

**OFFICIAL MINUTES OF THE CITY COUNCIL
CITY OF THIBODAUX
CITY HALL
THIBODAUX, LOUISIANA
JANUARY 5, 2010**

The City Council of the City of Thibodaux assembled in regular session at its regular meeting place, City Hall, 310 West 2nd Street, Thibodaux, Louisiana, on Tuesday, January 5, 2010 at 5:00 o'clock P.M.

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

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

The minutes of the December 15, 2009 Council Meeting were approved as written.

Councilman Mire requested that the Council Administrator's Office contact the Local High Schools regarding information on their recent accomplishments in order to recognize the students at the January 19, 2010 City Council Meeting.

Due to the number of students involved, we have reserved the Plantation Room at the Warren J. Harang Jr. Municipal Auditorium in order to accommodate the number of people that will be in attendance.

On motion of Councilman Mire, seconded by Councilman Hebert, the Council voted to adopt a motion changing the location of the January 19, 2010 City Council Meeting to the Warren J. Harang Jr. Municipal Auditorium Plantation Room. Upon roll call the vote was as follows:

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

Councilman Taylor introduced an ordinance authorizing the Mayor to execute a Cooperative Endeavor Agreement with the City Marshal (Deputy City Marshal). The Public Hearing for this ordinance will be held at the Council Meeting on January 19, 2010.

The Grants Director informed the Council Administrator that the Mayor has requested that Leonard Chauvin prepare an engineering contract which would authorize the design of the 2010 Road Improvement Project.

In accordance with the provisions of the proposed engineering contract, the City would pay engineering fees in an amount in accordance with the schedule of fees for basic engineering services plus fees for additional services as necessary according to the contract.

Councilman Mire requested that the North 7th St. and St. Patrick St. area also be considered for repair.

On motion of Councilman Hebert, seconded by Councilman Mire, the Council voted to adopt a resolution authorizing the Mayor to sign an engineering contract with Leonard Chauvin for the design of the 2010 Road Improvement Project. Upon roll call the vote was as follows:

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

RESOLUTION NO. 1504

**A RESOLUTION AUTHORIZING THE MAYOR
TO SIGN AN ENGINEERING CONTRACT WITH
LEONARD CHAUVIN P.E., INC. FOR THE DESIGN
OF THE 2010 ROAD IMPROVEMENT PROJECT**

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

WHEREAS, the City is planning to construct improvements to City streets in conjunction with the 2010 Road Improvement Project; and

WHEREAS, the Mayor has selected Leonard Chauvin to perform the design and supervise the construction of the said project; and

WHEREAS, it is necessary to execute a contract with the said engineering firm for the services to be rendered in conjunction with this project.

NOW, THEREFORE BE IT RESOLVED by the City Council that the Mayor be and is hereby authorized to execute an engineering contract with Leonard Chauvin P.E., Inc. for the design of the improvements in conjunction with the 2010 Road Improvement Project.

BE IT FURTHER RESOLVED that a copy of the said 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, Badeaux, Mire

NAYS: None

ABSTAIN: None

ABSENT: None

And the above resolution was declared adopted this 5th day of January 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux
Lloyd "Chip" Badeaux, President

The City Attorney has requested that the City secure the services of a special legal counsel to represent the City in the lawsuit entitled Jason Alexander, et al vs. No. 111624 City of Thibodaux, et al. The Mayor wishes to secure the services of David Ardoin to act as special legal counsel in this matter.

The City Attorney informed the Council that Lloyd Bourgeois had handled this matter for the City previously and will be unable to continue the defense for this matter.

On motion of Councilman Richard, seconded by Councilman Mire, the Council voted to adopt a resolution authorizing the Mayor to hire David Ardoin as special legal counsel for the City in the lawsuit Jason Alexander, et al vs. No. 111624 City of Thibodaux, et al. Upon roll call the vote was as follows:

YEAS: Councilmen Hebert, Richard, Taylor, Badeaux, Mire

NAYS: None

ABSTAINED: None

ABSENT: None

RESOLUTION NO. 1505

**A RESOLUTION AUTHORIZING THE MAYOR TO HIRE
DAVID ARDOIN AS SPECIAL LEGAL COUNSEL FOR THE
CITY IN THE LAWSUIT JASON ALEXANDER, ET AL VS.
NO. 111624 CITY OF THIBODAUX, ET AL**

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

WHEREAS, the City is a defendant in the litigation Jason Alexander, et al vs. No. 111624 City of Thibodaux, et al; and

WHEREAS, it is the opinion of the City Attorney that the City should be represented by special legal counsel due to the nature of this matter; and

WHEREAS, in accordance with the provisions of Article V, Section 2 of the City Charter it is necessary for the Mayor to select the special legal counsel to represent the City; and

WHEREAS, the Mayor has selected the firm of David Ardoin, Attorney at Law, to represent the City in the aforesaid matter as the said special legal counsel.

NOW, THEREFORE BE IT RESOLVED that the City Council does hereby confirm the selection of the law firm of David Ardoin as special legal counsel for the City, and does authorize him to execute an agreement with the said individual.

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

YEAS: Councilmen Hebert, Richard, Taylor, Badeaux, Mire

NAYS: None

ABSTAIN: None

ABSENT: None

And the above resolution was declared adopted this 5th day of January 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux
Lloyd "Chip" Badeaux, President

On December 8, 2009 the City received bids for the Thibodaux Water Plant No. 3 Modifications Project which includes upgrades that are necessary to bring this plant up to current DHH regulations.

The lowest responsible bid received was from Volute, Inc. in the amount of \$544,300.00. After review of the bid, it was determined that once the City designates Volute as an agent for the City, the sales tax would be eliminated from the contract amount, which totals \$10,127.00. The engineer also recommended that the City eliminate the head wall and new drain piping from the project, which are not required by DHH, and reduce the contract price by \$84,862.00. Mr. Al Badeaux is recommending that the City accept the bid of Volute, Inc. as submitted, and he is also recommending the approval of Change Order No. 1 in order to reduce the contract price by the amounts mentioned above.

On motion of Councilman Hebert, seconded by Councilman Taylor, the Council voted to adopt a resolution accepting the low bid of Volute, Inc. for the

Thibodaux Water Plant No. 3 Modification Project and authorizing the Mayor to sign a contract therewith. Upon roll call the vote was as follows:

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

RESOLUTION NO. 1506

A RESOLUTION ACCEPTING THE LOW BID OF VOLUTE, INC. FOR THE THIBODAUX WATER PLANT NO. 3 MODIFICATIONS PROJECT AND AUTHORIZING THE MAYOR TO SIGN A CONTRACT THEREWITH

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

WHEREAS, the City has received bids on December 8, 2009 for the Thibodaux Water Plant No. 3 Modifications Project which includes improvements to the filtration cycle in order for the plant to comply with current DHH regulations; and

WHEREAS, the low bid received was from Volute, Inc. in the amount of \$544,300.00; and

WHEREAS, it is necessary to consider the acceptance of the low bid and execute a contract with the said contractor for the services mentioned hereinbefore.

NOW, THEREFORE BE IT RESOLVED that the City does hereby accept the low bid submitted by Volute, Inc. in the amount stated hereinbefore.

BE IT FURTHER RESOLVED by the City Council that the Mayor be and is hereby authorized to execute a contract with Volute, Inc. for the project stated herein.

BE IT FURTHER RESOLVED that in addition to the contract document itself, the Mayor is also empowered to execute all change orders relative to the contract after approval by the City Council by means of an appropriate resolution.

BE IT FURTHER RESOLVED that a copy of the said 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, Badeaux, Mire
NAYS: None
ABSTAINED: None
ABSENT: None**

And the above resolution was declared adopted this 5th day of January 2010.

**/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.**

**/s/ Lloyd "Chip" Badeaux
Lloyd "Chip" Badeaux, President**

On motion of Councilman Mire, seconded by Councilman Hebert, the Council voted to adopt a resolution authorizing the Mayor to sign Change Order No. 1 with Volute, Inc. for the Thibodaux Water Plant No. 3 Modification Project. Upon roll call the vote was as follows:

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

RESOLUTION NO. 1507

***A RESOLUTION AUTHORIZING THE MAYOR TO
SIGN CHANGE ORDER NO. 1 WITH VOLUTE, INC.
FOR THE THIBODAUX WATER PLANT NO. 3
MODIFICATION PROJECT***

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

WHEREAS, the City entered into a contract with Volute, Inc. for the Thibodaux Water Plant No. 3 Modification Project; and

WHEREAS, due to the elimination of sales taxes and the construction of the head wall and new drain piping, a change order is being proposed to reduce the contract price in accordance with these eliminations; and

WHEREAS, the proposed change order decreases the contract price in the amount of \$84,862.00 from the original contract bid for a new total contract price of \$459,438.00.

NOW, THEREFORE BE IT RESOLVED by the City Council that the Mayor be and is hereby authorized to execute Change Order No. 1 with Volute, Inc. in the amount mentioned above.

BE IT FURTHER RESOLVED that a copy of the said change order 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, Badeaux, Mire
NAYS: None
ABSTAINED: None
ABSENT: None

And the above resolution was declared adopted this 5th day of January 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux
Lloyd "Chip" Badeaux, President

The Building Inspector has inspected the structure located at the 1600 Block of Canal Boulevard that is substandard and poses a threat to the safety and welfare of the residents living in the neighborhood where the structure is located.

In accordance with the provisions of LRS 33:4762, the City Council must afford the property owner or resident the opportunity to contest the proposed condemnation order.

Mrs. Cynthia Haw of 825 Phlox Avenue, Metairie, LA 70001 and Linda Pittman of 2258-A Hwy. 1, Raceland, LA 70394 addressed the Council in regards to the property. They are in the process of getting demolition estimates and would like an extension of time in order to demolish and clean the property.

On motion of Councilman Mire, seconded by Councilman Taylor, the Council voted to adopt a motion giving the property owners 120 days to have the property demolished and cleaned. Upon roll call the vote was as follows:

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

A Condemnation Status Hearing took place for the property located at 1123 Louise Street. The property came before the Council at its October 6, 2009 meeting. Councilman Taylor spoke with members of the family and they wanted to have the property repaired. They requested 90-days in order to make improvements to the property. The Council agreed to allow the additional time and requested that the owners return to tonight's City Council Meeting for a status hearing.

Councilman Taylor explained to the Council that a significant amount of work has been done to the property however requested additional time to allow the work to be completed.

The City Inspector explained that the owner of the property has been doing the work without the required permits.

The owner of the property agreed to meet with the City Inspector and obtain the proper permits before continuing the needed repairs.

On motion of Councilman Taylor, seconded by Councilman Hebert, the Council voted to adopt a motion granting an additional 30 days to have the property repaired. Upon roll call the vote was as follows:

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

At its meeting of October 14, 2009, the Planning and Zoning Commission approved the submission of a recommendation to re-zone property located on the west side of Bayou Lane owned by Daigle, Himel & Daigle Physical Therapy.

In accordance with the provisions of the Thibodaux Zoning Ordinance, the proposed re-zoning must be accomplished by the adoption of an ordinance. The re-zoning will change the property from an R-1 to an R-3 District.

Councilman Richard explained that he had spoken to the people in the area as well as the owners of the property. He explained the reasons for re-zoning these areas and stated that there were no objections.

On motion of Councilman Richard, seconded by Councilman Mire, the Council voted to adopt an ordinance to amend Article I, Section 101 of the Official Zoning Map to change the zoning for a tract of property from an R-1 to an R-3 District (Daigle, Himel & Daigle Physical Therapy). Upon roll call the vote was as follows:

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

ORDINANCE NO. 2493

**AN ORDINANCE TO AMEND ARTICLE I, SECTION
101 OF THE OFFICIAL ZONING MAP, TO CHANGE
THE ZONING CLASSIFICATION FOR A TRACT OF
PROPERTY FROM AN R-1 DISTRICT TO AN R-3 DISTRICT**

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

WHEREAS, in accordance with the provisions of Article I of the Thibodaux Zoning Ordinance, a tract of property on the west side of Bayou Lane is currently zoned R-1; and

WHEREAS, the owners of the property located at 808 Bayou Lane have requested that the zoning for their property be changed from an R-1 district to an R-3 district by extending the R-3 district boundary to include their property; and

WHEREAS, a request for the said zoning change of the property was duly referred to the Thibodaux Planning and Zoning Commission, which, after all legal requirements, including public hearings, has recommended favorable consideration of the requests.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the aforesaid tract of property located on the west side of Bayou Lane is hereby officially changed from the zoning classification of R-1 to that of R-3.

BE IT FURTHER ORDAINED that the Official Zoning Map of the City of Thibodaux is hereby amended so as to reflect the changes in zoning designations as set forth herein.

BE IT FURTHER ORDAINED that a plat illustrating the area to be re-zoned to R-3 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, Badeaux, Mire

NAYS: None

ABSENT: None

ABSTAINED: None

And the above ordinance was declared adopted this 5th day of January 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux
Lloyd "Chip" Badeaux, President

At its meeting on October 14, 2009, the Planning and Zoning Commission approved the submission of a recommendation to re-zone property located on the west side of Bayou Lane owned by Breaud & Tenney Dental Clinic.

In accordance with the provisions of the Thibodaux Zoning Ordinance, the proposed re-zoning must be accomplished by the adoption of an ordinance. The re-zoning will change the property from an R-1 to an R-3 District.

On motion of Councilman Richard, seconded by Councilman Mire, the Council voted to adopt an ordinance to amend Article I, Section 101 of The Official Zoning Map to change the zoning classification for a tract of property from an R-1

to an R-3 District (Braud & Tenney Dental Clinic). Upon roll call the vote was as follows:

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

ORDINANCE NO. 2494

***AN ORDINANCE TO AMEND ARTICLE I, SECTION
101 OF THE OFFICIAL ZONING MAP, TO CHANGE
THE ZONING CLASSIFICATION FOR A TRACT OF
PROPERTY FROM AN R-1 DISTRICT TO AN R-3 DISTRICT***

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

WHEREAS, in accordance with the provisions of Article I of the Thibodaux Zoning Ordinance, a tract of property on the west side of Bayou Lane is currently zoned R-1; and

WHEREAS, the owners of the property located at 810 Bayou Lane have requested that the zoning for their property be changed from an R-1 district to an R-3 district by extending the R-3 district boundary to include their property; and

WHEREAS, a request for the said zoning change of the property was duly referred to the Thibodaux Planning and Zoning Commission, which, after all legal requirements, including public hearings, has recommended favorable consideration of the requests.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the aforesaid tract of property located on the west side of Bayou Lane is hereby officially changed from the zoning classification of R-1 to that of R-3.

BE IT FURTHER ORDAINED that the Official Zoning Map of the City of Thibodaux is hereby amended so as to reflect the changes in zoning designations as set forth herein.

BE IT FURTHER ORDAINED that a plat illustrating the area to be re-zoned to R-3 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, Badeaux, Mire
NAYS: None
ABSENT: None
ABSTAINED: None

And the above ordinance was declared adopted this 5th day of January 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux
Lloyd "Chip" Badeaux, President

At its meeting of December 9, 2009, the Planning and Zoning Commission approved the submission of a recommendation to re-zone property located on the east side of LA Hwy 20 owned by Thibodaux Family Church.

In accordance with the provisions of the Thibodaux Zoning Ordinance, the re-zoning must be accomplished by the adoption of an ordinance. The re-zoning will change the property from an R-1 to an R-3 District.

On motion of Councilman Hebert, seconded by Councilman Richard, the Council voted to adopt an ordinance to amend Article I, Section 101 of the Official Zoning Map to change the zoning classification for a tract of property from an R-1 District to an R-3 District (Thibodaux Family Church). Upon roll call the vote was as follows:

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

ORDINANCE NO. 2495

**AN ORDINANCE TO AMEND ARTICLE I, SECTION
101 OF THE OFFICIAL ZONING MAP, TO CHANGE
THE ZONING CLASSIFICATION FOR A TRACT OF
PROPERTY FROM AN R-1 DISTRICT TO AN R-3 DISTRICT**

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

WHEREAS, in accordance with the provisions of Article I of the Thibodaux Zoning Ordinance, a tract of property on the east side of LA Hwy 20 is currently zoned R-1; and

WHEREAS, the owners of the property located at 785 North Canal Boulevard have requested that the zoning for their property be changed from an R-1 district to an R-3 district; and

WHEREAS, a request for the said zoning change of the property was duly referred to the Thibodaux Planning and Zoning Commission, which, after all legal requirements, including public hearings, has recommended favorable consideration of the requests.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the aforesaid tract of property located on the east side of LA Hwy 20 is hereby officially changed from the zoning classification of R-1 to that of R-3.

BE IT FURTHER ORDAINED that the Official Zoning Map of the City of Thibodaux is hereby amended so as to reflect the changes in zoning designations as set forth herein.

BE IT FURTHER ORDAINED that a plat illustrating the area to be re-zoned to R-3 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, Badeaux, Mire
NAYS: None
ABSENT: None
ABSTAINED: None

And the above ordinance was declared adopted this 5th day of January 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux
Lloyd "Chip" Badeaux, President

At its meeting of December 9, 2009, the Planning and Zoning Commission approved the submission of a recommendation to re-zone property located on the south side of LA Hwy 308 owned by J.B. Levert Land Company.

In accordance with the provisions of the Thibodaux Zoning Ordinance, the proposed re-zoning must be accomplished by the adoption of an ordinance. The re-zoning will change the zoning of the property from and R-2 to an R-3 District.

On motion of Councilman Taylor, seconded by Councilman Mire, the Council voted to adopt an ordinance to amend Article I, Section 101 of the Official Zoning Map to change the zoning classification for a tract of property from an R-2 District to an R-3 District (322 E Bayou Road). Upon roll call the vote was as follows:

YEAS: Councilmen Hebert, Richard, Taylor, Mire

NAYS: None

ABSTAINED: Councilman Badeaux

ABSENT: None

ORDINANCE NO. 2496

***AN ORDINANCE TO AMEND ARTICLE I, SECTION
101 OF THE OFFICIAL ZONING MAP, TO CHANGE
THE ZONING CLASSIFICATION FOR A TRACT OF
PROPERTY FROM AN R-2 DISTRICT TO AN R-3 DISTRICT***

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

WHEREAS, in accordance with the provisions of Article I of the Thibodaux Zoning Ordinance, a tract of property on the south side of LA Hwy 308 is currently zoned R-2; and

WHEREAS, the owners of the property located at 322 East Bayou Road have requested that the zoning for their property be changed from an R-2 district to an R-3 district; and

WHEREAS, a request for the said zoning change of the property was duly referred to the Thibodaux Planning and Zoning Commission, which, after all legal requirements, including public hearings, has recommended favorable consideration of the requests.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the aforesaid tract of property located on the south side of LA Hwy 308 is hereby officially changed from the zoning classification of R-2 to that of R-3.

BE IT FURTHER ORDAINED that the Official Zoning Map of the City of Thibodaux is hereby amended so as to reflect the changes in zoning designations as set forth herein.

BE IT FURTHER ORDAINED that a plat illustrating the area to be re-zoned to R-3 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, Mire

NAYS: None

ABSENT: None

ABSTAINED: Councilman Badeaux

And the above ordinance was declared adopted this 5th day of January 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux
Lloyd "Chip" Badeaux, President

The Public Works Director informed the Council Administrator that due to the City planning the construction of a restroom facility at Andolsek Park, the City will need to run utility lines to the park before construction can begin. In order to construct and maintain the utility lines, the City must enter into a servitude agreement with the property owner to do so. The property involved is owned by J.B. Levert Land Company.

The servitude agreement would allow a twenty (20') foot servitude along North Canal Blvd. for the City to construct and maintain the necessary utility lines for the construction of the restroom facilities.

On motion of Councilman Taylor, seconded by Councilman Richard, the Council voted to adopt an ordinance authorizing the Mayor to execute a servitude agreement with J.B. Levert Land Company for the construction of sewer lines for the Andolsek Park Restroom Facilities.

YEAS: Councilmen Hebert, Richard, Taylor, Mire
NAYS: None
ABSTAINED: Councilman Badeaux
ABSENT: None

ORDINANCE NO. 2497

***AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A
SERVITUDE AGREEMENT WITH J.B. LEVERT LAND COMPANY FOR
THE CONSTRUCTION OF SEWER LINES FOR THE ANDOLSEK PARK
RESTROOM FACILITIES***

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

WHEREAS, the City is in the process of developing plans to construct restroom facilities at Andolsek Park; and

WHEREAS, it is necessary to acquire a twenty (20') foot servitude from the property owner, J.B. Levert Land Company, in order to construct the necessary utility lines to service the proposed Andolsek Park Restroom Building; and

WHEREAS, it is necessary to authorize the execution of the servitude agreement by the adoption of an appropriate ordinance.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the City does hereby authorize the Mayor to execute a servitude agreement with J.B. Levert Land Company for the location of utility lines as outlined hereinabove.

BE IT FURTHER ORDAINED that a copy of the servitude 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, Mire

NAYS: None

ABSTAINED: Councilman Badeaux

ABSENT: None

And the above ordinance was declared adopted this 5th day of January 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux
Lloyd "Chip" Badeaux, President

In other business, Mrs. Mattie Williams, of 3520 Pioneer Drive Baton Rouge, LA. 70814 addressed the Council in regards to a previous condemnation hearing. This issue required no future action from the City Council.

There being no further business the meeting was adjourned.

Jennifer Morvant, Council Adm.

Lloyd "Chip" Badeaux, President

