

**OFFICIAL MINUTES OF THE CITY COUNCIL  
CITY OF THIBODAUX  
CITY HALL  
THIBODAUX, LOUISIANA  
OCTOBER 15, 2019**

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, October 15, 2019 at 5:00 P.M.

There were present: Councilmen Tabor, Richard, Naquin, Mire and Councilwoman Johnson.

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

Absent: None

The minutes of the October 1, 2019 City Council Meeting were approved as written.

The Finance Director presented the Council with the monthly financial report as required by the State's Agreed-Upon Procedures for September 2019.

Barbara Babin, President of the Thibodaux Garden Club, presented the City with gift certificates totaling \$3,000.00. The certificates are from Green Acres Nursery, Hebert's Nursery and Southern Roots Nursery and will be used to beautify the City.

The State Department of Transportation and Development, Division of Aviation administers a Grant Program to partially fund improvements to local eligible airport facilities. The Mayor is interested in applying for a grant under the provisions of this program.

The purpose of the grant application is to acquire funding to make improvements to the Thibodaux Municipal Airport. The total estimated cost of the proposed FY 2020-2025 improvements to the airport is \$3,251,000.00.

On motion of Councilman Richard, seconded by Councilman Naquin, the Council voted on a resolution to authorize the Mayor to submit a Capital Improvement Plan approved by FAA and DOTD to the State of Louisiana which outlines the specific future development of the Thibodaux Municipal Airport. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

**RESOLUTION NO. 2238**

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

***WHEREAS***, Title 2 of the Louisiana Revised Statutes of 1950 provides that cities, towns, parishes, and other political subdivisions of this State may separately or jointly acquire, establish, construct, expand, own, lease, control, equip, improve, maintain, operate, regulate, and police airports and landing fields for the use of aircraft; and,

**WHEREAS, the State of Louisiana, Department of Transportation and Development, Division of Aviation (formerly the LA DOTD-OAPT) is charged by Title 2 with the responsibility for the development of aviation facilities within the State to foster air commerce and to safeguard the interests of those engaged in all phases of the aviation industry and of the general public; and,**

**WHEREAS, the City of Thibodaux, hereinafter referred to as “Sponsor”, has completed an FAA and DOTD approved Master Plan, Action Plan, and/or Airport Layout Plan which outlines the specific future development of the Thibodaux Municipal Airport; and, the Sponsor is desirous of implementing a portion of the approved Plan recommendations which provide for the critically needed improvements as stated herewith to substantially improve the safety and usability of the Airport, but does not have sufficient funds of its own required for completing the needed improvements; and,**

**WHEREAS, the LA DOTD, Division of Aviation is authorized by Title 2 to expend funds for the construction or enlargement of airports for the safety and advancement of aeronautics;**

***NOW, THEREFORE, BE IT RESOLVED:***

#### **SECTION I**

**That the Sponsor does hereby formally request that the LA DOTD, Division of Aviation provide funds required to complete the airport improvements at the Thibodaux Municipal Airport specifically as described in the Application for State Financial Assistance:**

#### **SECTION II**

**That the said LA DOTD, Division of Aviation be and is hereby assured that all necessary servitudes, rights-of-way, rights of ingress and egress and means thereof will be furnished by the Sponsor and the titles thereto will be valid and indefeasible, and that the Sponsor will assume ownership, financial reporting, and complete responsibility for the maintenance and upkeep of the airport after completion of said improvement.**

#### **SECTION III**

**That the Sponsor will save and hold the said LA DOTD, Division of Aviation, its officers, agents, and employees harmless from any liability or claim for damages arising out of the project, including death or injuries to third parties including, but not limited to, liability or claim for damages out of the negligence of said LA DOTD, Division of Aviation, its officers, agents, or employees, and expressly agrees to defend any suit of any nature brought against the LA DOTD, Division of Aviation as a result of this project.**

#### **SECTION IV**

**That the Mayor, Tommy Eschete, of the Sponsor be and is hereby authorized and directed to evidence this agreement by affixing his signature on subsequent related documents/agreements as required by the rules and regulations of the Federal Aviation Administration and the State of Louisiana and the Council Administrator is hereby authorized to attest said execution.**

#### **SECTION V**

**That this resolution shall be in full force and effect from and after its adoption.**

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

**YEAS:** Tabor, Richard, Johnson, Naquin, Mire

**NAYS:** None

**ABSTAINED:** None

And the above resolution was declared adopted this 15<sup>th</sup> day of October 2019.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

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

Due to medical reasons, the Police K-9, Titan, needs to be retired from active duty. In order to retire the dog the Council must declare it as surplus, and then the City may sell the dog to the handler along with the kennel and any equipment and appurtenances associated with the canine for \$1.00. This is the procedure utilized by other local law enforcement departments that utilize K-9 units.

On motion of Councilman Tabor, seconded by Councilwoman Johnson, the Council voted on a resolution to declare retired Police Department K-9, Titan, surplus and authorizing the Mayor to execute a Bill of Sale, Waiver of Liability, and Hold Harmless Agreement with the Handler. Upon roll call the vote was as follows:

**YEAS:** Tabor, Richard, Johnson, Naquin, Mire

**NAYS:** None

**ABSTAINED:** None

***RESOLUTION NO. 2239***

***RESOLUTION DECLARING RETIRED POLICE DEPARTMENT K9,  
TITAN, SURPLUS AND AUTHORIZING THE MAYOR TO EXECUTE A  
BILL OF SALE, WAIVER OF LIABILITY AND HOLD HARMLESS  
AGREEMENT WITH THE HANDLER***

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

***WHEREAS***, the Thibodaux Police Department, upon verification by a Veterinarian, has been informed that one police dog assigned to the Department is no longer qualified for active duty; and

***WHEREAS***, the Police Chief has recommended that said canine be declared surplus and be "retired" from active duty with the Police Department; and

***WHEREAS***, the handler to which the canine has been assigned has requested the ownership of the canine be transferred to him; and

***WHEREAS***, in consideration of the unique training provided to police canines and their handlers, and the relationship established between handlers and their police canines, and the potential danger to the public which police canines pose if not under the control of their handlers, this Council desires to authorize the Mayor to sign a Bill of Sale for said canine to its respective handler.

***NOW, THEREFORE, BE IT RESOLVED*** by the City Council of the City of Thibodaux that:

That certain police canine identified as Titan, a four (4) year old German Shepherd, together with the kennels and any equipment and appurtenances heretofore furnished by the City for the use of the canine, is hereby declared surplus, title thereto may be conveyed to the respective handler of said canine for the consideration of One Dollar (\$1.00) and other good and valuable consideration and upon execution of a waiver of liability and hold harmless agreement by said handler.

*BE IT FURTHER RESOLVED* that a copy of the Bill of Sale, Waiver of Liability, and Hold Harmless Agreement for Retired Police Canine 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: Tabor, Richard, Johnson, Naquin, Mire  
NAYS: None  
ABSTAINED: None

And the above resolution was declared adopted this the 15<sup>th</sup> day of October 2019.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

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

Councilman Tabor introduced an ordinance to amend the official zoning map in accordance with section 104 of the Thibodaux Zoning Ordinance to change the zoning classification for a tract of property from an RB District to a C1 District (201 East 2<sup>nd</sup> Street). The Public Hearing on this ordinance will be held at the Council meeting on November 5, 2019.

The Mayor updated the Council on projects going on throughout the City and stated that the 2020 Budget would be presented at the first meeting in November.

There being no further business the meeting was adjourned.

\_\_\_\_\_  
Jennifer Morvant, Council Adm.

\_\_\_\_\_  
Chad J. Mire, President