams, and M. Larry Richard.

ABSENT: None.

And the motion to tabled **FAILED** to be adopted this 5th day of January, 2011.

A substitute motion was made by Mr. Lloyd Brown, seconded by Mr. Naray Hulin, that Summary No. 4274 be adopted as amended, as follows:

ORDINANCE NO. 2011-01-4274 (S1)

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE IBERIA PARISH HOME RULE CHARTER TO AMEND SECTION 2-01(A) TO PROVIDE FOR A REDUCTION IN THE NUMBER OF COUNCIL DISTRICTS FROM 14 TO 7, AND TO AMEND SECTION 2-05(a) TO ALLOW FOR A CHANGE IN COUNCIL COMPENSATION FROM \$7,200

PER YEAR TO \$19,200 PER YEAR, SUBJECT TO VOTER RATIFICATION IN AN ELECTION TO BE HELD ON APRIL 2, 2011.

A second substitute motion was made by Mr. John Berard, seconded by Mr. Curtis Boudoin, that Summary No. 4274 be adopted as further amended, as follows:

ORDINANCE NO. 2011-01-4274 (S2)

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE IBERIA PARISH HOME RULE CHARTER TO AMEND SECTION 2-01(A) TO PROVIDE FOR A REDUCTION IN THE NUMBER OF COUNCIL DISTRICTS FROM 14 TO 7, AND TO LEAVE THE COUNCIL COMPENSATION AT \$7,200 PER YEAR, SUBJECT TO VOTER RATIFICATION IN AN ELECTION TO BE HELD ON APRIL 2, 2011.

Upon questioning, Legal Counsel Eric Duplantis pointed out that Mr. Mike Hefner, Reapportionment Consultant, explained that it would be extremely difficult to receive clearance on a reapportionment plan while reducing the members of the Parish Council in time for the 2011 elections. Mr. Duplantis pointed out that the Council would run a very high risk of not being capable of holding that election and could possibly face a lawsuit.

Mr. Naray Hulin pointed out that he had offered the motion to table this item in order to allow the Council the opportunity to discuss this item more in depth.

Mr. Bernard E. Broussard pointed out that the Ordinance being proposed may not be specific enough, in that it does not provide for an effective date.

A third substitute motion was made by Mr. Troy Comeaux, seconded by Mr. John Berard, that Summary No. 4274 be adopted as further amended, as follows:

ORDINANCE NO. 2011-01-4274 (S3)

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE IBERIA PARISH HOME RULE CHARTER TO AMEND SECTION 2-01(A) TO PROVIDE FOR A REDUCTION IN THE NUMBER OF COUNCIL DISTRICTS FROM 14 TO 7, AND TO AMEND SECTION 2-05(a) TO ALLOW FOR A CHANGE IN COUNCIL COMPENSATION FROM \$7,200 PER YEAR TO \$12,000 PER YEAR, AND TO INCLUDE AN ANNUAL 2% CPI ADJUSTMENT TO SAID COMPENSATION, SUBJECT TO VOTER RATIFICATION IN AN ELECTION TO BE HELD IN OCTOBER 2012 AND TO BECOME EFFECTIVE WITH THE TERMS OF THE SUCCESSFUL CANDIDATES OF THE IBERIA PARISH COUNCIL AS SELECTED AT AN ELECTION HELD IN OCTOBER 2015.

After some discussion, a motion was made by Mr. Bernard E. Broussard, seconded by Mr. Lloyd Brown, that the question be called.

This motion to call for the question, 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, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and

Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion to call for the question was adopted this 5th day of January, 2011.

Chairman Duncan suggested that the authors of the third substitute motion incorporate specific language regarding the effective date. Mr. Troy Comeaux and Mr. John Berard requested that the Council include that this item be subject to voter ratification in an election to be held in October 2012 and to become effective with the terms of the successful candidates of the Iberia Parish Council as selected at an election held in October 2015. All members present agreed by general consensus to include this amendment into the third substitute motion.

The third substitute motion as further amended above, having been submitted to a vote, the vote thereon was as follows:

YEAS: Troy Comeaux, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, and Roger Duncan.

ABSENT: None.

And the third substitute motion as further amended was declared **FAILED** this 5th day of January, 2011.

Chairman Duncan suggested that the authors of the second substitute motion incorporate specific language regarding the effective date. Mr. John Berard and Mr. Curtis Boudoin requested that the Council include that this item be subject to voter ratification in an election to be held in October 2012 and to become effective with the terms of the successful candidates of the Iberia Parish Council as selected at an election held in October 2015. All members present agreed by general consensus to include this amendment into the second substitute motion.

The second substitute motion as further amended above, having been submitted to a vote, the vote thereon was as follows:

YEAS: Curtis Boudoin, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Jerome W. Fitch, and M. Larry Richard.

NAYS: Maggie F. Daniels, Thomas J. Landry, Lloyd Brown, Barry Verret, Roger Duncan, Charles Williams, and Naray Hulin.

ABSENT: None.

And the second substitute motion as further amended was declared **FAILED** this 5th day of January, 2011.

Chairman Duncan suggested that the authors of the first substitute motion incorporate specific language regarding the effective date.

Mr. Lloyd Brown and Mr. Naray Hulin requested that the Council include that this item be subject to voter ratification in an election to be held in October 2012 and to become effective with the terms of the successful candidates of the Iberia Parish Council as selected at an election held in October 2015. All members present agreed by general consensus to include this amendment into the third substitute motion.

The first substitute motion as further amended above, having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, and Naray Hulin.

NAYS: Thomas J. Landry, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, and M. Larry Richard.

ABSENT: None.

And the first substitute motion as further amended was declared **FAILED** this 5th day of January, 2011.

Chairman Roger Duncan requested voting on the original item on the agenda, Summary No. 2474. Ms. Maggie F. Daniels and Mr. Lloyd Brown, the authors, then withdrew both motions.

Chairman Roger Duncan then declared that this item **FAILED** for the lack of motions.

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

ORDINANCE NO. 2011-01-4275

AN ORDINANCE RECLASSIFYING THAT AREA ROUGHLY BOUNDED BY HIGHWAY 88 TO THE NORTH, U.S. HIGHWAY 90 TO THE WEST, AND MEYERS ROAD TO THE SOUTH AND EXTENDING EASTWARD FROM U. S. HIGHWAY 90 APPROXIMATELY 800 FEET IN DISTRICT 14, FROM MIXED RESIDENTIAL (R-2) TO INDUSTRIAL (I-1) AS MORE FULLY DESCRIBED HEREIN.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. That Ordinance No. 2009-02-4099, adopted February 25, 2009, established the Zoning Regulations for rural Iberia Parish and is recorded in the Official Records of Iberia Parish at COB, Page 65.
- SECTION 2. At that time the Zoning Ordinance and Map was adopted the area shown on the attached map and described herein was zoned Mixed Residential (R-2) even though the site was currently vacant and utilized for agriculture production.
- SECTION 3. Although the area is vacant and utilized for agriculture production, industrial and commercial uses are in the vicinity as well as agricultural and residential uses.
- SECTION 4. The applicant is requesting a reclassification from Mixed Residential (R-2) to Industrial (I-1) for possible sale and development as an oil and gas company office and warehouse.
- SECTION 5. The Iberia Parish Regional Zoning Commission in accordance with LA Enabling Legislation did provide proper notice to all appropriate parties and proper advertisement; and after due deliberation did recommend reclassification of the subject property from Mixed Residential (R-2) to Industrial (I-1) for the area roughly bounded by Hwy 88 to the north, US Hwy 90 to the west and Meyers road to the south and extending eastward from US Hwy 90 approximately 800 feet in District 14, and, as shown on the attached plat identifying Tract 1, 41.08 Acres identified to be acquired by Lillie Mae Viator; Tract 2, 8.55 Acres identified as acquired by Whitney Viator; and Tract 6.75 belonging to Whitney Viator; and 6.99 Acres owned by Alfred and Lillie Viator.
- SECTION 6. That the 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 Charter.

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

NAYS: None.

ABSENT: None.

And the Ordinance was declared adopted this 5th day of January, 2011.

A motion was made by Mr. Barry Verret, seconded by Mr. John Berard, that Summary No. 4276, which is an Ordinance amending Ordinance No. 2010-12-4234, which created the Water Works District No. 4, in order to amend said Ordinance to create and appoint the five Board members for the operations of the District, be tabled at this time as we are the process of accepting applications for said positions.

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

NAYS: None.

ABSENT: None.

And the motion to table was declared adopted this 5th day of January, 2011.

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

RESOLUTION NO. 2011-01

A RESOLUTION REQUESTING THAT THE IBERIA PARISH RECREATION AND PLAYGROUND DISTRICT PROVIDE INFORMATION REGARDING WHAT AGENCY WILL BE RESPONSIBLE FOR THE FUTURE OPERATIONS OF THE JEANERETTE CYPRESS PLAZA, INCLUDING THE SETTING OF RENTAL FEES, THE ACTUAL RENTALS, MAINTENANCE AND OPERATIONS, ETC.

WHEREAS, the Iberia Parish Recreation and Playground District has entered into an Intergovernmental Agreement in October 2009 with City of Jeanerette and the Iberia Parish Recreation District No. 8 Board of Commissioners to assist with planned improvements to City property, known as the Jeanerette Cypress Plaza; and

WHEREAS, said Agreement addresses various aspects of the construction and budget process but does not provide for the operation and management once the plaza is completed.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Recreation and Playground District provide information regarding what agency will be responsible for the future operations of the Jeanerette Cypress Plaza, including the setting of rental fees, the actual rentals, maintenance and operations, etc.

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.

Upon questioning, Ms. Katie Landry of the Iberia Parish Recreation and Playground District stated that the Intergovernmental Agreement currently in place does not provide for the future maintenance and operations nor rental fees and the District has not accepted responsibility for any of those items at this time.

After this information was presented, Mr. Charles Williams and Mr. Jerome Fitch withdrew their motions.

Chairman Roger Duncan then declared this item **FAILED** for the lack of a motion.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Charles Williams, that the following be amended to include the revised guidelines dated January 5, 2011 for both programs, as follows:

RESOLUTION NO. 2011-02

A RESOLUTION ADOPTING AND AUTHORIZING SUBMISSION OF GUIDELINES FOR THE PARISH IMPLEMENTED RECOVERY PROGRAM TO INCLUDE THE FOUNDATION RECONSTRUCTION PROGRAM AND THE HOMEOWNER COMPENSATION PROGRAM GUIDELINES, ALL AS SUBMITTED BY PROVIDENCE ENGINEERING AND AS BOTH AMENDED TO INCLUDE THE ADDITION OF FLOOD WALLS IF THE RESIDENTIAL UNIT SUSTAINED SOME DAMAGES FROM HURRICANES IKE OR GUSTAV TO ALLOW CDBG TO DETERMINE FUNDING CAPABILITIES.

WHEREAS, the Parish Implemented Recovery Program includes the Iberia Parish Foundation Reconstruction Program and the Iberia Parish Homeowner Compensation Program; and

WHEREAS, the Iberia Parish Foundation Reconstruction Program, as last revised January 5, 2011 is designed to assist single-family homeowners who desire to elevate their homes after suffering flood damage due to Hurricanes Gustav and/or Ike and have not started their foundation reconstruction work; and

WHEREAS, in exchange for financial assistance, qualifying homeowners for each program are required to agree to a covenant that establishes ownership, occupancy, and insurance coverage requirements for a period of three years after the elevation; and

WHEREAS, the Iberia Parish Homeowner Compensation Program, as last revised January 5, 2011 is designed to compensate single-family homeowners who have elevated their homes after suffering flood damage as a result of Hurricanes Gustav and/or Ike; and

WHEREAS, said last revision dated January 5, 2011 allows the construction of floodwalls around the foundation of a home to be a qualification factor for both programs; and

WHEREAS, in exchange for grant funding, qualifying homeowners for each program are required to agree to a covenant that establishes ownership, occupancy, and insurance coverage requirements for a period of three years after the grant acceptance; and

WHEREAS, Providence Engineering will serve as the Parish's Housing Consultant and will manage and implement both programs.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby adopt and authorize the submission of guidelines for the Parish Implemented Recovery Program to include the Foundation Reconstruction Program and the Homeowner Compensation Program Guidelines, all as submitted by Providence Engineering and both as amended to include the addition of flood walls if the residential unit sustained some damages from Hurricanes Ike or Gustav to allow CDBG to determine funding capabilities.

BE IT FURTHER RESOLVED, that Providence Engineering is hereby named as the Parish's Housing Consultant for said programs and is hereby authorized to manage and implement both programs.

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

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 5th day of January, 2011.

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

RESOLUTION NO. 2011-03

A RESOLUTION AMENDING THE 2011 HEALTH UNIT FUND BUDGET IN THE AMOUNT OF \$48,000 TO PROVIDE FOR THE PURCHASE OF THE TELEPHONE SYSTEM AND SERVICE CONTRACT, ALL TO BE FUNDED FROM THE 2011 HEALTH UNIT FUND BUDGET, FUND BALANCE - PREVIOUS YEARS, ALL IN ACCORDANCE WITH STANDING COMMITTEE ITEM #2010-12-BB.

WHEREAS, Iberia Parish Government is in the process of constructing a new Health Unit Facility; and

WHEREAS, it is necessary to install a telephone service and provide for service at the new facility; and

WHEREAS, a quote of \$48,000 from AT&T Business Communications Services has been received for the hardware and software and equipment agreement; and

WHEREAS, it is necessary to amend the budget to provide funding for said purchase.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2011 Health Unit Fund Budget in the amount of \$48,000 to provide for the purchase of the telephone system and service contract, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
599000 4120 0000 0000	Fund Balance-Prev Yrs	\$397,920	(\$48,000)
574100 4120 0000 0000	Equipment	\$20,000	\$40,000
551000 4120 0000 0000	Mtce Contracts	\$42,120	\$8,000

BE IT FURTHER RESOLVED, that said funding shall be funded from the 2011 Health Unit 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, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 5th day of January, 2011.

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

RESOLUTION NO. 2011-04

A RESOLUTION AMENDING THE 2011 ROYALTY AND THE 2011 ROAD CONSTRUCTION FUND BUDGETS TO INCLUDE A MAXIMUM AMOUNT OF \$10,000 FOR ENGINEERING AND \$50,000 FOR CONSTRUCTION FOR THE OVERLAY OF A PORTION OF JULIA STREET, WHICH WAS AUTHORIZED FOR INCLUSION IN THE 2010-01 ROAD IMPROVEMENTS PROJECT ALL AS DIRECTED BY A PREVIOUS RESOLUTION, ALL TO BE FUNDED FROM THE 2011 ROYALTY FUND BUDGET, ROAD IMPROVEMENTS RESERVE LINE ITEM, WHICH AMOUNT SHALL BE REPAYED TO THE ROYALTY FUND IN THE EVENT THAT ALL BIDS FOR THE 2010-01 ROAD PROJECT ARE UNDER BUDGET, ALL IN ACCORDANCE WITH STANDING COMMITTEE ITEM #2010-12-DD.

WHEREAS, Iberia Parish Government is currently making improvements to various roadways throughout Iberia Parish through the 2010-01 Road Improvements Project; and

WHEREAS, it is being requested that the a portion of Julia Street be included for overlay with the project;

WHEREAS, it is being requested that funding for said portion of Julia Street be set at a maximum of \$10,000 for engineering and \$50,000 for construction for said overlay.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2011 Royalty and the 2011 Road Construction Fund Budgets to include a maximum amount of \$10,000 for engineering and \$50,000 for construction for the overlay of a portion of Julia Street, which was authorized for inclusion in the 2010-01 Road Improvements Project all as directed by a previous Resolution, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
Royalty:			
960344 3310 0000 9018	Tsfr Out-Road Const	-0-	\$60,000
575000 3310 0000 0000	Contract Payments	\$2,021,640	(\$60,000)
Road Construction:			
910340 0000 0000 0000	Tsfr In-Royalty	-0-	\$60,000
533100 3310 0000 9018	Arch/Eng Fees	\$244,650	\$10,000
575000 3310 0000 9018	Contract Payments	\$4,434,021	\$50,000
	(Road Reserve)		

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2011 Royalty Fund Budget, Road Improvements Reserve Line Item.

BE IT FURTHER RESOLVED, that said funding shall be repaid to the 2011 Royalty Fund in the event that all bids for the 2010-01 Road Project are under budget.

BE IT FURTHER RESOLVED, that this item is in accordance with Standing Committee Item #2010-12-DD dated December 15, 2010.

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

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 5th day of January, 2011.

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

RESOLUTION NO. 2011-05

A RESOLUTION EXPRESSING CONDOLENCES TO THE FAMILY OF MRS. ENES DELAHOUSSAYE BOUDOIN, MOTHER OF COUNCILMAN CURTIS "JOE" BOUDOIN.

WHEREAS, it is with profound sorrow that the Iberia Parish Council does hereby acknowledge the recent passing of Mrs. Enes Delahoussaye Boudoin, mother of District 2 Councilman Curtis "Joe" Boudoin, who passed away on December 31, 2010; and

WHEREAS, Mrs. Boudoin was a daughter, sister, wife, mother, grandmother, great grandmother, and great great grandmother to her family; and

WHEREAS, Ms. Boudoin will be deeply missed by her family, her friends, and the community.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its sincere sympathies and condolences to the family of Ms. Enes Delahoussaye Boudoin, mother of District 2 Councilman Curtis "Joe" Boudoin, who passed away on December 31, 2010.

BE IT FURTHER RESOLVED, that this Resolution shall be forwarded to the family of Mrs. Enes Delahoussaye Boudoin.

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

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 5th day of January, 2011.

**STANDING COMMITTEE ITEMS:**

ITEM #2010-12-A (Introduced by Thomas J. Landry, District 3)  
Discuss and consider a Resolution amending a 2010 Fund Budget to provide \$10,000 of matching funding to St. Martin Parish for the Spanish Lake Project, all to be funded from a source to be determined during discussion of said item.

A motion was made by Mr. Thomas J. Landry, seconded by Mr. Curtis Boudoin, that the following item be forwarded to the next agenda of January 12, 2011.

Parish President Ernest Freyou pointed out that an Intergovernmental Agreement will be necessary, which should include the terms of the reimbursement of funds. Vice Chairman Broussard requested that the Resolution include such language and the authors agreed to this amendment to their motion.

This motion, as amended, 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, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion, as amended, was declared adopted this 5th day of January, 2011.

ITEM #2011-01-A (Introduced by Bernard E. Broussard, District 6)  
Discuss and consider a Resolution directing the Administration to review the possibility of transferring various accounting services to Iberia Parish Government for all Parish agencies, such as Water Works District No. 3, and further excluding the Iberia Parish Hospital Service District No. 1.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Lloyd Brown, that the following item be forwarded to the next agenda of January 12, 2011.

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

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 5th day of January, 2011.

ITEM #2011-01-B (Introduced by M. Larry Richard, District 13)  
Discuss and consider a Resolution directing the Administration to install "No Thru Traffic" and "Dead End" signs at the end of Langston Road, District 13.

Mr. M. Larry Richard stated that these signs had already been installed and requested that the item be deleted at this time.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Lloyd Brown, that this item be deleted.

This motion to delete 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, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion to delete was declared adopted this 5th day of January, 2011.

ITEM #2011-01-C (Introduced by Roger Duncan, District 10)  
Discuss and consider an Ordinance amending Chapter 16 of the Iberia Parish Code in order to establish an All Way Stop at the intersection of Lakewood and Riverwood Drives, District 10.

A motion was made by Mr. John Berard, seconded by Mr. Bernard E. Broussard, that the following item be forwarded to the next agenda of January 12, 2011.

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

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 5th day of January, 2011.

ITEM #2011-01-D (Introduced by Clerk of the Council)  
Discuss and consider a Resolution granting Final Plat Approval to the Silver Oaks Subdivision located at the intersection of La. 182 and Darnall Road in District 6, comprised of fifteen (15) lots, all as reviewed and approved by the Iberia Regional Planning Commission, the Iberia Parish Health Department, the Emergency 911 Office, and the Parish's Departments of Public Works and Permitting, Planning and Zoning.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Barry Verret, that the following item be forwarded to the next agenda of January 12, 2011.

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

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 5th day of January, 2011.

ITEM #2011-01-E (Introduced by Bernard E. Broussard, District 6)  
Discuss and consider a Resolution amending the 2011 General Fund Budget to include additional funding for the Ten Year Master Plan to move forward with Requests for Proposals in the amount of \$17,500, all to be funded from the 2011 General Fund Budget, Fund Balance - Previous Years.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Troy Comeaux, that the following item be forwarded to the next agenda of January 12, 2011.

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

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 5th day of January, 2011.

ITEM #2011-01-F (Introduced by Jerome Fitch, District 11)  
Discuss and consider a Resolution amending previous action requesting the Iberia Parish Legislative Delegation to consider keeping all of Iberia Parish in Senate District No. 22 in order to request that all of Iberia Parish and all of Upper St. Martin Parish be kept in said Senate District during the reapportionment process, all as requested by the St. Martin Parish Government.

Mr. Jerome W. Fitch pointed out that the Council had already adopted a Resolution requesting to keep all of Iberia Parish in Senate District No. 22 and requested that this item be deleted at this time.

A motion was made by Mr. Jerome Fitch, seconded by Mr. Charles Williams, that this item be deleted.

This motion to delete 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, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion to delete was declared adopted this 5th day of January, 2011.

**PARISH PRESIDENT ANNOUNCEMENTS**

1. Parish President Ernest Freyou announced that the Fencing Project at the Parish Jail has been completed at this time.

**COUNCIL MEMBER/STAFF ANNOUNCEMENTS**

1. Vice Chairman Bernard E. Broussard announced that Mr. Larry Hansons has invited the Council members to tour the kitchen area of the jail. Mr. Broussard pointed out that the Council recently authorized \$45,000 for the purchase of kitchen equipment.
2. Mr. Curtis Boudoin questioned if Ms. Greta Green had received a copy of email requested from Chief Administrative Officer Sally Angers. Parish President Ernest Freyou stated that the matter was resolved.
3. Mr. Jerome W. Fitch offered his regrets to Mr. Boudoin on the loss of his mother and stated that he was not aware of her passing in time to attend the funeral.
4. Vice Chairman Bernard E. Broussard thanked past Chairman Jerome W. Fitch for his service to the Council as Chairman for 2010.
5. Public Works Director Kevin Hagerich announced that the trash schedules have been mailed out to the public.

**ORDINANCES INTRODUCED FOR PUBLICATION:**

SUMMARY NO. 4277 (Introduced by Roger Duncan, District 10)  
An Ordinance amending Chapter 16 of the Iberia Parish Compiled Ordinances to revise the speed limit on all portions of Darnall Road which are Parish owned and maintained to 55 mph, District 10, all in accordance with Standing Committee Item #2010-12-EE.

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

The motion carried.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:

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Clerk of the Council