

**OFFICIAL MINUTES OF THE CITY COUNCIL
CITY OF THIBODAUX
CITY HALL
THIBODAUX, LOUISIANA
SEPTEMBER 22, 2020**

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, September 22, 2020 at 5:00 P.M.

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

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

Absent: None

The minutes of the September 1, 2020 City Council Meeting were approved as written.

The Monthly Financial Report was presented to the Council as required by the State's Agreed-Upon Procedures for August 2020.

Councilwoman Johnson introduced an ordinance to authorize the Mayor to execute an Act of Conveyance with Lafourche Resources, Inc. and Swag Oil & Gas Corporation.

Councilman Mire introduced an ordinance approving the final plat for the division of property belonging to D&K Suites, LLC into Lots 1-A and 1-B located on LA Hwy 308.

The Public Hearings on these ordinances will be held at the Council meeting on October 6, 2020.

The Planning and Zoning Commission recommends amending Section 202 of the Thibodaux Zoning Ordinance.

This Section of the Zoning Ordinance provides the definitions of terms within the Ordinance. The proposed amendment includes the addition of definitions of the terms "Campus" and "Dormitory/Residence Hall" that are currently not included in this section as discussed and approved by the Planning and Zoning Commission at their meeting on August 5, 2020.

On motion of Councilman Tabor, seconded by Councilman Mire, the Council voted on an ordinance to amend and re-enact Article II, Section 202 of the Thibodaux Zoning Ordinance (Campus and Dormitory/Residence Hall Definitions). Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Mire, Naquin

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3091

***AN ORDINANCE TO AMEND AND RE-ENACT
ARTICLE II, SECTION 202 OF THE THIBODAUX ZONING
ORDINANCE (CAMPUS AND DORMITORY/RESIDENCE HALL
DEFINITIONS)***

BE IT ORDAINED by the City Council of the City of Thibodaux in regular session assembled, that Article II, Section 202 of the Thibodaux Zoning Ordinance

is hereby amended and re-enacted so as to add the following definitions as recommended by Planning and Zoning Commission to read as follows:

Campus: The grounds and buildings of an institution, especially a college or other institution of learning, a hospital, or a corporation whose boundaries are contiguous.

Dormitory/Residence Hall: a building owned by, leased by or operated by another party on behalf of a college or university, school, medical facility or other entity that is used to provide housing, lodging and/or sleeping and residential quarters for large or small numbers of people such as students, patient families and friends or others who are enrolled in, admitted to or in some way associated with the college or university, school, medical facility or other entity.

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

YEAS: Tabor, Richard, Johnson, Mire, Naquin

NAYS: None

ABSTAINED: None

And the above ordinance was declared adopted this 22nd day of September 2020.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

Councilman Naquin requested that the Planning and Zoning Commission amend Section 508 Table 5.7 in order to amend the permitted use of “Dormitory” in Campus Districts to “Dormitory/Residence Hall” in order to reflect the same term that he proposed to add as a definition in Section 202. The Commission considered this request at their meeting on August 5, 2020, and recommends approval.

On motion of Councilwoman Johnson, seconded by Councilman Richard, the Council voted on an ordinance to amend and re-enact Section 508 Table 5.7 of the Thibodaux Zoning Ordinance (Open Space and Campus Permitted and Conditional Uses – Dormitory). Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Mire, Naquin

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3092

***AN ORDINANCE TO AMEND AND RE-ENACT SECTION 508
TABLE 5.7 OF THE THIBODAUX ZONING ORDINANCE (OPEN
SPACE AND CAMPUS PERMITTED AND CONDITIONAL USES-
DORMITORY)***

BE IT ORDAINED by the City Council of the City of Thibodaux in regular session assembled, that Section 508 Table 5.7 of the Thibodaux Zoning Ordinance is hereby amended and re-enacted to read as follows:

Section 508. Special Use Districts

Table 5.7: Open Space and Campus Permitted and Conditional Uses

Dormitory/Residence Hall – Permitted (P) Use in C (Campus District)

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

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

And the above ordinance was declared adopted this 22nd day of September 2020.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The Planning and Zoning Commission recommends the approval of a special request by Thibodaux Playhouse, Inc. for property located at 902 Jackson Street.

Section 307 of the Thibodaux Zoning Ordinance stipulates the process for granting a special exception to certain provisions contained in the zoning ordinance. This particular request is to allow a special exception in accordance with the provisions of the R-3 Zoning District Regulations in order to operate an educational facility (vocational educational facility) at 902 Jackson Street.

On motion of Councilman Richard, seconded by Councilman Tabor, the Council voted on an ordinance to approve a special exception request in accordance with Section 307 of the Thibodaux Zoning Ordinance in order to allow an educational facility in an R-3 Zoning District – 902 Jackson Street (Thibodaux Playhouse, Inc. – Vocational Educational Facility). Upon roll call the vote was as follows:

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

ORDINANCE NO. 3093

**AN ORDINANCE APPROVING A SPECIAL EXCEPTION
REQUEST IN ACCORDANCE WITH SECTION 307 OF THE
THIBODAUX ZONING ORDINANCE IN ORDER TO ALLOW AN
EDUCATIONAL FACILITY IN AN R-3 ZONING DISTRICT – 902
JACKSON STREET (THIBODAUX PLAYHOUSE, INC. -
VOCATIONAL EDUCATIONAL FACILITY)**

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

WHEREAS, in accordance with the provisions of Section 307 of the Thibodaux Zoning Ordinance, a special exception request has been filed with the Zoning Administrator by Thibodaux Playhouse, Inc. for property located at 902 Jackson Street which is designated as an R-3 Zoning District; and

WHEREAS, the request was filed in order to request a special exception in accordance with the R-3 Zoning District regulations in order to allow an educational facility (Thibodaux Playhouse-vocational education facility) at this location; and

WHEREAS, a request for a special exception was duly referred to the Thibodaux Planning and Zoning Commission on August 5, 2020 and the Commission is recommending approval of the request by the City Council.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the aforesaid special exception request to allow an educational facility (Thibodaux Playhouse-vocational education facility) to be operated in an R-3 Zoning District located at 902 Jackson Street is hereby approved.

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

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

And the above ordinance was declared adopted this 22nd day of September 2020.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The Planning and Zoning Commission recommends the approval of a special request by Shamehia Carter for property located at 1348 Ledet Street.

Section 307 of the Thibodaux Zoning Ordinance stipulates the process for granting a special exception to certain provisions contained in the zoning ordinance. This particular request is to allow a special exception in accordance with the provisions of the R-4 Zoning District Regulations in order to allow a manufactured home at this location.

On motion of Councilwoman Johnson, seconded by Councilman Mire, the Council voted on 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 – 1348 Ledet Street. Upon roll call the vote was as follows:

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

ORDINANCE NO. 3094

**AN ORDINANCE APPROVING 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 – 1348
LEDET STREET**

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

WHEREAS, in accordance with the provisions of Section 307 of the Thibodaux Zoning Ordinance, a special exception request has been filed with the Zoning Administrator by Shamekia Carter for property located at 1348 Ledet Street which is designated as an R-4 Zoning District; and

WHEREAS, the request was filed in order to request a special exception in accordance with the R-4 Zoning District regulations in order to allow a manufactured home at this location; and

WHEREAS, a request for a special exception was duly referred to the Thibodaux Planning and Zoning Commission on August 5, 2020 and the Commission is recommending approval of the request by the City Council.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the aforesaid special exception request to allow a manufactured home to be placed in an R-4 Zoning District located at 1348 Ledet Street is hereby approved.

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

YEAS: Tabor, Richard, Johnson, Mire, Naquin

NAYS: None

ABSTAINED: None

And the above ordinance was declared adopted this 22nd day of September 2020.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The Planning and Zoning Commission recommends the approval of a special request by Sheila T. Johnson for property located at 600 Jefferson Street.

Section 307 of the Thibodaux Zoning Ordinance stipulates the process for granting a special exception to certain provisions contained in the zoning ordinance. This particular request is to allow a special exception in accordance with the provisions of the R-3 Zoning District Regulations in order to operate a personal services establishment (massage therapist) at 600 Jefferson Street.

On motion of Councilman Mire, seconded by Councilman Tabor, the Council voted on an ordinance to approve a special exception request in accordance with Section 307 of the Thibodaux Zoning Ordinance in order to allow a personal services establishment in an R-3 Zoning District – 600 Jefferson Street (Massage Therapist). Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Mire, Naquin

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3095

**AN ORDINANCE APPROVING A SPECIAL EXCEPTION
REQUEST IN ACCORDANCE WITH SECTION 307 OF THE
THIBODAUX ZONING ORDINANCE IN ORDER TO ALLOW A
PERSONAL SERVICES ESTABLISHMENT IN AN R-3 ZONING
DISTRICT – 600 JEFFERSON STREET (MASSAGE THERAPIST)**

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

WHEREAS, in accordance with the provisions of Section 307 of the Thibodaux Zoning Ordinance, a special exception request has been filed with the Zoning Administrator by Sheila T. Johnson for property located at 600 Jefferson Street which is designated as an R-3 Zoning District; and

WHEREAS, the request was filed in order to request a special exception in accordance with the R-3 Zoning District regulations in order to allow a personal services establishment (massage therapist) at this location; and

WHEREAS, a request for a special exception was duly referred to the Thibodaux Planning and Zoning Commission on August 5, 2020 and the Commission is recommending approval of the request by the City Council.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the aforesaid special exception request to allow a personal services establishment (massage therapist) to be operated in an R-3 Zoning District located at 600 Jefferson Street is hereby approved.

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

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

And the above ordinance was declared adopted this 22nd day of September 2020.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The Planning and Zoning Commission recommends the approval of a special request by Leslie Clement on behalf of Delonica Johnson for property located at 1309 St. Charles Street.

Section 307 of the Thibodaux Zoning Ordinance stipulates the process for granting a special exception to certain provisions contained in the zoning ordinance. This particular request is to allow a special exception in accordance with the provisions of the B-1 Zoning District Regulations in order to operate a specialty restaurant (snowball stand) at 1309 St. Charles Street.

Delonica Johnson and Leslie Clement addressed the Council in favor of the special exception.

On motion of Councilwoman Johnson, seconded by Councilman Richard, the Council voted on an ordinance to approve a special exception request in accordance with Section 307 of the Thibodaux Zoning Ordinance in order to allow a specialty restaurant in a B-1 Zoning District – 1309 St. Charles Street (Snowball Stand). Upon roll call the vote was as follows:

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

ORDINANCE NO. 3096

**AN ORDINANCE APPROVING A SPECIAL EXCEPTION
REQUEST IN ACCORDANCE WITH SECTION 307 OF THE
THIBODAUX ZONING ORDINANCE IN ORDER TO ALLOW A
SPECIALTY RESTAURANT IN A B-1 ZONING DISTRICT – 1309
ST. CHARLES STREET (SNOWBALL STAND)**

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

WHEREAS, in accordance with the provisions of Section 307 of the Thibodaux Zoning Ordinance, a special exception request has been filed with the Zoning Administrator by Leslie Clement on behalf of Delonica Johnson for property located at 1309 St. Charles Street which is designated as an B-1 Zoning District; and

WHEREAS, the request was filed in order to request a special exception in accordance with the B-1 Zoning District regulations in order to allow a specialty restaurant (snowball stand) at 1309 St. Charles Street; and

WHEREAS, a request for a special exception was duly referred to the Thibodaux Planning and Zoning Commission on August 5, 2020 and the Commission is recommending approval of the request by the City Council.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that the aforesaid special exception request to allow a specialty

restaurant (snowball stand) to be operated in a B-1 Zoning District located at 1309 St. Charles Street is hereby approved.

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

YEAS: Tabor, Richard, Johnson, Mire, Naquin

NAYS: None

ABSTAINED: None

And the above ordinance was declared adopted this 22nd day of September 2020.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The Police Department wishes to enter into a cooperative endeavor agreement with the Houma Police Department in order to form a crime victim task force. The agreement will allow the agencies to apply for VOCAL Grant funding administered by the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice. The City is eligible to receive \$27,500 under the VOCAL grant to pay overtime.

The agreement stipulates that the Houma Police Department will accept responsibility for project administrative and financial matters and will notify each participating agency when the grant award has been received.

On motion of Councilman Mire, seconded by Councilman Tabor, the Council voted on an ordinance to authorize the Mayor to execute a Cooperative Endeavor Agreement with the Houma Police Department for the 2020 VOCAL Grant Task Force. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Mire, Naquin

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3097

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT WITH THE HOUMA POLICE DEPARTMENT FOR THE 2020 VOCAL GRANT TASK FORCE

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

WHEREAS, the Thibodaux Police Department wishes to cooperate with the Houma police Department for the purpose of establishing a Crime Victim Task Force and facilitating the application for funds available through the VOCAL Grant administered by the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice; and

WHEREAS, in order for the aforesaid agencies to apply for the VOCAL grant funds it is necessary to have a written agreement between the agencies forming the crime victim task force; and

WHEREAS, the provisions of this Agreement shall be effective for the period January 1, 2020 through June 30, 2021 plus a period of ninety-days in order to conclude administrative reporting requirements; and

WHEREAS, in order to establish the crime victim task force, and the responsibilities of both parties, it is necessary to execute a Cooperative Endeavor

Agreement with the Houma Police Department outlining the terms and purpose of the cooperative effort between the public agencies; and

WHEREAS, in order for the City to execute this proposed agreement it is necessary for the Council to authorize the Mayor to do so.

NOW, THEREFORE BE IT ORDAINED by the City Council that the Mayor is hereby authorized to execute a Cooperative Endeavor Agreement with the Houma Police Department under the conditions mentioned hereinabove.

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, Mire, Naquin

NAYS: None

ABSTAINED: None

And the above ordinance was declared adopted this 22nd day of September 2020.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

It is time for the mid-year supplemental appropriation to the 2020 Budget.

The proposed adjustments to the budget will accommodate transfers of funds within a department by reducing or increasing appropriations in individual line-items and also to include any revenues or expenses that were not originally budgeted. All of these adjustments are required in order to comply with State law which requires that our budget, after all adjustments, be within five (5%) percent of the actual activity after being audited

On motion of Councilman Richard, seconded by Councilwoman Johnson, the Council voted on an ordinance to amend Ordinance 3053 “Appropriation Ordinance for the Year 2020” – Supplemental Appropriation II. Upon roll call the vote was as follows:

YEAS: Tabor, Richard, Johnson, Mire, Naquin

NAYS: None

ABSTAINED: None

ORDINANCE NO. 3098

***AN ORDINANCE TO AMEND ORDINANCE NO. 3053
“APPROPRIATION ORDINANCE FOR THE YEAR 2020”-
SUPPLEMENTAL APPROPRIATION II***

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

WHEREAS, Article VI, Section 1 of the Thibodaux City Charter indicates that the appropriation ordinance shall contain appropriations of the expenditures for each City Department; and

WHEREAS, Ordinance No. 3053 adopted by the City Council on December 3, 2019 approved appropriations for the 2020 Budget by line item; and

WHEREAS, Article VI, Section 2 of the Thibodaux City Charter reads in part, "If during the fiscal year the Mayor certifies that there are available for appropriation, revenues in excess of those estimated in the budget, the Mayor may

present a supplemental appropriation ordinance for the disposition of such revenues; and the Council may adopt it."

NOW, THEREFORE BE IT ORDAINED, that in accordance with Article VI, Section 2 of the Thibodaux City Charter, that the following items as indicated are amended in accordance with the recommendations of the Mayor:

(Exhibit "A")

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

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

And the above ordinance was declared adopted this 22nd day of September 2020.

/s/ Jennifer Morvant Jennifer Morvant, Council Adm.	/s/ Mike Naquin Mike Naquin, President
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The Lafourche Parish Assessor’s Office notified the City that it is time to consider the adoption of an ordinance to levy the City’s ad valorem tax millages for the Year 2020.

The millage assessments were adjusted for 2020 based on the statewide reassessment that was conducted this year. Due to an increase in the City’s Taxable Property Valuation, our millage rates were rolled back so that we collect the same revenue as last year. We have the option to roll forward to our prior year’s maximum millage rate before the next reassessment is conducted.

On motion of Councilman Tabor, seconded by Councilman Mire, the Council voted on an ordinance to adopt the Ad Valorem Tax Millages for the Year 2020. Upon roll call the vote was as follows:

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

ORDINANCE NO. 3099

*AN ORDINANCE ADOPTING THE AD VALOREM TAX
MILLAGES FOR THE YEAR 2020*

BE IT ORDAINED, by the City of Thibodaux of the Parish of Lafourche, Louisiana, in a public meeting held on September 22, 2020, which meeting was conducted in accordance with the open meetings law and the additional requirements of Article VII, Section 23(C) of the Louisiana Constitution and R.S. 47:1705 (B), that the following millage rate(s) be and they are hereby levied upon the dollar of the assessed valuation of all property subject to ad valorem taxation within said City for the year 2020, for the purpose of raising revenue:

<u>TAX DESCRIPTION</u>	<u>MILLAGE</u>
<i>General Alimony</i>	<i>4.50 mills</i>
<i>Special Improvements – Streets</i>	<i>2.46 mills</i>
<i>Special Improvements - Fire Department</i>	<i>1.64 mills</i>
<i>Special Improvements – Fire Department</i>	<i>4.48 mills</i>

BE IT FURTHER ORDAINED that the Assessor of the Parish of Lafourche, shall extend upon the assessment roll for the year 2020 the taxes herein levied, and the tax collector of said City shall collect and remit the same to said taxing authority in accordance with law.

The foregoing ordinance was read in full, the roll was called on the adoption thereof, and the ordinance was adopted by the following votes:

YEAS: Tabor, Richard, Johnson, Mire, Naquin

NAYS: None

ABSTAINED: None

And the above ordinance was declared adopted this 22nd day of September 2020.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

Becky Gautreaux addressed the Council in reference to the “Live Healthy Thibodaux” campaign going on throughout the City.

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

The Council and Mayor discussed issues pertaining to tree limbs growing in or too close to electrical and cable wires throughout the City.

There being no further business the meeting was adjourned.

Jennifer Morvant, Council Adm.

Mike Naquin, President