

**OFFICIAL MINUTES OF THE CITY COUNCIL  
CITY OF THIBODAUX  
CITY HALL  
THIBODAUX, LOUISIANA  
May 6, 2008**

The City Council of the City of Thibodaux assembled in regular session at its regular meeting place, City Hall, 310 West 2<sup>nd</sup> Street, Thibodaux, Louisiana, on Tuesday May 6, 2008 at 5:00 o'clock P.M.

There were present: Councilmen Hebert, Richard, Taylor, Centanni and Mire.

There were also present: Mayor Charles Caillouet and Germaine Jackson.

The minutes of the April 15, 2008 Council meeting were approved as written.

Councilman Hebert introduced an ordinance approving the re-division of property located at 1047 Ridgefield Road and 1059 & 1060 People Street. The Public Hearing for this ordinance will be held at the next Council Meeting on Tuesday, May 20, 2008.

Councilman Centanni introduced an ordinance approving the final plat for the re-division of property located in the J.B. Levert Commercial Park Subdivision (Block 1). The Public Hearing for this ordinance will be held at the next Council Meeting on Tuesday, May 20, 2008.

Councilman Richard introduced an ordinance approving the re-division of property located in Sucre Estates. The Public Hearing for this ordinance will be held at the next Council Meeting on Tuesday, May 20, 2008.

Councilman Taylor introduced an ordinance to amend Ordinance No. 2363 "Appropriation Ordinance for 2008" (Supplemental Appropriation). The Public Hearing for this ordinance will be held at the next Council Meeting on Tuesday, May 20, 2008.

Councilman Hebert introduced an ordinance authorizing the Mayor to sign a contract with Jones Insurance Agency for the City of Thibodaux's 2008-2009 Property and Fire Insurance. The Public Hearing for this ordinance will be held at the next Council Meeting on Tuesday, May 20, 2008.

It is the intent of the Administration to target the 2008 CDBG Entitlement Funds for Phase I of drainage improvements to Bell Street and Cardinal Drive from Bryant Street to Park Avenue. The Federal Programs Director held two public hearings for this proposed project and no comments concerning the proposed improvements were received. The City must therefore proceed with the application for assistance from HUD for the said CDBG Project. The Application includes a request for \$206,256 in funding for this project.

On motion of Councilman Taylor, seconded by Councilman Centanni, the Council voted to adopt a resolution authorizing the Mayor to submit the City's Annual Action Plan and application for the 2008 CDBG Program. Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire

**NAYS:** None

**ABSTAINED:** None

**ABSENT:** None

**RESOLUTION NO. 1355**

**BE IT RESOLVED** by the City Council of the City of Thibodaux in regular session assembled, that:

**WHEREAS**, the City of Thibodaux, Louisiana has received notice of its 2008 Community Development Block Grant Entitlement allocation from the Department of Housing and Urban Development; and

**WHEREAS**, the City of Thibodaux, Louisiana, in order to receive said funds must submit to the Department of Housing and Urban Development its application for Federal Assistance and Annual Action Plan; and

**WHEREAS**, the City of Thibodaux, Louisiana has met all the requirements specified by 24 CFR Part 570, Subpart D - Entitlement Grants 570-301 and 570-302; and

**WHEREAS**, no comments were received at two public hearings held regarding the activities proposed by the City.

**NOW, THEREFORE BE IT RESOLVED** that the City Council of the City of Thibodaux does hereby authorize Charles Caillouet, Mayor, to proceed with the submission of the Application for Federal Assistance for \$206,256 of Community Block Grant Funds and to sign a grant agreement and any other related documents with the Department of Housing and Urban Development for said grant.

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

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSENT:** None  
**ABSTAINED:** None

And the above resolution was declared adopted this 6<sup>th</sup> day of May 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

The City entered into an engineering contract with David T. Heck, P.E. in 2005 for engineering services in conjunction with the 2005 CDBG Grant Program which involved drainage improvements on North 11<sup>th</sup>, North 12<sup>th</sup> and North 13<sup>th</sup> Streets. Due to the death of Mr. Heck, the contract has been assigned to David A. Waitz Engineering. The services will be performed in accordance with the terms and conditions set forth in the original contract. The improvements began in 2005 and continued in phases through the 2007 CDBG Program where all phases were included in the original contract with Mr. Heck.

On motion of Councilman of Richard, seconded by Councilman Taylor, the Council voted to adopt a resolution authorizing the Mayor to sign an Assignment of Contract with David T. Heck, P.E. A Professional Corporation and David A. Waitz for the 2005 CDBG Project. Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSTAINED:** None  
**ABSENT:** None

**RESOLUTION NO. 1356**

**A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN ASSIGNMENT OF CONTRACT WITH DAVID T. HECK, P.E A PROFESSIONAL CORPORATION AND DAVID A. WAITZ FOR THE 2005 CDBG PROJECT**

**BE IT RESOLVED** by the City Council of the City of Thibodaux in regular session assembled, that:

**WHEREAS**, the City of Thibodaux entered into an Engineering Contract with David T. Heck for the design of subsurface drainage improvements on North 11<sup>th</sup>, 12<sup>th</sup> and 13<sup>th</sup> under the 2005 CDBG Project; and

**WHEREAS**, due to the death of Mr. Heck all rights, title and interest in the contract between the City of Thibodaux and David T. Heck effective on November 2, 2005 has been assigned to David A. Waitz Engineering; and

**WHEREAS**, written consent of the parties involved in the original contract is necessary for the assignment of the contract to David A. Waitz Engineering; and

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Thibodaux that the Mayor be and is hereby authorized to sign an assignment of contract with David T. Heck, P.E. A Professional Corporation and David A. Waitz Engineering for the subsurface drainage improvements on North 11<sup>th</sup>, 12<sup>th</sup> and 13<sup>th</sup> Streets in conjunction with the 2005 CDBG Program.

**BE IT FURTHER RESOLVED** that a copy of the Assignment of Contract is attached hereto as Exhibit "A" and thereby made a part hereof.

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

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**

**NAYS: None**

**ABSENT: None**

**ABSTAINED: None**

And the above resolution was declared adopted this the 6th day of May 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

The discussion concerning the fire hydrant located at Canal Boulevard and East 4<sup>th</sup> Street was pulled from the agenda by Councilman Mire.

The City of Thibodaux entered into a Cooperative Endeavor Agreement (CEA) with the State of Louisiana for funds in the amount of \$130,000 for the reconstruction of a portion of Talbot Avenue in conjunction with the Capital Outlay Act with the City matching \$102,600 for the project. The CEA executed in June 2003 included a detailed budget for the expenditure of the State and City funds for the project. The State is now proposing an amendment to the CEA to re-budget the funds in order to better address the project needs.

On motion of Councilman Richard, seconded by Councilman Hebert, the Council voted to adopt an ordinance authorizing the Mayor to execute Amendment

No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana. Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSTAINED:** None  
**ABSENT:** None

*ORDINANCE NO. 2395*

*AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE  
AMENDMENT NO. 1 TO THE COOPERATIVE ENDEAVOR  
AGREEMENT WITH THE STATE OF LOUISIANA*

*BE IT ORDAINED* by the City Council of the City of Thibodaux in regular session assembled, that:

*WHEREAS*, the State of Louisiana has granted the City \$130,000 in conjunction with the Capital Outlay Act for the reconstruction of a portion of Talbot Avenue; and

*WHEREAS*, the City has agreed to match funding for the said project in the amount of \$102,600; and

*WHEREAS*, the Cooperative Endeavor Agreement executed June 19, 2003 by the City of Thibodaux contained a detailed budget (Exhibit "A") for the expenditure of the State and City funds for the aforesaid project; and

*WHEREAS*, the State of Louisiana has proposed the re-budgeting of the funds in order to better address the project needs.

*NOW, THEREFORE BE IT ORDAINED* by the City Council that the Mayor is hereby authorized to execute Amendment No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana for funds in conjunction with the reconstruction of a portion of Talbot Avenue.

*BE IT FURTHER ORDAINED* that a copy of the Amendment No. 1 is attached hereto as Exhibit "A" and thereby made a part hereof.

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

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSTAINED:** None  
**ABSENT:** None

And the above ordinance was declared adopted this 6th day of May 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

The City Attorney has informed the Council Administrator that the Mayor wishes to enter into a cooperative endeavor agreement with the Thibodaux Civic Center Development Corporation in order to proceed with the purchase of a new marquee sign at the Warren J. Harang, Jr. Municipal Auditorium. The agreement establishes that the Corporation will provide approximately 55% of the funding for the sign, which totals \$38,995. The Corporation will also sponsor twenty (20) public awareness events free of charge to the citizens of Thibodaux and five (5) promotional events during the term of the agreement. The City will provide the

Corporation the exclusive right to sell advertising on the Sign and in the Auditorium Arena during the agreement, which will be in effect for a ten (10) year period from May 1, 2008 through May 1, 2018. The Corporation will provide the City with 10% of the gross revenue from advertising sales upon receipt of payment from advertisers.

Matthew Block of 800 Edgewood Drive, President of the Thibodaux Civic Center Development Corporation, addressed the Council with an explanation into funding as well as the updated appearance of the new sign. The Mayor explained that the current sign is obsolete. The new updated Marquee Sign will generate ease in maintaining the advertising, as well as, improve the appearance. Councilman Hebert inquired about the new sign, as well as, other signs in the area that may require updating. A picture of the new sign was presented to the Council and the discussion was concluded with an explanation of funds being generated from the new advertising.

On motion of Councilman Hebert, seconded by Councilman Richard, the Council voted to adopt an ordinance authorizing the Mayor to execute a Cooperative Endeavor Agreement with the Thibodaux Civic Center Development Corporation. Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire

**NAYS:** None

**ABSTAINED:** None

**ABSENT:** None

*ORDINANCE NO. 2396*

*AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT WITH THE THIBODAUX CIVIC CENTER DEVELOPMENT CORPORATION*

*BE IT ORDAINED* by the City Council of the City of Thibodaux in regular session assembled, that:

*WHEREAS*, the Thibodaux Civic Center Development Corporation has been established to stimulate the economy of the City of Thibodaux through event development and promotion at the civic center; and

*WHEREAS*, the Thibodaux Civic Center Development Corporation desires to provide approximately 55% of the funding to the City of Thibodaux to assist the City in purchasing a Marquee sign for the Warren J. Harang Municipal Auditorium; and

*WHEREAS*, the City desires to provide the Thibodaux Civic Center Development Corporation the exclusive right to sell advertising on the Marquee sign and within the Thibodaux Civic Center for a period not to exceed ten years; and

*WHEREAS*, in order for the City to provide the exclusive right to sell advertising, it is necessary to execute a cooperative endeavor agreement outlining the benefits to be received by the City of Thibodaux in exchange for the said rights; and

*WHEREAS*, in order for the City to execute this proposed agreement it is necessary for the Council to authorize the Mayor to execute the said cooperative endeavor agreement.

*NOW, THEREFORE BE IT ORDAINED* by the City Council that the Mayor is hereby authorized to execute a Cooperative Endeavor Agreement with the Thibodaux Civic Center Development Corporation for the purposes, and under the conditions mentioned hereinabove.

***BE IT FURTHER ORDAINED*** that a copy of the said agreement is attached hereto as Exhibit “A” and thereby made a part hereof.

***BE IT FURTHER ORDAINED*** that the effective date of this ordinance shall be May 1, 2008.

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

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire

**NAYS:** None

**ABSTAINED:** None

**ABSENT:** None

And the above ordinance was declared adopted this 6<sup>th</sup> day of May 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

The Grants Director has informed the Council Administrator that the Louisiana Commission on Law Enforcement has awarded the City funding in the amount of \$901.00 through the Metropolitan District Law Enforcement Commission for the purchase of video equipment to be employed by the Thibodaux Police Department’s Mobile Command Unit. In order to proceed with the acquisition of the grant funds, it is necessary for the City to execute a grant agreement with the Louisiana Commission on Law Enforcement. The executed grant agreement must be submitted to the Metropolitan District Law Enforcement Commission no later than April 28, 2008. Due to the fact that the execution of the grant agreement must be authorized by ordinance, in order to execute this agreement prior to the deadline, it is necessary for the Mayor to sign and submit the agreement prior to the Council’s adoption of an ordinance authorizing him to do so.

On motion of Councilman Richard, seconded by Councilman Hebert, the Council voted to adopt an ordinance ratifying the Mayor’s execution of a grant agreement with the Louisiana Commission on Law Enforcement. Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire

**NAYS:** None

**ABSTAINED:** None

**ABSENT:** None

***ORDINANCE NO. 2397***

***AN ORDINANCE RATIFYING THE MAYOR’S EXECUTION OF  
A GRANT AGREEMENT WITH THE LOUISIANA COMMISSION ON LAW  
ENFORCEMENT***

***BE IT ORDAINED*** by the City Council of the City of Thibodaux in regular session assembled, that:

***WHEREAS***, the City has received a grant in the amount of \$901 from the Louisiana Commission on Law Enforcement for the purchase of electronic equipment to be utilized in the Thibodaux Police Department’s Mobile Command Unit; and

***WHEREAS***, it is necessary to execute an agreement with the Louisiana Commission on Law Enforcement for the grant mentioned hereinbefore; and

**WHEREAS**, in order to receive the said funds the executed agreement must be received by the Metropolitan District Law Enforcement Commission prior to April 28, 2008

**NOW, THEREFORE BE IT ORDAINED** by the City Council of the City of Thibodaux that it does hereby ratify the Mayor's execution of a grant agreement with the Louisiana Commission on Law Enforcement for the purposes as outlined hereinabove.

**BE IT FURTHER ORDAINED** that a copy of the said agreement is attached hereto as "Exhibit A" and thereby made a part hereof.

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

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**

**NAYS: None**

**ABSTAIN: None**

**ABSENT: None**

And the above ordinance was declared adopted this 6<sup>th</sup> day of May 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

There being no further business the meeting was adjourned.

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Jennifer Morvant, Council Adm.

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Chad J. Mire, President