

PROCEEDINGS OF THE PARISH COUNCIL MEETING OF THE PARISH OF LAFAYETTE, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING OF MAY 27, 1993.

ATTENDANCE

COUNCIL: Tim Michot (Chair), Daryl Schouest (Vice-Chair), Lynn Guidry, Lenwood Broussard, Louis Benjamin, Ed Roy, and Conrad Comeaux

ABSENT: None

COUNCIL STAFF: Lloyd C. Rochon (Clerk of the Council), Anne Patin (Administrative Assistant), Mike Maloney (Legal Counsel)

ADMINISTRATIVE STAFF: J. Warner Smith (CAO), Rudy Bourg (Personnel Director), James Dorton (Finance Director), Steve Jankower (Legal Counsel), Ed Melancon (Administrative Assistant to the Parish President), Benny Soulier (J.T.P.A. Manager), Walter S. Comeaux, Jr. (Parish President), Steve Dupuis (Legal Counsel), Bill Campbell (Parish Engineer), Ed Guidry (Building Maintenance)

COMMENCEMENT

(SIDE 1)(000) AGENDA ITEM NO. 1: Call to order.

Chair Tim Michot called the Regular Council Meeting of May 27, 1993, to order.

(SIDE 1)(002) AGENDA ITEM NO. 2: Invocation and Pledge of Allegiance.

Councilmember Louis Benjamin, Jr. was called upon to deliver the invocation and lead the Pledge of Allegiance.

Chair Michot then welcomed everyone to the meeting and asked for continued participation in Parish Government.

FOR INFORMATION ONLY

(SIDE 1)(013) AGENDA ITEM NO. 3: President's and/or Staff Report.

Parish President Walter S. Comeaux, Jr. presented the following:

- a) a proclamation proclaiming National Safe Boating Week.
- b) Bids recommended for award:

<u>ITEM</u>	<u>VENDOR</u>	<u>EST. CONTRACT AMOUNT</u>
Concrete Pipe	Barry Concrete	Unit Price Basis
	Bostic Concrete	Unit Price Basis
*Paper Goods/ Disadvantaged Set- Aside	Barbara's Janitorial	Unit Price Basis
**Paper & Safeguard Soap/Woman-Owned Set-Aside	Barbara's Janitorial	Unit Price Basis
	R.B. Paper & Chemicals	Unit Price Basis
	Landry Supply	Unit Price Basis

* Denotes set-aside bid for disadvantaged-owned businesses.
 ** Denotes set-aside bid for woman-owned businesses.

At this point, Councilmember Broussard asked Steve Dupuis, Legal Counsel, that since the newly-developed precinct lines (for consolidated government) were not part of the

package voted on by the electorate, will this have to go back to the voters?

Mr. Dupuis explained that the districts were drawn up with the assistance of LAPC. At the same time, the School Board districts were also drawn up. When the Charter was voted and approved by the electorate, the districts included and accepted in that vote were the identical districts that the School Board had. When the School Board made their submission to the Dept. of Justice, the Dept. of Justice had some problems with those districts. Eventually they were rejected, new district lines were proposed, and in March the Dept. of Justice did pre-clear those districts. Parish Government anticipates that when the submission is made for the City/Parish Consolidated Charter, the same situation will occur. If that happens, the Home Rule Charter itself provides that the commission re-convenes for a period of up to 90 days, it proposes amendments, and those amendments will need to go back to the electorate. This will be a vote on the proposed amendments and not a new vote on whether or not there will be consolidation.

Councilmember Broussard then asked what would happen if the amendment to the precincts lines fails.

Mr. Dupuis stated that he posed the same question to Ed Abell, Chairman of the City/Parish Consolidation Commission, and it is his belief that in the unlikely event that this would happen, possibly it would go into the Federal Courts to make a determination if those districts were appropriate or not.

Councilmember Louis Benjamin then stated that he has filed a complaint regarding the precinct lines created by the City/Parish Consolidation Commission. Mr. Benjamin continued by saying that he felt that certain minority districts had been gerrymandered to dilute minority strengths.

PROJECT UPDATE

(SIDE 1)(173) AGENDA ITEM NO. 4: Coulee Ile des Cannes Project.

Bill Campbell, Parish Engineer, reported that upon contact with the State Engineers in Baton Rouge, they have completed their technical review of plans and specifications for Phase III and an inspection of the project will be scheduled in the next couple of weeks.

(SIDE 1)(183) AGENDA ITEM NO. 5: 1991 Road Program.

Bill Campbell, Parish Engineer, reported that almost all projects under construction are near completion.

DISCUSSION

(SIDE 1)(198) AGENDA ITEM NO. 6: Lafayette Regional Airport.

Mr. Bob James, Chairman of the Lafayette Airport Commission, reported the following:

1. recognized members of the Lafayette Airport Commission as Dr. Jim Ingram (Vice-Chairman), Dale Sisley (Secretary/Treasurer), Donnie Dugal and Bill Lowry.
2. introduced Bill Domingue, newly-appointed Director of Aviation.
3. during Hurricane Andrew, the airport was used for a Presidential visit to this area and accommodated relief efforts.
4. In 1992, Sertoma Air Show included the Canadian Snowbird Team. In 1993, the Blue Angels will appear.
5. In 1993, Greg Roberts was appointed as the new Deputy Director of Aviation.
6. special projects included the improvement of the terminal parking area, the security

enhancement program, the rehabilitation of the lighting and power supply for the field including the emergency generator, the master plan was completed, preliminary phases have been set for the improvements and overlay of Runway 22 left, 4 right, and many others.

7. In 1992/1993, over \$5.5 millions worth of projects were either completed or were currently under construction. Of this amount, \$4.3 million were Federal funds from FAA and the State of Louisiana.
8. In 1993, 4 airlines are flying in and out of Lafayette with 20 flights a day.
9. In 1993, Continental Airlines announced they would be pulling out of Lafayette. With the support of the community, local governments and travel agencies, Continental Airports was convinced to come back with 1 jet flight a day.

Chair Michot then thanked the Commission for their volunteer service to the community.

BRIEFING SESSIONS

(SIDE 1)(289) AGENDA ITEM NO. 7: Finance Briefing Session.

Councilmember Lenwood Broussard (Finance Liaison) was recognized to give a report on the Finance Briefing Session of May 19, 1993. The following issues were discussed:

- the long-range strategy plan for solid waste and disposal.
- the Recycling Action Plan.

In regards to the long-range strategy plan for solid waste and disposal, Councilmember Schouest stated that he has drafted a document that would give the Council some cohesiveness on the direction that will be taken. The document has been distributed to the Council and is designed for input from the Council. That input is expected by the early part of next week. At that time the document will be made public.

ADDED RESOLUTIONS

(SIDE 1)(323) A motion was offered by Broussard, seconded by Roy, to add 2 resolutions to the agenda, and the vote was as follows:

YEAS: Guidry, Broussard, Benjamin, Roy, Comeaux, Schouest, Michot

NAYS: None

ABSENT: None

RECUSED: None

Motion was unanimously approved.

R-030-93 A RESOLUTION OF THE LAFAYETTE PARISH COUNCIL URGING OUR LOCAL CONGRESSIONAL DELEGATION TO SUPPORT H.R. 963, THE LOCAL GOVERNMENT INTERSTATE WASTE CONTROL ACT, motion to approve by Comeaux, seconded by Benjamin, and the vote was as follows:

YEAS: Guidry, Broussard, Benjamin, Roy, Comeaux, Schouest, Michot

NAYS: None

ABSENT: None

RECUSED: None

Motion was unanimously approved.

R-031-93 A RESOLUTION OF THE LAFAYETTE PARISH COUNCIL RECOGNIZING THE OUTSTANDING ACCOMPLISHMENTS OF THE USL LADY CAJUNS SOFTBALL TEAM UPON ACHIEVING THE DISTINCTION OF APPEARING IN THEIR FIRST EVER WORLD SERIES, motion to approve by Roy, seconded by Comeaux, and the vote was as follows:

YEAS: Guidry, Broussard, Benjamin, Roy, Comeaux, Schouest, Michot

NAYS: None

ABSENT: None

RECUSED: None

Motion was unanimously approved.

INTRODUCTORY ORDINANCES

(SIDE 1)(371) AGENDA ITEM NOS. 8 - 10: A motion was made by Benjamin, seconded by Roy to approve the introduction of the following ordinances, and the vote was as follows:

YEAS: Guidry, Broussard, Benjamin, Roy, Comeaux, Schouest, Michot

NAYS: None

ABSENT: None

RECUSED: None

Motion was unanimously approved.

O-044-93 AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A CONTRACT BETWEEN THE LAFAYETTE PARISH GOVERNMENT AND THE DAILY ADVERTISER FOR THE OFFICIAL JOURNAL OF THE PARISH OF LAFAYETTE FROM JULY 1, 1993 THROUGH JUNE 30, 1994.

O-045-93 AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL AMENDING THE 1993 BUDGET TO APPROPRIATE \$587,550 FOR THE CORRECTIONAL CENTER, FORENSIC FACILITY AND ROAD IMPROVEMENT FUNDS.

O-046-93 AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE PARISH OF LAFAYETTE AND THE CITY OF YOUNGSVILLE FOR THE CONSTRUCTION OF DRAINAGE IMPROVEMENTS IN BEACON HILL SUBDIVISION.

Councilmember Comeaux requested that a Finance Briefing Session be called to discuss Ordinance No. 045-93.

ORDINANCES FOR FINAL ADOPTION

(SIDE 1)(411) AGENDA ITEM NO. 16: O-043-93 was unanimously adopted in amended form (amendment being to change \$10,000 to \$38,000) on motion of Schouest, seconded by Benjamin, being:

ORDINANCE NO. 043-93

AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL AMENDING THE 1993 CAPITAL BUDGET TO APPROPRIATE \$38,000 FOR THE PURCHASE OF WASHERS AND DRYERS FOR THE ADULT CORRECTIONAL CENTER.

BE IT ORDAINED by the Lafayette Parish Council:

WHEREAS, the Adult Correctional Center needs to replace washers and dryers,

the budget is hereby amended as follows:

INCREASE

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>	
		<u>REVENUES/EXPENDITURES</u>	
204-3-695.07000	Trfr Fm Gen Fund	\$ 23,000	
204-3-651.22000	Contrib - Sheriff	\$ 15,000	
204-3-800.20163	Washer & Dryer		\$ 38,000
101-3-900.60000	Fund Bal Brt Fwd	\$ 23,000	
101-4-695.91204	Trfr to Adult Corr		\$ 23,000

SECTION 1: The effective date of this ordinance is the date of execution by the Parish President or the date that the Parish Council overrides his veto, if any.

SECTION 2: All ordinances or resolutions or parts thereof in conflict herewith are hereby repealed.

(SIDE 1)(457) AGENDA ITEM NO. 11: O-030-93 was unanimously adopted in amended form on motion of Comeaux, seconded by Broussard, being:

AMENDMENT TO ORDINANCE: Add to Section 3: . . . LESS AND EXCEPT a certain "lift station" as designated as contained within the letters A, B, C, D, A on that certain plat of survey prepared by Dawson Engineers, Inc. dated the 25th day of May, 1993, which plat is attached hereto.

AMENDMENT TO ACT OF ABANDONMENT: Add to Section 2: . . . LESS AND EXCEPT a certain "lift station" as designated as contained within the letters A, B, C, D, A on that certain plat of survey prepared by Dawson Engineers, Inc. dated the 25th day of May, 1993, which plat is attached hereto.

ORDINANCE NO. 030-93

AN ORDINANCE PROVIDING FOR THE ACCEPTANCE OF STREETS IN VIEUX CHENES SUBDIVISION--PHASE III FOR PERPETUAL MAINTENANCE BY THE PARISH OF LAFAYETTE.

BE IT ORDAINED by the Lafayette Parish Council:

SECTION 1: The owners and developers of Vieux Chenes Subdivision--Phase III have obtained final approval from the Lafayette Areawide Planning Commission for acceptance of said subdivision, and all of the rights-of-way for streets, drainage and utility easements therein contained, all as set forth in that Act of Dedication of Vieux Chenes Subdivision--Phase III, recorded under Entry No. 93-008560 of the records of the Clerk of Court of Lafayette Parish, Louisiana.

SECTION 2: The Lafayette Parish Engineering Department has approved the construction

of said streets and has recommended the acceptance to the Lafayette Parish Council of said streets for perpetual maintenance.

SECTION 3: The Parish of Lafayette hereby accepts for the public use and for perpetual maintenance and care those roads and road rights-of-way known and designated as **GORDON CROCKETT DRIVE** all as more fully shown on that plat of survey of Vieux Chenes Subdivision--Phase III prepared by Dawson Engineers, Inc., dated the 16th day of February, 1993, which plat is attached to Entry No. 93-006026; LESS AND EXCEPT a certain "lift station" as designated as contained within the letters A, B, C, D, A on that certain plat of survey prepared by Dawson Engineers, Inc. dated the 25th day of May, 1993, which plat is attached hereto.

SECTION 4: This ordinance shall become effective immediately upon signature by the Parish President, or upon override of any veto, whichever may occur first.

SECTION 5: All ordinances or resolutions or parts thereof in conflict herewith are hereby replaced.

(SIDE 1)(492) AGENDA ITEM NO. 12: O-039-93 A motion was offered by Broussard to adopt with the following amendments:

AMENDMENTS:

- a) Title shall read: An ordinance of the Lafayette Parish Council amending Chapter 3, Article IV of the Parish Code of Ordinances by adding new sections to be designated Section 3-77.1 and 3-77.2.
- b) In Section 3-77.1 change the time to between the hours of 2:00 a.m. and 6:00 a.m. on Sundays.

A substitute motion was offered by Schouest, seconded by Benjamin to amend the ordinance but to change the time to between the hours of 2:00 a.m. and 11:00 a.m. on Sundays, and the vote was as follows:

YEAS: Guidry, Benjamin, Roy, Schouest

NAYS: Broussard, Comeaux, Michot

ABSENT: None

RECUSED: None

Motion was approved.

The Chair then called for a vote on the ordinance with the approved amendment and the vote was as follows:

YEAS: Guidry, Broussard, Benjamin, Roy, Comeaux, Schouest, Michot

NAYS: None

ABSENT: None

RECUSED: None

Motion was unanimously approved.

ORDINANCE NO. 039-93

AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL AMENDING CHAPTER 3, ARTICLE IV OF THE PARISH CODE OF ORDINANCES BY ADDING NEW SECTIONS TO BE DESIGNATED SECTION 3-77.1 AND 3-77.2.

BE IT ORDAINED by the Lafayette Parish Council:

SECTION 1: That Chapter 3, Article IV of the Lafayette Parish Code of Ordinances are hereby amended by adding sections to be designated Sections 3-77.1 and 3-77.2, which sections shall read as follows:

Section 3-77.1: Sales of beverages of high alcoholic content by package houses and supermarkets limited for off the premises consumption - It is prohibited for package houses and supermarkets to sell or dispense intoxicating, spirituous, vinous or malt liquors of an alcoholic content of more than six (6) per cent by volume for off the premises consumption between the hours of 2:00 a.m. and 11:00 a.m. on Sundays, between the hours of 12:00 a.m. and 6:00 a.m. on Mondays, and between the hours of 2:00 a.m. and 6:00 a.m. on Tuesdays, Wednesdays, Thursdays, Fridays and Saturdays.

Section 3-77.2: Sales of beverages of low alcoholic content by package houses and supermarkets limited for off the premises consumption - It is prohibited for package houses and supermarkets to sell or dispense intoxicating, spirituous, alcoholic, vinous or malt liquors of an alcoholic content of less than six (6) per cent by volume for off the premises consumption between the hours of 12:00 a.m. and 6:00 a.m. on Mondays, and between the hours of 2:00 a.m. and 6:00 a.m. on Tuesdays, Wednesdays, Thursdays, Fridays, Saturdays and Sundays.

(SIDE 1)(619) AGENDA ITEM NO. 13: O-040-93 was unanimously adopted in amended form on motion of Guidry, seconded by Broussard, being:

ORDINANCE NO. 040-93

AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL AUTHORIZING THE ABANDONMENT OF A PORTION OF THE SIXTY FOOT (60') RIGHT-OF-WAY FOR OFFSHORE DRIVE.

BE IT ORDAINED by the Lafayette Parish Council:

SECTION 1: The Parish of Lafayette does hereby abandon that portion of the sixty foot (60') right-of-way of Offshore Drive that is encroached by the two (2) story metal building and concrete slab owned by Vector-Schlumberger, as shown shaded on the plat of survey by R. Douglas McGee and Associates, Ltd., dated April 19, 1993.

SECTION 2: This ordinance shall become effective immediately upon execution by the Parish President, or upon override by the Parish Council of any veto by the Parish President, whichever occurs first.

SECTION 3: All ordinances, resolutions or parts thereof in conflict herewith are hereby repealed.

(SIDE 1)(635) AGENDA ITEM NO. 14: O-041-93 was unanimously adopted in final form on motion of Broussard, seconded by Guidry, being:

ORDINANCE NO. 041-93

AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL AUTHORIZING THE ABANDONMENT OF A FIVE FOOT (5') BY TEN FOOT (10') UTILITY EASEMENT ACROSS LOT NO. 32 OF POINTS OF VIEW SUBDIVISION AND AUTHORIZING THE PARISH PRESIDENT TO EXECUTE SAID ACT OF ABANDONMENT.

BE IT ORDAINED by the Lafayette Parish Council:

SECTION 1: The Parish of Lafayette abandon that certain five foot (5') by ten foot (10') utility easement across the northwest corner of Lot. No. 32, Points of View Subdivision, as shown on a plat of survey dated March 16, 1993, by Michael J. Breaux, Land Surveyor.

SECTION 2: The Parish President is hereby authorized to execute said Act of Abandonment.

SECTION 3: All ordinances, resolutions or parts thereof in conflict herewith are hereby repealed.

(SIDE 1)(651) AGENDA ITEM NO. 15: O-042-93 was unanimously adopted in final form on motion of Roy, seconded by Guidry, being:

ORDINANCE NO. 042-93

AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL AMENDING THE 1993 OPERATING BUDGET OF THE CRIMINAL COURT FUND FOR \$9,998 FOR THE OPERATION OF THE PRE-TRIAL RELEASE PROGRAM.

BE IT ORDAINED by the Lafayette Parish Council:

WHEREAS, the Pre-Trial Release Program has been operating under an intern program supervised by the University of Southwestern Louisiana Criminal Justice Department;

The budget is hereby amended as follows:

INCREASE

ACCOUNT NUMBER	ACCOUNT NAME	AMOUNT	
		REVENUE	EXPENDITURE
101-3-900.60000	FUND BAL BRT FWD	\$9,998	
101-4-695.91212	TFR TO CRIM CT FUND		\$9,998
212-3-695.07000	TFR FROM GEN FUND	9,998	
212-4-121.11000	SALARIES		9,300
212-4-121.12001	MEDICARE		135
212-4-121.12004	SOCIAL SECURITY		563

SECTION 1: The effective date of this ordinance is the date of execution by the Parish President or the date that the Parish Council overrides his veto, if any.

SECTION 2: All ordinances or resolutions or parts thereof in conflict herewith are hereby repealed.

At this point, Mr. Burk Foster, head of the USL Criminal Justice Department, along with Steve Smith, Criminal Justice Intern, and Nina McGuire, Graduate of the Criminal Justice Program, was recognized for their role in creating this program.

Mr. Foster stated that over the past 4 months, approximately 200 potential inmates have been interviewed for the Pre-Trial release program and slightly a third (60) have actually been released. Of those 60, 11 have been re-arrested or have had their release revoked. The funds which have been appropriated in Ordinance No. 042-93 is to provide continuity in the program in-between semesters until new interns can be oriented.

Councilmember Roy then stated that it is estimated that between \$11,000 and \$15,000 have been saved since January because of this program.

Councilmember Schouest then requested a list of the students who volunteered for the program be sent to the Clerk of the Council and certificates of appreciation be prepared for each of them. Also, that a photo be coordinated with the students, the Sheriff, the Parish President and the Chair of the Council.

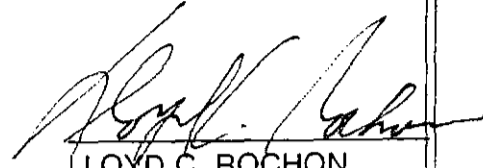
OTHER MATTERS

(SIDE 2)(131) AGENDA ITEM NO. 17: Other matters.

None

ADJOURNMENT

(SIDE 2)(132) There being no further business to come before the Council, Chair Michot declared the Regular Parish Council Meeting of May 27, 1993, adjourned.



LLOYD C. ROCHON
CLERK OF THE COUNCIL
LAFAYETTE PARISH COUNCIL