

**OFFICIAL MINUTES OF THE CITY COUNCIL
CITY OF THIBODAUX
CITY HALL
THIBODAUX, LOUISIANA
NOVEMBER 19, 2019**

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, November 19, 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 November 5, 2019 City Council Meeting were approved as written.

The Finance Director presented the Monthly Financial Report as required by the State's Agreed-Upon Procedures for October 2019.

The City received bids on November 1, 2019 for the North Thibodaux Wastewater Treatment Plant – Phase IV Project that was designed by T. Baker Smith. This phase of the project includes the construction of the new wastewater treatment plant facility.

The lowest responsible base bid was received from NCMC, LLC in the amount of \$6,200,000.00. The project engineer has recommended that the City accept the low bid as submitted, and the award of the construction contract, upon concurrence of DEQ.

The Council Administrator informed the Council of a typo error the amount listed in the resolution; instead of \$6,200,000.00 it should have been \$6,717,000.00.

On motion of Councilman Tabor, seconded by Councilwoman Johnson, the Council voted on a resolution to accept the low bid of NCMC, LLC for the North Thibodaux Wastewater Treatment Facility Phase IV Project and authorizing the Mayor to execute the construction contract therewith. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

On motion of Councilwoman Johnson, seconded by Councilwoman Naquin, the Council voted on a resolution to accept the low bid of NCMC, LLC for the North Thibodaux Wastewater Treatment Facility Phase IV Project and authorizing the Mayor to execute the construction contract therewith as amended. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

RESOLUTION NO. 2245

**A RESOLUTION ACCEPTING THE LOW BID OF NCMC, LLC FOR
THE NORTH THIBODAux WASTEWATER TREATMENT
FACILITY PHASE IV PROJECT AND AUTHORIZING THE MAYOR
TO EXECUTE THE CONSTRUCTION CONTRACT THEREWITH**

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

WHEREAS, the City received bids on November 1, 2019 for the North Thibodaux Wastewater Treatment Facility Phase IV Project Rebid; and

WHEREAS, the low bid was received from NCMC, LLC in the amount of \$6,717,000.00; and

WHEREAS, the project engineer, T. Baker Smith, has recommended that the City accept the low bid as submitted by NCMC, LLC; and

WHEREAS, it is necessary to consider the acceptance of the low bid and authorize the Engineer to award the contract with the said contractor for the project mentioned hereinbefore.

NOW, THEREFORE BE IT RESOLVED that the City does hereby accept the low bid submitted by NCMC, LLC in the amount stated hereinbefore upon concurrence of Louisiana Department of Environmental Quality.

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

BE IT FURTHER RESOLVED that a copy of the bid results and engineer's recommendation 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 19th day of November 2019.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

Councilman Naquin introduced an ordinance to approve a special exception request in accordance with Section 307 of the Thibodaux Zoning Ordinance in order to allow a manufactured home in an R-4 Zoning District – 1342 Ledet Street. The Public Hearing on this ordinance will be held at the Council meeting on December 17, 2019.

Councilman Richard introduced an ordinance to amend and re-enact Article IX Section 904 (c) of the Thibodaux Zoning Ordinance – Prohibited Signs. The Public Hearing on this ordinance will be held at the Council meeting on December 17, 2019.

Councilwoman Johnson introduced an ordinance to amend and re-enact Article IX Section 907 (E) (6) of the Thibodaux Zoning Ordinance – Electronic Message Display Board. The Public Hearing on this ordinance will be held at the Council meeting on December 17, 2019.

Councilman Naquin introduced an ordinance to amend and re-enact Article IX Section 908 (C) of the Thibodaux Zoning Ordinance – Size of off Premise Signs. The Public Hearing on this ordinance will be held at the Council meeting on December 17, 2019.

Councilman Tabor introduced an ordinance to amend and re-enact Article IX Section 908 (F) (1) (c) of the Thibodaux Zoning Ordinance – Lighting of off Premise Signs. The Public Hearing on this ordinance will be held at the Council meeting on December 17, 2019.

Councilman Naquin introduced an ordinance to amend Ordinance No. 3011 “Appropriation Ordinance for the Year 2019” (Supplemental Appropriation). The Public Hearing on this ordinance will be held at the Council meeting on December 3, 2019.

Councilman Tabor introduced an ordinance to approve the final plat for the re-division of a property belonging to the congregation of St. Joseph Roman Catholic Church into Parcel A and Parcel B. The Public Hearing on this ordinance will be held at the Council meeting on December 3, 2019.

The rates for water, natural gas and sewer services are established in the Thibodaux City Code of Ordinances. In accordance with our utility ordinances, the rates may be adjusted annually based on the CPI index by the adoption of an ordinance amending those sections of the code in order to establish the new rates.

The Finance Director submitted a request to increase the rates for all utility services based on the August 2019 CPI increase of 1.7%.

On motion of Councilman Naquin, seconded by Councilman Tabor, the Council voted on an ordinance to amend and re-enact Section 21-12 of the Thibodaux City Code of Ordinances – Sewer Service Charges. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3044

***AN ORDINANCE TO AMEND AND RE-ENACT
SECTION 21-12 OF THE THIBODAUX CITY CODE
OF ORDINANCES - SEWER SERVICE CHARGES***

BE IT ORDAINED by the City Council of the City of Thibodaux in regular session assembled, that Section 21-12 of the Thibodaux City Code of Ordinances is hereby amended and re-enacted so as to read as follows:

Sec. 21-12. Sewer service charges.

The following sewerage service charges shall be imposed on the residents of the City:

Three dollars and thirty-six cents (\$3.62) per one thousand (1,000) gallons of water purchased.

Customers who qualify as a commercial laundry business can apply for an adjustment of their water consumption which shall reflect a reduction of twenty (20%) percent of actual water purchased when calculating their sewer fees

This rate may be adjusted annually in an amount not to exceed the U.S. City Average Consumer Price Index for all Urban Consumers (CPI-U) for All Items, Not Seasonally Adjusted, for the previous 12 months as published by the U.S.

Department of Labor. The annual rate adjustment shall be approved by the City Council by means of the adoption of an appropriate ordinance prior to implementation.

BE IT FURTHER ORDAINED that the provisions of this ordinance shall become effective January 1, 2020.

The above ordinance 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 ordinance was declared adopted this 19th day of November 2019.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

On motion of Councilman Tabor, seconded by Councilman Richard, the Council voted on an ordinance to amend and re-enact Section 21-26 of the Thibodaux City Code of Ordinances – Natural Gas Rates. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Naquin, Mire

NAYS: Johnson

ABSTAINED: None

ORDINANCE NO. 3045

***AN ORDINANCE TO AMEND AND RE-ENACT
SECTION 21-26 OF THE THIBODAUX CITY CODE
OF ORDINANCES - NATURAL GAS RATES***

BE IT ORDAINED by the City Council of the City of Thibodaux in regular session assembled, that Section 21-26 of the Thibodaux City Code of Ordinances is hereby amended and re-enacted so as to read as follows:

Sec. 21-26. Natural gas rates.

The rate charged for the consumption of natural gas for all commercial, residential, industrial and institutional customers shall be as follows:

Cost of natural gas delivered to the city gate + \$3.85/MmBtu.

Minimum monthly charge - \$3.85

This rate may be adjusted annually in an amount not to exceed the U.S. City Average Consumer Price Index for all Urban Consumers (CPI-U) for All Items, Not Seasonally Adjusted, for the previous 12 months as published by the U.S. Department of Labor. The annual rate adjustment shall be approved by the City Council by means of the adoption of an appropriate ordinance prior to implementation.

BE IT FURTHER ORDAINED that the provisions of this ordinance shall become effective January 1, 2020.

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

YEAS: Tabor, Richard, Naquin, Mire
NAYS: Johnson
ABSTAINED: None

And the above ordinance was declared adopted this 19th day of November 2019.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

On motion of Councilwoman Johnson, seconded by Councilman Naquin, the Council voted on an ordinance to amend and re-enact Section 21-43 of the Thibodaux City Code of Ordinances – Water Rates. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Naquin, Mire
NAYS: None
ABSTAINED: None

ORDINANCE NO. 3046

***AN ORDINANCE TO AMEND AND RE-ENACT
SECTION 21-43 OF THE THIBODAUX CITY CODE
OF ORDINANCES - WATER RATES***

BE IT ORDAINED by the City Council of the City of Thibodaux in regular session assembled, that Section 21-43 of the Thibodaux City Code of Ordinances is hereby amended and re-enacted so as to read as follows:

Sec. 21-43. Water rates.

The following monthly water rates shall be imposed on the residents of the city effective January 1, 2020:

<i>\$4.04</i>	<i>Minimum charge 1,000 gallons or less.</i>
<i>\$3.99/1,000 gallons</i>	<i>1,001 – 15,000 gallons</i>
<i>\$3.94/1,000 gallons</i>	<i>15,001 – 50,000 gallons</i>
<i>\$3.89/1,000 gallons</i>	<i>50,001 – 100,000 gallons</i>
<i>\$3.84/1,000 gallons</i>	<i>Over 100,000 gallons</i>

This rate may be adjusted annually in an amount not to exceed the U.S. City Average Consumer Price Index for all Urban Consumers (CPI-U) for All Items, Not Seasonally Adjusted, for the previous 12 months as published by the U.S. Department of Labor. The annual rate adjustment shall be approved by the City Council by means of the adoption of an appropriate ordinance prior to implementation.

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

YEAS: Tabor, Richard, Johnson, Naquin, Mire
NAYS: None
ABSTAIN: None

And the above resolution was declared adopted this 19th day of November 2019.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

The City wishes to enter into a service agreement with Acadian Ambulance for exclusive emergency and non-emergency ambulance services which originate within the geographical boundaries of the City of Thibodaux.

The agreement stipulates that Acadian will provide these exclusive services for a period of five years and the City can renew for one additional five year period.

Teddy Crochet, 248 Hwy 20, Schriever, LA, introduced himself as a representative from Acadian Ambulance.

On motion of Councilman Naquin, seconded by Councilman Tabor, the Council voted on an ordinance to authorize the Mayor to execute an agreement with Acadian Ambulance for emergency and non-emergency ground ambulance services. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3047

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ACADIAN AMBULANCE FOR EMERGENCY AND NON-EMERGENCY GROUND AMBULANCE SERVICES

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

WHEREAS, the City wishes to enter an Agreement with Acadian Ambulance in order for them to provide exclusive emergency and non-emergency ambulance services which originate within the geographical boundaries of the City of Thibodaux; and

WHEREAS, the term of this agreement shall be for five (5) years from date of signature, and shall be renewable for one (1) additional five (5) year term at the discretion of the City; and

WHEREAS, it is necessary to execute an agreement with Acadian Ambulance for the services to be rendered in conjunction with this agreement.

NOW, THEREFORE BE IT ORDAINED by the City Council that the Mayor be and is hereby authorized to execute an agreement with Acadian Ambulance for emergency and non-emergency ground ambulance services in the City of Thibodaux.

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

YEAS: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAIN: None

And the above ordinance was declared adopted this 19th day of November 2019.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

The Mayor has received a request to amend our current Charitable Gaming Ordinance which restricts licensed organizations to operate no more than one bingo game per week. After researching the State's Statutes regarding charitable gaming and finding that LA R.S. 4:714 states that "No Licensee shall hold, operate, or conduct any game of chance under this Chapter more often than on twenty days in any month", the Mayor is proposing that we amend our ordinance to reflect the state statute.

On motion of Councilman Naquin, seconded by Councilman Richard, the Council voted on an ordinance to amend and re-enact Section 12-19 of the Thibodaux City Code of Ordinances (Frequency of Charitable Gaming). Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3048

***AN ORDINANCE TO AMEND AND RE-ENACT SECTION
12-19 OF THE THIBODAUX CITY CODE OF ORDINANCES
(FREQUENCY OF CHARITABLE GAMING)***

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

WHEREAS, Section 12-19, is hereby amended and re-enacted so as to read as follows:

Sec. 12-19. Frequency of Holding Games.

No licensee shall hold, operate, or conduct any game of chance under this Chapter more often than on twenty days in any one calendar month.

The above ordinance 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 ordinance was declared adopted this 19th day of November 2019.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire
Chad Mire, President

The City would like to enter into agreements with LUMCON's Barataria-Terrebonne National Estuary Program for the construction and maintenance of chimney swift towers and pollinator gardens in the City of Thibodaux. LUMCON/BTNEP will provide specifications and guidance for the construction of the chimney swift towers and provide funding in the amount of \$3,701.56 for the materials required for construction of five towers. The City will accept ownership of the towers and provide the maintenance (with assistance from BTNEP) of the towers and pollinator gardens for a period of five years.

On motion of Councilman Richard, seconded by Councilwoman Johnson, the Council voted on an ordinance to authorize the Mayor to execute a Cooperative

Endeavor Agreement with LUMCON's Barataria-Terrebonne National Estuary Program – Chimney Swift Towers Construction. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3049

**AN ORDINANCE AUTHORIZING THE MAYOR TO
EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT
WITH LUMCON'S BARATARIA-TERREBONNE
NATIONAL ESTUARY PROGRAM – CHIMNEY SWIFT
TOWERS CONSTRUCTION**

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

WHEREAS, the City and LUMCON's Barataria-Terrebonne National Estuary Program (LUMCON/BTNEP) are desirous of entering into a Cooperative Endeavor Agreement in order to construct Chimney Swift Towers in the City of Thibodaux; and

WHEREAS, LUMCON/BTNEP will provide the design, specifications and guidance for the construction of the Chimney Swift Towers for this project and provide funding in the amount of \$3,701.56 for the materials and equipment required for the construction; and

WHEREAS, the City will provide all labor required to construct this project according to the specifications and guidance received from LUMCON/BTNEP; and

WHEREAS, in order for the City to execute this proposed agreement it is necessary for the Council to authorize the Mayor to execute a 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 LUMCON/BTNEP under the terms and conditions mentioned hereinabove relative to the construction of chimney swift towers.

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: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

And the above ordinance was declared adopted this 19th day of November 2019.

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

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

On motion of Councilman Tabor, seconded by Councilman Naquin, the Council voted on an ordinance to authorize the Mayor to execute a Memorandum of

Understanding with Barataria-Terrebonne National Estuary Program – Chimney Swift Towers Maintenance. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3050

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE
A MEMORANDUM OF UNDERSTANDING WITH
BARATARIA-TERREBONNE NATIONAL ESTUARY
PROGRAM – CHIMNEY SWIFT TOWERS MAINTENANCE**

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

WHEREAS, the City and Barataria-Terrebonne National Estuary Program (BTNEP) are desirous of entering into a Memorandum of Understanding for the maintenance of Chimney Swift Towers that will be constructed in the City of Thibodaux; and

WHEREAS, BTNEP will provide the provide the full cost of construction and installation of the Chimney Swift Towers and will assist with the pollinator garden maintenance; and

WHEREAS, the City will assume ownership of the chimney swift towers, pollinator gardens and signage, and be responsible for all maintenance and repairs for a period of five (5) years from the date of the last signature; 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 Memorandum of Understanding.

NOW, THEREFORE BE IT ORDAINED by the City Council that the Mayor is hereby authorized to execute a Cooperative Endeavor Agreement with BTNEP under the terms and conditions mentioned hereinabove relative to the maintenance of chimney swift towers and pollinator gardens.

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: Tabor, Richard, Johnson, Naquin, Mire

NAYS: None

ABSTAINED: None

And the above ordinance was declared adopted this 19th day of November 2019.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

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

Dwain and Kayla Bland, 124 North 5th Street, addressed the Council and presented the Mayor with a Memory Book and DVD for their participation in last year’s Tim Tebow “Night to Shine”. They also asked that everyone take part in the coming year’s event that will take place on February 7, 2020.

The Mayor thanked Rhonda Hidalgo for spearheading this project on behalf of the City.

The Mayor also updated the Council on several projects going on throughout the City.

The Mayor and Council congratulated Archie Chiasson on his win for Parish President.

There being no further business the meeting was adjourned.

Jennifer Morvant, Council Adm.

Chad J. Mire, President