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, May 6, 2014 at 5:00 P.M.

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

There were also present: Mayor Tommy Eschete and Beau Brooks.

Absent: None

The minutes of the April 14, 2014 City Council Meeting were approved as written.

Councilman Hebert introduced an ordinance to authorize the Mayor to sign a memorandum of understanding with the Louisiana Endowment for the Humanities for the PRIME TIME Program. The Public Hearing for this ordinance will be held at the Council meeting on Tuesday, May 20, 2014.

Councilman Richard introduced an ordinance to levy ad valorem tax millages for the Year 2014. The Public Hearing and vote on adoption of this ordinance will be held at the Council meeting on Tuesday, June 17, 2014.

Councilman Hebert introduced an ordinance to roll forward ad valorem tax millages for the Year 2014. The Public Hearing and vote on adoption of this ordinance will be held at the Council meeting on Tuesday, June 17, 2014.

The Mayor's Office informed the Council Administrator that the City has requested that Comite Resources, Inc. prepare a professional services contract that would authorize them to perform an Assimilation Wetland Ecological Baseline Study for the proposed North Thibodaux Sewer Plant. This baseline study is required in order for the City to apply for a site permit through Louisiana DEQ and the Corps of Engineers in order to discharge secondarily-treated effluent into the wetlands. The City will utilize the same method of sewer treatment at the new North Thibodaux Sewer Plant as we currently use at the existing plant. The cost for this study is $135,000 payable in six equal payments of $22,500.00.

On motion of Councilwoman Johnson, seconded by Councilman Hebert, the Council voted on a resolution to authorize the Mayor to sign a professional services contract with Comite Resources for the Assimilation Wetland North Ecological Baseline Study. Upon roll call the vote was as follows:

YEAS: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None

RESOLUTION NO. 1882

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A PROFESSIONAL SERVICES CONTRACT WITH COMITE RESOURCES FOR THE ASSIMILATION WETLAND NORTH ECOLOGICAL BASELINE STUDY

BE IT RESOLVED by the City Council of the City of Thibodaux in regular session assembled, that;
WHEREAS, Comite Resources has prepared a contract to perform the Thibodaux Assimilation Wetland North Ecological Baseline Study for the new North Thibodaux Sewerage Treatment Plant; and

WHEREAS, the aforesaid study is necessary in order to have the proposed project site approved by the Louisiana Department of Environmental Quality (LDEQ) and the US Army Corps of Engineers (COE); and

WHEREAS, the cost of the study is $135,000.00 for basic work performed in six equal payments of $22,500.00 based on submittal of progress reports and the final Ecological Baseline Study; and

WHEREAS, it is necessary to execute a professional services contract with the said consulting firm for the services mentioned hereinafter.

NOW, THEREFORE BE IT RESOLVED by the City Council that the Mayor be and is hereby authorized to execute a contract with Comite Resources, Inc. for the preparation of the Thibodaux Assimilation Wetland North Ecological Baseline Study in conjunction with the new North Thibodaux Sewerage Treatment Plant.

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: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None

And the above resolution was declared adopted this 6th day of May 2014.

/s/ Jennifer Morvant /s/ Chad J. Mire
Jennifer Morvant, Council Adm. Chad J. Mire, President

The City of Thibodaux is designated as an “Entitlement City” receiving Community Development Block Grant (CDBG) funds through the U. S. Department of Housing and Urban Development.

The City’s Housing and Community Development Director informed the Council Administrator that the City has received notice of its 2014 CDBG Entitlement allocation from HUD, and now must submit the application for Federal Assistance and the annual action plan for Fiscal Year 2014. The City’s estimated entitlement for FY 2014 is $143,189.00.

On motion of Councilwoman Johnson, seconded by Councilman Hebert, the Council voted on a resolution to authorize the Mayor to submit the City’s 2014 CDBG application for funds and Annual Action Plan to HUD. Upon roll call the vote was as follows:

YEAS: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None

RESOLUTION NO. 1883

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 2014 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 Tommy Eschete, Mayor, to proceed with the submission of the Application for Federal Assistance for $143,189.00 of Community Development 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: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSENT: None

And the above resolution was declared adopted this 6th day of May 2014.

/s/ Jennifer Morvant      /s/ Chad J. Mire
Jennifer Morvant, Council Adm.          Chad J. Mire, President

The Mayor informed the Council Administrator that the State DOTD has proposed that the City continue to maintain the green space along State Highways located in our City under the provisions of an agreement under which the City would be compensated for the services. The City will be required to clean and mow the green spaces at least four (4) times per year.

The agreement proposed is for the period of July 1, 2014 to June 30, 2015 at certain rates of reimbursement depending on the type of highway. In accordance with the provisions of the proposed maintenance agreement, the City will receive $12,300.00 annually for our maintenance services provided.

On motion of Councilman Hebert, seconded by Councilman Richard, the Council voted on a resolution to authorize the Mayor to sign a maintenance agreement with the Louisiana DOTD for the maintenance of green space on State Highways. Upon roll call the vote was as follows:

YEAS: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None

RESOLUTION NO. 1884

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A MAINTENANCE AGREEMENT WITH LOUISIANA DOTD FOR THE MAINTENANCE OF GREEN SPACE ON STATE HIGHWAYS

BE IT RESOLVED by the City Council of the City of Thibodaux in regular session assembled, that:
WHEREAS, the Mayor has received a proposal from the State DOTD to compensate the City to maintain the green spaces located along the State Highway routes which are located within the corporate limits of the City; and

WHEREAS, the State proposes to reimburse the City in the amount of $12,300.00 during the period of July 1, 2014 to June 30, 2015 for the maintenance of green space along 8.75 miles of State highways located within the City; and

WHEREAS, it is necessary to execute a maintenance agreement with the State DOTD for the reimbursements/compensation mentioned hereinbefore.

NOW, THEREFORE BE IT RESOLVED by the City Council that the Mayor be and is hereby authorized to execute a maintenance agreement with the Louisiana DOTD for the maintenance of green space along State Highways located in the City limits as outlined above.

BE IT FURTHER RESOLVED that a copy of the said agreement 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: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None

And the above resolution was declared adopted this 6th day of May 2014.

/s/ Jennifer Morvant                     /s/ Chad J. Mire
Jennifer Morvant, Council Adm.           Chad J. Mire, President

The Finance Director informed the Council Administrator that she received a proposal for the City’s Fire and Property Insurance coverage for the period June 1, 2014 through June 1, 2015.

The proposal presented by Jones Insurance Services includes $24,611,940.00 of coverage through Underwriters at Lloyd’s. This amount of coverage covers the full statement of values for the City and the proposed premium is a 2.6% decrease from the 2013-2014 premiums. The annual cost for the proposed coverage is $142,695.00.

On motion of Councilman Hebert, seconded by Councilwoman Johnson, the Council voted on a resolution to authorize the Mayor to sign a contract presented by Jones Insurance Services with Underwriters at Lloyd’s for 2014-2015 Fire and Property Insurance. Upon roll call the vote was as follows:

YEAS: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None

RESOLUTION NO. 1885

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A CONTRACT PRESENTED BY JONES INSURANCE SERVICES WITH UNDERWRITERS AT LLOYD’S FOR 2014-2015 FIRE AND PROPERTY INSURANCE

BE IT RESOLVED by the City Council of the City of Thibodaux in regular session assembled, that:
WHEREAS, the City's Fire and Property Insurance coverage is set to expire on June 1, 2014; and

WHEREAS, the City has received a renewal proposal from our local agent, Jones Insurance Services, for the City's 2014-2015 Fire and Property Insurance coverage; and

WHEREAS, the Mayor is recommending that the City accept the proposal presented by Jones Insurance Services with Underwriters at Lloyd’s for the aforesaid insurance coverage with an annual premium of $142,695.00 for $24,611,940.00 in coverage based on the City’s statement of values.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Thibodaux that the Mayor be and is hereby authorized to sign a contract for the coverage presented by Jones Insurance Services for the City's 2014-2015 Fire and Property Insurance coverage as stated herein.

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

YEAS: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None

And the above resolution was declared adopted this 6th day of May 2014.

/s/ Jennifer Morvant /s/ Chad J. Mire
Jennifer Morvant, Council Adm. Chad J. Mire, President

Mr. Dwayne Bourgeois with the North Lafourche Levee District conducted a presentation and discussed the ongoing projects of the NLLD in and around the City of Thibodaux.

The Finance Director informed the Council Administrator that the City has negotiated a grant of servitude and assignment of lease agreement with Global Signal Acquisitions IV c/o Crown Castle for the property located behind the public works barn where the wireless telecommunications tower is located.

The Mayor negotiated a perpetual lease agreement with GSA IV which gives them the right to operate the wireless telecommunications tower on this property until such time that they terminate the agreement. Due to the nature of the equipment located at this site, the City has received two separate agreements in order to grant this lease to GSA IV. The proposed lease agreements stipulate a payment for the Henry Schyler Thibodaux Street section in the amount of $348,418.00, and a payment for the East 12th Street and Tetreau Street section in the amount of $651,852.00 for a total amount of $1,000,270.00 to be paid upon execution of the lease agreements.

On motion of Councilman Hebert, seconded by Councilman Richard, the Council voted on an ordinance to authorize the Mayor to execute a Grant of Servitude and Assignment of Lease Agreement with Global Signal Acquisitions IV, LLC for the perpetual lease of a parcel of property located at 1219 Henry Schyler Thibodaux Street for the operation of a wireless telecommunications tower. Upon roll call the vote was as follows:

YEAS: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None
ORDINANCE NO. 2726

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A GRANT OF SERVITUDE AND ASSIGNMENT OF LEASE AGREEMENT WITH GLOBAL SIGNAL ACQUISITIONS IV, LLC FOR THE PERPETUAL LEASE OF A PARCEL OF PROPERTY LOCATED AT 1219 HENRY SCHYLER THIBODAUX STREET FOR THE OPERATION OF A WIRELESS TELECOMMUNICATIONS TOWER

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

WHEREAS, the City owns property known as Tax Parcel No. 8020457700 located at 1219 Henry Schyler Thibodaux Street that is utilized for the operation of a wireless telecommunications tower; and

WHEREAS, the City and Global Signal Acquisitions IV LLC c/o Crown Castle USA Inc. have negotiated a Grant of Servitude and Assignment of Lease agreement outlining the terms and conditions under which GSA IV will be able to utilize said property for the operation of the wireless telecommunications tower; and

WHEREAS, the proposed lease calls for a perpetual term with GSA IV having the right to terminate upon providing written notice to the City in consideration of a one-time lease payment of $348,418.00; and

WHEREAS, it is necessary to execute the aforesaid Grant of Servitude and Assignment of Lease Agreement with Global Signal Acquisitions IV, LLC for the perpetual lease of the property under the terms and conditions mentioned above.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the Mayor be and is hereby authorized to execute a Grant of Servitude and Assignment of Lease Agreement with Global Acquisitions IV, LLC c/o Crown Castle USA Inc. for the perpetual lease of property located at 1219 Henry Schyler Thibodaux Street for the operation of a wireless telecommunications tower.

BE IT FURTHER ORDAINED that a copy of the said Grant of Servitude and Assignment of Lease 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: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None

And the above ordinance was declared adopted this 6th day of May 2014.

/s/ Jennifer Morvant /s/ Chad J. Mire
Jennifer Morvant, Council Adm. Chad J. Mire, President

On motion of Councilman Hebert, seconded by Councilwoman Johnson, the Council voted on an ordinance to authorize the Mayor to execute a Grant of Servitude and Assignment of Lease Agreement with Global Signal Acquisitions IV, LLC for the perpetual lease of a parcel of property located at East 12th Street and Tetreau Street for the operation of a wireless telecommunications tower. Upon roll call the vote was as follows:

YEAS: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None
ORDINANCE NO. 2727

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A GRANT OF SERVITUDE AND ASSIGNMENT OF LEASE AGREEMENT WITH GLOBAL SIGNAL ACQUISITIONS IV, LLC FOR THE PERPETUAL LEASE OF A PARCEL OF PROPERTY LOCATED AT EAST 12TH STREET AND TETREAU STREET FOR THE OPERATION OF A WIRELESS TELECOMMUNICATIONS TOWER

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

WHEREAS, the City owns property known as Tax Parcel No. 8020457700 located at East 12th Street and Tetreau Street that is utilized for the operation of a wireless telecommunications tower; and

WHEREAS, the City and Global Signal Acquisitions IV LLC c/o Crown Castle USA Inc. have negotiated a Grant of Servitude and Assignment of Lease agreement outlining the terms and conditions under which GSA IV will be able to utilize said property for the operation of the wireless telecommunications tower; and

WHEREAS, the proposed lease calls for a perpetual term with GSA IV having the right to terminate upon providing written notice to the City in consideration of a one-time lease payment of $651,852.00; and

WHEREAS, it is necessary to execute the aforesaid Grant of Servitude and Assignment of Lease Agreement with Global Signal Acquisitions IV, LLC for the perpetual lease of the property under the terms and conditions mentioned above.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the Mayor be and is hereby authorized to execute a Grant of Servitude and Assignment of Lease Agreement with Global Acquisitions IV, LLC c/o Crown Castle USA Inc. for the perpetual lease of property located at East 12th Street and Tetreau Street for the operation of a wireless telecommunications tower.

BE IT FURTHER ORDAINED that a copy of the said Grant of Servitude and Assignment of Lease 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: Hebert, Richard, Johnson, Badeaux, Mire
NAYS: None
ABSTAINED: None

And the above ordinance was declared adopted this 6th day of May 2014.

/s/ Jennifer Morvant      /s/ Chad J. Mire
Jennifer Morvant, Council Adm.            Chad J. Mire, President

Under other business, the Council Administrator asked that the Council consider adding 2 items to the agenda for introduction due to time constraints.

On motion of Councilman Hebert, seconded by Councilman Badeaux, the Council voted unanimously to add the first item to the agenda.

Councilman Hebert introduced an ordinance to authorize the Mayor to execute an expedited penalty agreement with the Louisiana Department of Environmental Quality Office of Environmental Compliance. The Public Hearing for this ordinance will be held at the Council Meeting on Tuesday, May 20, 2014.
On motion of Councilman Hebert, seconded by Councilwoman Johnson, the Council voted unanimously to add the second item to the agenda.

Councilman Hebert introduced an ordinance to amend and re-enact Ordinance No. 1874-Wireless Communication Facility Site Locations. The Public Hearing for this ordinance will be held at the Council Meeting on Tuesday, June 3, 2014.

Mayor’s Report

1) General Information – None

2) Project Status Updates – The Mayor gave an update on the Tiger Drive Bridge Project, the Sewer Sludge Removal Project, the North Canal Widening Project and the North Thibodaux Sewer Project.

3) Department Directors Updates – None

Councilman Mire thanked everyone for their help and support during the Fireman’s Fair Weekend.

Councilwoman Johnson addressed an issue that was brought to her attention concerning food being sold from an area within her district. She questioned whether this type of business was acceptable within the current zoning ordinance.

There being no further business the meeting was adjourned.

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Jennifer Morvant, Council Adm.              Chad J. Mire, President