

**OFFICIAL MINUTES OF THE CITY COUNCIL
CITY OF THIBODAUX
CITY HALL
THIBODAUX, LOUISIANA
JUNE 1, 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, June 1, 2010 at 5:00 o'clock P.M.

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

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

The minutes of the May 18, 2010 Council Meeting were approved as written.

Councilman Mire introduced 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-4 District. The Public Hearing for this ordinance will be held at the Council Meeting on Tuesday, July 6, 2010.

Councilman Hebert introduced an ordinance to amend and re-enact Section 20-6 of the Thibodaux City Code of Ordinances so as to create Sub-Section (t) (Pedestrian Crosswalk – Rue Loudon). The Public Hearing for this ordinance will be held at the Council Meeting on Tuesday, June 15, 2010.

Councilman Taylor introduced an ordinance authorizing the Mayor to sign a contract with Acadian Gas Pipeline for the purchase of natural gas. The Public Hearing for this ordinance will be held at the Council Meeting on Tuesday, June 15, 2010.

Mr. Ed Bouterie with Bourgeois Bennett presented the 2009 Audit Report relative to the City's financial status for the period ending December 31, 2009. A copy of the report was distributed to the Council Members at tonight's meeting.

On motion of Councilman Hebert, seconded by Councilman Mire, the Council adopted a resolution accepting and approving the 2009 Audit Report as presented by Bourgeois Bennett. Upon roll call the vote was as follows:

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

NAYS: None

ABSTAINED: None

ABSENT: None

RESOLUTION NO. 1552

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

WHEREAS, the Thibodaux City Charter requires that the City Council provide for an annual financial audit and compliance audit of the financial statements of the City of Thibodaux; and

WHEREAS, the audit shall be submitted to the Council in accordance with the provisions of State laws at a regularly scheduled meeting, or a special meeting, and shall be a public record; and

WHEREAS, a notice shall be published in the official journal within thirty (30) days of receipt of the audit report by the Council stating the availability of the report for inspection by the public in the office of the Council Administrator.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Thibodaux that the 2009 financial and compliance audit performed by the firm of Bourgeois Bennett, LLC has been presented to the City Council as required by State Law and is hereby approved as presented.

BE IT FURTHER RESOLVED that a copy of the 2009 Audit Report is attached hereto as Exhibit "A" and is 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, Mire and Badeaux
NAYS: None
ABSTAIN: None
ABSENT: None

And the above resolution was declared adopted this 1st day of June 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

The Public Works Director advised the Council Administrator that it is necessary for the City Council to consider the adoption of a resolution approving Change Order No. 1 for the 2010 Road Improvement Project.

This change order is being proposed due to the addition of resurfacing Afton Drive on the NSU Campus, Peltier Park Road and the re-striping of St. Patrick Hwy. to the project.

The proposed change order will increase the contract price by \$132,394.50 thereby making the total final contract price \$870,792.30.

On motion of Councilman Taylor, seconded by Councilman Hebert, the Council voted to amend the resolution to add Peltier Park Drive and remove Ardoyne Drive. Upon roll call the vote was as follows:

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

On motion of Councilman Richard, seconded by Councilman Hebert, the Council voted to adopt a resolution authorizing the Mayor to sign Change Order No. 1 with Barriere Construction for the 2010 Road Improvement Project as amended. Upon roll call the vote was as follows:

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

RESOLUTION NO. 1553

***A RESOLUTION AUTHORIZING THE MAYOR TO
SIGN CHANGE ORDER NO. 1 WITH BARRIERE
CONSTRUCTION FOR 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 entered into a contract with Barriere Construction Co. L.L.C. for the City of Thibodaux's 2010 Road Improvement Project; and

WHEREAS, due to the addition of overlaying Afton Drive on the NSU Campus, Peltier Park Drive and re-striping of St. Patrick Hwy from Glenwild Dr to LA 308 a change order is being proposed to increase the contract price in accordance with these additions; and

WHEREAS, the proposed change order increases the contract price in the amount of \$132,394.50 over the original contract bid for a new total contract price of \$870,792.30.

NOW, THEREFORE BE IT RESOLVED by the City Council that the Mayor be and is hereby authorized to execute Change Order No. 1 with Barriere Construction 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, Mire and Badeaux

NAYS: None

ABSTAINED: None

ABSENT: None

And the above resolution was declared adopted this 1st day of June 2010.

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

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

The City was contacted by Mr. Kevin Belanger with South Central Planning concerning a possible no cost extension to the agreement that provides for a review of the City's Zoning Ordinance. The original agreement called for the final report to be submitted to the City within 8 months which would be in June. They are requesting an extension through September in order to submit the final report.

The City Council has extended the moratorium on manufactured homes in R-3 Zoning Districts in hopes that this report would offer some recommendations for changes to the Zoning Ordinance. The current moratorium will be in effect through August 18, 2010.

The proposed change order will only increase the contract period. It will not change the price of the original agreement which is \$25,000.

Councilman Mire questioned the need for the extension.

Kevin Belanger with SCPDC explained that additional projects at this time with the oil spill have taken away many available resources and personnel. He

stated that they hope to complete this review prior to the September deadline that they are requesting. He also stated that the review process did not start until January.

Councilman Badeaux asked how they expected to finish in 4 months what had not been done in 8 months.

Mr. Belanger stated that the review was about 75% complete and that the City was only billed \$7,000 of the total \$25,000 contract price.

Councilman Taylor requested that the Council Administrator be involved in future meetings in order to keep the Council informed on the progress of this project.

On motion of Councilman Taylor, seconded by Councilman Hebert, the Council voted to adopt a resolution authorizing the Mayor to sign Change Order No. 1 to the agreement with South Central Planning & Development for the Thibodaux Zoning Ordinance Review. Upon roll call the vote was as follows:

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

NAYS: None

ABSTAINED: None

ABSENT: None

RESOLUTION NO. 1554

***A RESOLUTION AUTHORIZING THE MAYOR TO SIGN
CHANGE ORDER NO.1 TO THE AGREEMENT WITH SOUTH
CENTRAL PLANNING & DEVELOPMENT FOR THE
THIBODAUX ZONING ORDINANCE REVIEW***

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

WHEREAS, the City entered into an agreement on October 8, 2009 with South Central Planning and Development Commission for the purpose of conducting a review of the Thibodaux Zoning Ordinance; and

WHEREAS, SCPDC has requested Change Order No. 1 to the aforesaid agreement in order to extend the contract time frame for the review thru September, 2010; and

WHEREAS, the said agency has Change Order No. 1 to increase the contract time for an additional ninety (90) days at no additional cost to the City; and

WHEREAS, it is necessary to execute Change Order No. 1 to the Thibodaux Zoning Ordinance Review Agreement with the said agency for the services mentioned hereinbefore.

NOW, THEREFORE BE IT RESOLVED by the City Council that the Mayor be and is hereby authorized to execute Change Order No. 1 to the agreement with South Central Planning & Development for the services mentioned hereinabove.

BE IT FURTHER RESOLVED that a copy of the Change Order No. 1 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, Mire and Badeaux

NAYS: None

ABSTAINED: None

ABSENT: None

And the above resolution was declared adopted this 1st day of June 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

The City Council held 2 Condemnation Status Hearings at tonight's meeting.

The first hearing is for property located at 909 Church Street. The property owner requested a 30-day extension to try and secure quotes for the demolition of this property. He was asked to appear at tonight's meeting to give the Council a status report.

The City Inspector informed the Council that no changes had taken place at this location.

The Council adopted a motion giving the property owners an additional 60 days in order to secure someone to demolish the property. Upon roll call the vote was as follows:

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

NAYS: None

ABSTAINED: None

ABSENT: None

The second hearing is for property located at 222, 224, 226, & 228 North 11th Street. The Council was notified that this property was in the foreclosure process, and allowed the owner an additional 90-days in order to finalize the financial matters for this property.

Wiley Matherne, with Community Bank, stated that their attorney suggested that the bank wait 60 days after the Sheriff Sale before proceeding with condemnation.

The Council adopted a motion for a 60 day extension. Upon roll call the vote was as follows:

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

NAYS: None

ABSTAINED: None

ABSENT: None

The Council amended this section of the Code of Ordinances on August 18, 2009 in order to increase the available parking along Canal Blvd. for the business located at the corner of Canal Blvd. and West 2nd Street. This No Parking Zone was originally created to increase the line of sight for vehicles entering Canal Blvd. from West 2nd Street.

On April 1, 2010, West 2nd became a One-Way from Canal Blvd. to St. Philip Street, which eliminated the traffic flow from West 2nd to Canal Blvd. Councilman Badeaux is asking the Council to consider removing this section of the Code of Ordinances so as to allow additional parking for these businesses.

The proposed ordinance would rescind all provisions of Section 20-13 Sub-Section (pp) of the Thibodaux City Code of Ordinances.

On motion of Councilman Taylor, seconded by Councilman Mire, the Council voted to adopt an ordinance to amend and re-enact Section 20-13 of the Thibodaux City Code of Ordinances so as to rescind Sub-Section (pp) (No Parking on a section of Canal Blvd.) (Proposed by Councilman Badeaux) Upon roll call the vote was as follows:

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

NAYS: None

ABSTAINED: None

ABSENT: None

ORDINANCE NO. 2521

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 20-13 OF THE THIBODAUX CITY CODE OF ORDINANCES SO AS TO RESCIND SUB-SECTION (pp) (NO PARKING ON A SECTION OF CANAL BOULEVARD)

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

WHEREAS, Section 20-13 Sub-Section (pp) of the Thibodaux City Code of Ordinances establishes no parking on the west side of Canal Boulevard from its intersection with West 3rd Street north a distance of eighty-three feet (83') and from its intersection with West 2nd Street north a distance of approximately eighty-three feet (83'); and

WHEREAS, on April 1, 2010 the Thibodaux City Council put into effect a one-way street on West Second Street with traffic moving west from Canal Boulevard to St. Philip Street; and

WHEREAS, due to the inception on the one-way street on West Second Street the line of sight for traffic entering Canal Boulevard from West Second Street is no longer a hazard for this area; and

WHEREAS, in order to improve parking for the businesses in this area the City Council feels it would be appropriate to rescind Section 20-13 Sub-Section (pp) of the Thibodaux City Code of Ordinances.

NOW, THEREFORE BE IT ORDAINED that the City Council of the City of Thibodaux hereby rescinds, repeals and revokes its legislation designated as Section 20-13 Sub-Section (pp) of the Thibodaux City Code of Ordinances.

BE IT FURTHER ORDAINED that the provisions of this ordinance shall become effective immediately upon its adoption.

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

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

NAYS: None

ABSENT: None

ABSTAINED: None

And the above ordinance was declared adopted this 1st day of June 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

The Mayor has advised the Council Administrator that due to mandates of the Governor's Office of Elderly Affairs, it is necessary for the City to execute an agreement with the Lafourche Council on Aging for the services that they provide at the Thibodaux Senior Citizens Center. The proposed agreement is for a term of one year from July 1, 2010 to June 30, 2011.

On motion of Councilman Taylor, seconded by Councilman Hebert, the Council voted to adopt an ordinance authorizing the Mayor to sign a contract with the Lafourche Council on Aging. Upon roll call the vote was as follows:

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

ORDINANCE NO. 2522

***AN ORDINANCE AUTHORIZING THE MAYOR
TO SIGN A CONTRACT WITH THE LAFOURCHE
COUNCIL ON AGING***

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

WHEREAS, the City receives services from the Lafourche Council on Aging relative to serving daily meals and providing other services at the Thibodaux Senior Citizens Center; and

WHEREAS, it is necessary to execute a contract with the said agency to provide the services mentioned hereinbefore.

NOW, THEREFORE BE IT ORDAINED by the City Council that the Mayor be and is hereby authorized to execute a contract with the Lafourche Council on Aging for services provided at the Thibodaux Senior Citizens Center as mentioned above for the period from July 1, 2010 through June 30, 2011.

BE IT FURTHER ORDAINED that a copy of the said contract 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 and Badeaux
NAYS: None
ABSTAINED: None
ABSENT: None

And the above ordinance was declared adopted this 1st day of June 2010.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

There being no further business the meeting was adjourned.

Jennifer Morvant, Council Adm.

Lloyd "Chip" Badeaux, President

