

**OFFICIAL MINUTES OF THE CITY COUNCIL
CITY OF THIBODAUX
CITY HALL
THIBODAUX, LOUISIANA
APRIL 16, 2024**

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, April 16, 2024 at 5:00 P.M.

There were present: Councilmen Richard, Taylor and Naquin.

There were also present: Mayor Kevin Clement.

Absent: Councilwoman Crochet, Councilman Mire and City Attorney Beau Brooks.

The minutes of the April 2, 2024 City Council Meeting were approved as written.

The Monthly Financial Report was presented as required by the State's Agreed-Upon Procedures for March 2024.

The Project Engineer, T. Baker Smith, has submitted Change Order No. 2 for the drainage improvements being done on Midland Drive, Caroline Street, and Hickory Street.

This change order is a balancing change order to adjust the contract quantities with the actual installed quantities for this project. The proposed change order decreases the contract amount by \$57,577.20, making the total contract amount \$2,077,148.80.

On motion of Councilman Richard, seconded by Councilman Taylor, the Council voted on a resolution to authorize the Mayor to sign Change Order No. 2 with Byron E. Talbot Contractor, Inc. for the Midland Drive, Caroline Street, and Hickory Street Drainage Improvement Project. Upon roll call the vote was as follows:

YEAS: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

RESOLUTION NO. 2554

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN CHANGE ORDER NO. 2 WITH BYRON E. TALBOT CONTRACTOR, INC. FOR THE MIDLAND DRIVE, CAROLINE STREET, AND HICKORY STREET DRAINAGE 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 Byron E. Talbot Contractor, Inc. for drainage improvements on Hickory Street, Caroline Street, and Midland Drive; and

WHEREAS, due to the need to adjust the contract quantities with the actual quantities used for construction of this project, Change Order No. 2 is being

proposed; and

WHEREAS, the proposed change order decreases the contract amount by \$57,577.20, thereby making the total contract amount \$2,077,148.80.

NOW, THEREFORE BE IT RESOLVED by the City Council that the Mayor be and is hereby authorized to execute Change Order No. 2 with Byron E. Talbot Contractor, Inc. as 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: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

And the above resolution was declared adopted this 16th day of April 2024.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The Project Engineer, T. Baker Smith, has notified the City that the West Thibodaux Drainage Improvement Project is substantially complete in accordance with all contract documents and specifications. Construction of the drainage improvements on Midland Dr., Caroline St., and Hickory St. was completed by Byron E. Talbot Contractor, Inc. on March 13, 2024.

The substantial completion will commence the 45 day lien period on this contract.

On motion of Councilman Richard, seconded by Councilman Taylor, the Council voted on a resolution of Substantial Completion with Byron E. Talbot Contractor, Inc. for the West Thibodaux Drainage Improvement Project. Upon roll call the vote was as follows:

YEAS: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

RESOLUTION NO. 2555

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

WHEREAS, the City of Thibodaux entered into a contract with Byron E. Talbot Contractor, Inc. dated October 22, 2023 for the West Thibodaux Drainage Improvement Project that included Midland Drive, Caroline Street, and Hickory Street: and

WHEREAS, the work under the aforementioned contract was substantially complete in accordance with the plans and specifications by the contractor on March 13, 2024; and

WHEREAS, a final inspection was conducted by representatives of the City and the Project Engineer; and

WHEREAS, all work was found to be satisfactory for acceptance with respect to

the application for payment by the contractor less and except any items included on a punch list.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Thibodaux in regular session on April 16, 2024 that the work under the aforementioned project be and is hereby accepted as substantially complete on the date hereinbefore specified.

BE IT FURTHER RESOLVED that the Council Administrator is hereby authorized to file with the Clerk of Court of the Parish of Lafourche, this Certificate of Substantial Completion in order to commence the 45-day lien period.

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

YEAS: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

And the above resolution was declared adopted this 16th day of April 2024.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The City has requested that Duplantis Design Group prepare an Engineering Contract for the Bowie Road Sidewalk Project.

The proposed agreement stipulates that Duplantis Design Group will perform the civil engineering design services for this project that will construct sidewalks from the NSU Bayou side Park on HWY 1, along the east side of Bowie Road, to the intersection of Ardoyne Road. This project is being funded through the City's Transportation Alternatives Program.

On motion of Councilman Taylor, seconded by Councilman Richard, the Council voted on a resolution to authorize the Mayor to execute an Engineering Contract with Duplantis Design Group for the Bowie Road Sidewalk Project. Upon roll call the vote was as follows:

YEAS: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

RESOLUTION NO. 2556

***A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN
ENGINEERING CONTRACT WITH DUPLANTIS DESIGN GROUP
FOR THE BOWIE ROAD SIDEWALK PROJECT***

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

WHEREAS, the City wishes to construct sidewalks along Bowie Road from the Nicholls Bayouside Park north of LA Hwy 1, and run on the east side of Bowie Road to its intersection with Ardoyne Road for the City's Transportation Alternatives Program Project; and

WHEREAS, the Mayor has selected Duplantis Design Group to perform the civil engineering design services for the Bowie Road Sidewalk Project for a fee of \$90,275.00 plus additional hourly reimbursable expenses; and

WHEREAS, it is necessary to execute a contract with the said engineering firm for the services to be rendered in conjunction with this project.

NOW, THEREFORE BE IT RESOLVED by the City Council that the Mayor be and is hereby authorized to execute an engineering contract with Duplantis Design Group for the aforementioned Project.

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: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

And the above resolution was declared adopted this 16th day of April 2024.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

Councilman Richard introduced an ordinance to approve the sketch, preliminary, and final plat for the re-subdivision of property located in Levert Business and Industrial Park.

Councilman Taylor introduced an ordinance to amend and re-enact Section 20-13 of the Thibodaux City Code of Ordinances so as to create Sub-Section (hhh) – No Parking Zone on Kearny Street.

Councilman Richard introduced an ordinance to authorize the Mayor to execute a Cooperative Endeavor Agreement with the State of Louisiana, Department of the Treasury for Line Item Appropriation Funding for the construction of a Downtown Pavilion.

Councilman Taylor introduced an ordinance to authorize the Mayor to execute a Cooperative Endeavor Agreement with the Thibodaux Chamber of Commerce.

The Public Hearing on these ordinances will be held at the Council meeting on May 7, 2024.

The City has received a request from New Cingular Wireless/AT&T Mobility Corporation to negotiate a lease agreement in order for them to be able to install their wireless communications equipment on the new LWIN Tower at the North Wastewater Treatment Plant.

The lease agreement is for an initial term of five years for a monthly rent in the amount of \$1,200.00. The lease will automatically renew for four additional five year extension terms. The monthly rent will increase 10% from the previous term amount in year one of each extension term.

In accordance with the provisions of Article V, Section 2 (A) (e) of the Thibodaux City Charter, the City Council must adopt an ordinance authorizing the Mayor to execute the new lease.

On motion of Councilman Richard, seconded by Councilman Taylor, the Council voted on an ordinance to authorize the Mayor to execute a Lease Agreement with New Cingular Wireless PCS, LLC/AT&T Mobility Corporation for the lease of space on the LWIN Tower at the north Wastewater Treatment Plant. Upon roll call the vote was as follows:

YEAS: Richard, Taylor, Naquin
NAYS: None
ABSTAINED: None
ABSENT: Crochet, Mire

ORDINANCE NO. 3337

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC/AT&T MOBILITY CORPORATION FOR THE LEASE OF SPACE ON THE LWIN TOWER AT THE NORTH WASTEWATER TREATMENT PLANT

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

WHEREAS, the City is construction a new communications (LWIN) tower at the North Wastewater Treatment Plant located at 932 N. Canal Boulevard; and

WHEREAS, the City has received a request from New Cingular Wireless PCS, LLC through AT&T Mobility Corporation to lease a portion of this property for the purpose of installing wireless communication equipment at this site; and

WHEREAS, the proposed lease calls for an initial term of five (5) years and will automatically renew for four (4) additional five (5) year extension terms with a monthly rent of \$1,200.00 per month for the initial term and a 10% increase in year one of each extension term over the rent paid during the previous five (5) year term; and

WHEREAS, it is necessary to execute the aforesaid Lease Agreement with New Cingular Wireless PCS, LLC through AT&T Mobility Corporation for the 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 Lease Agreement with New Cingular PCS, LLC c/o AT&T Mobility Corporation for the lease of property located at 932 North Canal Boulevard near the North Wastewater Treatment Plant for the installation of equipment on the LWIN Tower.

BE IT FURTHER ORDAINED that a copy of the said Lease 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: Richard, Taylor, Naquin
NAYS: None
ABSTAINED: None
ABSENT: Crochet, Mire

And the above ordinance was declared adopted this 16th day of April 2024.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The City has received a Sponsor/State Agreement with the Louisiana Department of Transportation and Development for the Rehabilitation Runway 8 Obstruction Removal Project-Phase III at the Thibodaux Municipal Airport.

This project is being funded through DOTD from the Transportation Trust Fund in the amount of \$63,000.00.

On motion of Councilman Taylor, seconded by Councilman Richard, the Council voted on an ordinance to authorize the Mayor to execute an Agreement with the Louisiana Department of Transportation and Development for the Runway 8 Obstruction Removal Project-Phase III at the Thibodaux Municipal Airport. Upon roll call the vote was as follows:

YEAS: Richard, Taylor, Naquin
NAYS: None
ABSTAINED: None
ABSENT: Crochet, Mire

ORDINANCE NO. 3338

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR THE RUNWAY 8 OBSTRUCTION REMOVAL PROJECT-PHASE III AT THE THIBODAUX MUNICIPAL AIRPORT

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

WHEREAS, Act 451 of the 1989 Regular Session of the Louisiana Legislature authorized the financing of certain airport improvements from funds appropriated from the Transportation Trust Fund; and

WHEREAS, the City of Thibodaux has requested funding assistance from LA DOTD for the Runway 8 Obstruction Removal Project-Phase III at the Thibodaux Municipal Airport; and

WHEREAS, the stated project has been approved by the Louisiana Legislature and the LA DOTD is agreeable to the implementation of this project and desires to cooperate with the City of Thibodaux according to the terms and conditions identified in the attached Agreement; and

WHEREAS, the LA DOTD will provide the necessary funding for the Runway 8 Obstruction Removal Project-Phase III and reimburse the sponsor up to \$63,000.00 of the project cost.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Thibodaux that it does hereby authorize the Mayor to execute an Agreement for the project identified as State Project No. H.015795, more fully identified in the agreement attached hereto and to execute any subsequent related documents, including, but not limited to, amendments to said agreement.

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

YEAS: Richard, Taylor, Naquin
NAYS: None
ABSTAINED: None
ABSENT: Crochet, Mire

And the above ordinance was declared adopted this 16th day of April 2024.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The Mayor's Office has received a cooperative endeavor agreement with the Louisiana Department of Veterans' Affairs to provide funding for the operation of a Veterans' Services Office in Thibodaux for the period January 1, 2024 through December 31, 2024. The City is responsible for a total annual amount of \$9,530.00 payable in minimum monthly payments of \$794.00.

On motion of Councilman Richard, seconded by Councilman Taylor, the Council voted on an ordinance to authorize the Mayor to execute a Cooperative Endeavor Agreement with the Louisiana Department of Veterans Affairs. Upon roll call the vote was as follows:

YEAS: Richard, Taylor, Naquin
NAYS: None
ABSTAINED: None
ABSENT: Crochet, Mire

ORDINANCE NO. 3339

***AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A
COOPERATIVE ENDEAVOR AGREEMENT WITH THE LOUISIANA
DEPARTMENT OF VETERANS AFFAIRS***

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

WHEREAS, LA R.S. 29:260-262, as amended and re-enacted, specifically provides enabling legislation for the LA Department of Veterans Affairs to estimate and recover part of the costs associated with the operation of local Veterans' Service Offices; and

WHEREAS, the City desires to support local veterans and improve their access to benefits and services by providing for both the cost to maintain and operate Veterans' Service Offices and space to house service offices as provided by law; and

WHEREAS, in accordance with the provisions of the Cooperative Endeavor Agreement, the Thibodaux Veterans' Services Office will operate three (3) days per week on Monday, Wednesday, and Friday at 2535 Veterans Blvd., Thibodaux, LA 70301; and

WHEREAS, The City shall contribute to the support of the Veterans' Service Office for the period January 1, 2024 through December 31, 2024 by paying the LDVA a total of \$9,530.00 in minimum monthly payments of \$794.00.

NOW, THEREFORE BE IT ORDAINED by the City Council that the Mayor is hereby authorized to execute a Cooperative Endeavor Agreement with the Louisiana Department of Veterans' Affairs for the local Veterans' Services Office for the 2024 fiscal year.

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: Richard, Taylor, Naquin
NAYS: None
ABSTAINED: None
ABSENT: Crochet, Mire

And the above ordinance was declared adopted this 16th day of April 2024.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The City would like to partner with the Bayou Country Children's Museum in order to promote and develop educational activities and improve the quality and

availability of educational and recreational services to the children of the City of Thibodaux.

The City will provide funding to the museum in an amount not to exceed \$10,000.00 on or before May 1, 2024, and the museum will provide TREC Participants a voucher (not to exceed 350) for free access to the museum, allow full access for the week of June 24 thru June 28, 2024 for the TREC Summer Camp participants, and provide five (5) scheduled sessions for participants of our TREC programs.

Rebekah Quinn, 401 Oak Street, addressed the Council and thanked the City for their cooperation with the Bayou Children's Museum.

On motion of Councilman Taylor, seconded by Councilman Richard, the Council voted on an ordinance to authorize the Mayor to execute a Cooperative Endeavor Agreement with the Bayou Country Children's Museum. Upon roll call the vote was as follows:

YEAS: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

ORDINANCE NO. 3340

***AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A
COOPERATIVE ENDEAVOR AGREEMENT WITH THE BAYOU
COUNTRY CHILDREN'S MUSEUM***

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

WHEREAS, the City of Thibodaux and the Bayou Country Children's Museum desire to promote and develop educational activities and improve the quality and availability of educational and recreational services to the children of the City of Thibodaux; and

WHEREAS, the City desires to provide funding in an amount not to exceed \$10,000.00 payable on or before May 1, 2024 to the Bayou Country Children's Museum in order to assist the City in providing educational and recreational services to its citizens; and

WHEREAS, the Bayou Country Children's Museum agrees provide TREC participants a voucher (not to exceed 350) for free access to the museum, and full access for the week of June 24 thru June 28, 2024 for the TREC Summer Camp Participants, and provide five (5) scheduled sessions for participants of our TREC programs for 2024 as outlined in the Scope of Services of the Cooperative Endeavor Agreement; and

WHEREAS, in order for the City to provide the said funding, it is necessary to execute a cooperative endeavor agreement outlining the benefits to be received by the City of Thibodaux in exchange for the said funding; 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 said 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 the Bayou Country Children's Museum for the purposes, and 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: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

And the above ordinance was declared adopted this 16th day of April 2024.

/s/ Jennifer Morvant
Jennifer Morvant, Council Adm.

/s/ Mike Naquin
Mike Naquin, President

The Planning & Zoning Commission has recommended the approval of a special exception request by D&C Inc. d/b/a Schriever Auto Wrecker Service for property located at 1310 Ridgefield Road.

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 C-1 Zoning District Regulations in order to operate a Towing Facility at 1310 Ridgefield Road. This location was previously used as a wrecker service, but the grandfather timeline has expired. The Council recently established Towing Facility as a Special Exception in C-1 and C-2 zones, and Permitted in I-1 and I-2 zones.

On motion of Councilman Taylor, seconded by Councilman Richard, the Council voted on an ordinance to approving a Special Exception request in accordance with Section 307 of the Thibodaux Zoning Ordinance in order to allow a Towing Facility in a C-1 Zoning District – 1310 Ridgefield Road. Upon roll call the vote was as follows:

YEAS: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

ORDINANCE NO. 3341

**AN ORDINANCE APPROVING A SPECIAL EXCEPTION REQUEST
IN ACCORDANCE WITH SECTION 307 OF THE THIBODAUX
ZONING ORDINANCE IN ORDER TO ALLOW A TOWING
FACILITY IN A C-1 ZONING DISTRICT – 1310 RIDGEFIELD
ROAD**

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 D&C Inc. dba Schriever Auto Wrecker Service for property located at 1310 Ridgefield Road which is designated as a C-1 Zoning District; and

WHEREAS, the request was filed in order to request a special exception in accordance with the C-1 Zoning District regulations in order to allow a Towing Facility at this location; and

WHEREAS, a request for a special exception was duly referred to the Thibodaux Planning and Zoning Commission on March 6, 2024 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 Towing Facility to be operated in a C-1 Zoning District located at 1310 Ridgefield Road is hereby approved.

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

YEAS: Richard, Taylor, Naquin

NAYS: None

ABSTAINED: None

ABSENT: Crochet, Mire

And the above ordinance was declared adopted this 16th day of April 2024.

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

**/s/ Mike Naquin
Mike Naquin, President**

Maria Alvarez has requested that the Planning and Zoning Commission consider amending Section 505 Table 5.1 in order include “Contractor Storage Yard” as a special Exception in R-3 Zoning Districts. The Commission considered this request at their meeting on March 6, 2024, and their recommendation to the City Council is to deny this request.

The Council Administrator has prepared an ordinance for your consideration to amend Table 5.1 in the Zoning Ordinance to add “Contractor Storage Yard” as a Special Exception (SE) R-3 Zoning Districts.

A brief discussion took place with regard to this item.

On motion of Councilman Richard, seconded by Councilman Taylor, the Council voted on an ordinance to amend and re-enact Section 505 Table 5.1 of the Thibodaux Zoning Ordinance–Residential District Permitted Uses and Special Exceptions- “Contractor Storage Yard” as a Special Exception in R-3 Zoning Districts. Upon roll call the vote was as follows:

YEAS: None

NAYS: Richard, Taylor, Naquin

ABSTAINED: None

ABSENT: Crochet, Mire

This item failed with a 0-3 vote.

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

Kyle Cressione, Emergency Preparedness Director, addressed the Council with updates going on within his department since his promotion.

There being no further business the meeting was adjourned.

Jennifer Morvant, Council Adm.

Mike Naquin, President