

**MUNICIPAL MINUTES, TOWN OF CHURCH POINT, STATE OF LOUISIANA,
REGULAR MEETING FEBRUARY 6, 2006.**

ATTENDANCE

MAYOR: Roger Boudreaux

CHIEF OF POLICE: Albert Venable, Sr.

ALDERMEN: Errol Comeaux – (Ward 5), Theresa Cary (Ward 4), Gary Duplechin (Ward 3), Alexis Jagneaux (Ward 2), Melchisadeck Green (Ward 1),

ABSENT: None

ADMINISTRATIVE STAFF: Charles Labbe (Municipal Clerk), John Larson (Water Works Director), Brad Andrus (Legal Counsel)

COMMENCEMENT

Call to order.

Mayor Boudreaux called the Regular Council Meeting of February 6, 2006 to order.

Invocation and Pledge of Allegiance.

The Mayor opened the meeting with an invocation and the Pledge of Allegiance.

Consider the approval of a revised agenda, if needed.

It was moved by Jagneaux, seconded by Green to amend the agenda to include an introduction of an amendment to Ordinance Section 16-24, Zoning Ordinance Variance Introduction, Beer License Exemption for Police Benefit Wrestling Show April 1, 2006, and OMP Graduation Reception.

The vote was as follows:

YEAS: Duplechin, Jagneaux, Comeaux, Cary, Green

NAYS: None

ABSTAIN: None

Motion unanimously adopted.

Reading and approval of the minutes for the January 9, 2006, Regular Meeting.

It was moved by Jagneaux, seconded by Green to dispense with the reading of the minutes and to accept the minutes as written.

The vote was as follows:

YEAS: Duplechin, Jagneaux, Comeaux, Cary, Green
NAYS: None
ABSTAIN: None
Motion unanimously adopted.

Merit Pay Raise

It was moved by Cary, seconded by Comeaux to award one dollar and hour merit pay raises to the employees at the Wastewater Department

The vote was as follows:
YEAS: Duplechin, Jagneaux, Comeaux, Cary, Green
NAYS: None
ABSTAIN: None
Motion unanimously adopted.

Declaration of Nuisance Property

It was moved by Jagneaux, seconded by Green to declare the Ben Butler property and the Melancon property to be nuisance properties and to issue the appropriate required certified mail informing the owners.

The vote was as follows:
YEAS: Duplechin, Jagneaux, Comeaux, Cary, Green
NAYS: None
ABSTAIN: None
Motion unanimously adopted.

Le Vieux Presbytere Feasibility

It was moved by Cary, seconded by Jagneaux to conduct a feasibility study to determine the suitability of the Le Vieux Presbytere as a City Hall facility.

The vote was as follows:
YEAS: Jagneaux, Comeaux, Cary, Green
NAYS: Duplechin
ABSTAIN: None
Motion unanimously adopted.

Bulk Waste Disposal Permit

It was moved by Cary, seconded by Jagneaux to table the matter of considering the granting of a new bulk waste disposal permit until issues relating to bulk disposal procedures are resolved.

The vote was as follows:

YEAS: Duplechin, Jagneaux, Comeaux, Cary, Green
NAYS: None
ABSTAIN: None
Motion unanimously adopted.

Street Light

It was moved by Cary, seconded by Duplechin to install a street light on Happy St. according to existing policy.

The vote was as follows:

YEAS: Jagneaux, Comeaux, Cary, Green, Duplechin
NAYS: None
ABSTAIN: None
Motion unanimously adopted.

Consider a resolution concurring with the creation of a Fire Protection District

A resolution consenting to the inclusion of the Town of Church Point, State of Louisiana, within the boundaries of the proposed new fire protection district in the Church Point-Grand Marais-Jagneauxville area of Acadia Parish was offered by Gary J. Duplechin and seconded by Errol Comeaux, only upon the satisfaction of the following two conditions:

- 1) That the PIAL Impact Statement including score sheets be placed in the public record.
- 2) A true and correct financial statement of the Church Point Volunteer Fire Department be placed in the public record.

RESOLUTION

A resolution consenting to the inclusion of the Town of Church Point, State of Louisiana, within the boundaries of a proposed new fire protection district to be created by the Police Jury of the Parish of Acadia, State of Louisiana.

WHEREAS, after careful study and review, it has been determined by the Mayor and Board of Aldermen of the Town of Church Point, State of Louisiana (the "Town"), that the citizens and taxpayers of the Town would be benefitted by the creation of a new fire protection district in the Church Point - Grand Marais - Jagneauxville area of the Parish of Acadia, State of Louisiana, which would include the Town;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Church Point, State of Louisiana, acting as the governing

authority (the "Governing Authority") of the Town of Church Point, State of Louisiana (the "Town"), that:

SECTION 1. As required by La. R. S. 40:1492, this Governing Authority hereby consents to the inclusion of the Town within the boundaries of a proposed new fire protection district in the Church Point - Grand Mariais - Jagneauxville area of the Parish of Acadia, State of Louisiana, and in the proposed boundaries of such fire protection district which shall be fixed by the Police Jury of the Parish of Acadia, State of Louisiana (the "Police Jury"), after public hearing to be held thereon by the Police Jury on February 21, 2006, which proposed boundaries are described as follows, viz:

FIRE PROTECTION DISTRICT BOUNDARY DESCRIPTION
(Church Point - Grand Mariais - Jagneauxville Area)

Beginning at the approximate southeast corner of Section 15 Township 7S R2E thence westerly along Parish Road 3-62 approximately 1 mile to the intersection of Parish Road 3-62 and LA 95 and/or the approximate southwest corner of Section 15 Township 7S R2E, thence southerly and southwesterly on LA 95 approximately 0.8 mile to the northernmost corner of Section 75 Township 7S R2E, thence southwesterly along north line of said Section 75 and/or public Parish road to Parish Road 3-36, thence southerly along Parish Road 3-36 approximately 0.5 mile to the intersection of Parish Road 3-36 and Parish Road 3-38, thence southwesterly, southeasterly, southwesterly northwesterly and southwesterly on Parish Road 3-38 approximately 1.6 mile to the intersection of LA 370 with Parish Road 3-38, thence northwesterly along LA 370 approximately 0.1 mile to the intersection of LA370 with Parish Road 3-16, thence southwesterly along Parish Road 3-16 approximately 2.0 miles to its intersection with the centerline of Hazelwood Gully in Section 44 Township 8S R2E, thence southeasterly along the centerline of Hazelwood Gully to its intersection with the centerline of Bayou Plaquemine Brule in said Section 42, thence northeasterly along the centerline of Bayou Plaquemine Brule to its intersection with the centerline of Parish Road 3-18 and/or the northwest corner of Section 78 Township 8S R2E, thence southeasterly along the centerline of Parish Road 3-18 and/or the north line of said Section 78 to the centerline of LA Hwy. 35 or the north line of Section 78 Township 8S R2E and/or the centerline of Parish Road 3-82, thence northeast along the centerline of LA Hwy. 35 to its intersection with the centerline of Parish Road 3-29 in Section 77 Township 8S R2E, thence southeast along the centerline of Parish Road 3-29 to its intersection with the centerline of Bayou Wikoff in Section 47 Township 8S R3E and/or the westward projection of the north line of Section 17 Township 8S R3E, thence along said westward project of the north line of Section 17 to its intersection with the common boundary between Acadia Parish and St. Landry Parish in Township 8S R3E, thence generally northerly and westerly along the common boundary between Acadia Parish and St. Landry Parish to its point of origin.

SECTION 2. Should (after the public hearing on February 21, 2006) the boundaries of the proposed new fire protection district be fixed by the Police Jury other than as described above, the Police Jury shall submit to this Governing Authority a description of the boundaries as altered for concurrence by this Governing Authority.

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

<u>Aldermen</u>	<u>Yeas</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstaining</u>
Errol "Slu" Comeaux	<u>X</u>	_____	_____	_____
Theresa R. Cary	<u>X</u>	_____	_____	_____
Gary J. Duplechin	<u>X</u>	_____	_____	_____
Alexis Jagneaux, Jr.	<u>X</u>	_____	_____	_____
Melchisadeck Green	<u>X</u>	_____	_____	_____

And the resolution was declared adopted on this, the 6th the day of February, 2006.

The following were nominated for the two appointments that are required of the Town of Church Point to serve on the the Church Point-Grand Mariais-Jagneauxville Fire Protection District Board of Directors:

Lee Bellard
 Toby Leger
 Dallas Matte
 Chad Matte

The vote was as follows:

Lee Bellard:
 YEAS: Duplechin, Comeaux
 NAYS: Green, Jagneaux, Cary
 ABSTAIN: None

Toby Leger:
 YEAS: Green, Duplechin, Jagneaux, Comeaux
 NAYS: Cary,
 ABSTAIN: None

Dallas Matte:
 YEAS: Cary, Jagneaux
 NAYS: Comeaux, Green, Duplechin

ABSTAIN: None

Chad Matte

YEAS: Cary, Jagneaux, Comeaux, Green

NAYS: Duplechin

ABSTAIN: None

Toby Leger and Chad Matte, the only nominees achieving four votes, were appointed as Directors of the proposed Church Point-Grand Mariais-Jagneauxville Fire Protection District.

Budget Amendments

It was moved by Comeaux, seconded by Jagneaux to amend the Wastewater budget to reflect an increase of \$22,580.52 to cover expenditures for emergency repairs.

The vote was as follows:

YEAS: Jagneaux, Comeaux, Cary, Green, Duplechin

NAYS: None

ABSTAIN: None

Motion unanimously adopted.

It was moved by Comeaux, seconded by Jagneaux to amend the Water budget to reflect an increase of \$5,281.06 to cover expenditures for truck repairs.

The vote was as follows:

YEAS: Jagneaux, Comeaux, Cary, Green, Duplechin

NAYS: None

ABSTAIN: None

Motion unanimously adopted.

It was moved by Cary, seconded by Green to extend the water line on Happy St. utilizing Colburn and E .B. Feutch, authorize the mayor to cash a Water System certificate of deposit to fund the extension, and to amend the budget to reflect an increase of \$30,000.00 to cover expenditures for water line extension.

The vote was as follows:

YEAS: Jagneaux, Comeaux, Cary, Green, Duplechin

NAYS: None

ABSTAIN: None

Motion unanimously adopted.

Introduction of an amendment to Ordinance Section 16-24 regulating maximum truck weight and length allowed on streets within the municipality

It was moved by Jagneaux, seconded by Duplechin to introduce an amendment to replace 10,000 pounds with 20,000 pounds of maximum weight limit and to replace 20 foot of maximum length with 30 foot maximum length.

The vote was as follows:

YEAS: Jagneaux, Comeaux, Cary, Duplechin

NAYS: Green

ABSTAIN: None

Motion adopted.

Zoning Ordinance Variance Introduction

It was moved by Cary, seconded by Jagneaux to introduce a proposed variance to the Zoning Ordinance R-1 designation on Happy St. to allow the operation of a Day Care Center at 404 Happy St.

The vote was as follows:

YEAS: Jagneaux, Comeaux, Cary, Green ,

NAYS: Duplechin

ABSTAIN: None

Motion adopted.

Beer License Exemption for Police Benefit Wrestling Show April 1, 2006

It was moved by Comeaux, seconded by Jagneaux to exempt the Wrestling Show Police Benefit from the beer license requirement.

The vote was as follows:

YEAS: Jagneaux, Comeaux, Cary, Green, Duplechin

NAYS: None

ABSTAIN: None

Motion unanimously adopted.

OMP Graduation Reception

It was moved by Duplechin, seconded by Comeaux to waive the Community Center rental fees for the OMP school function.

The vote was as follows:

YEAS: Jagneaux, Comeaux, Cary, Green, Duplechin

NAYS: None

ABSTAIN: None

Motion unanimously adopted.

Consider calling an election for the levy of a 3 mill tax for Fire Protection including construction, procurement and maintenance of Fire Protection facilities and equipment

It was moved by Cary, seconded by Comeaux to rescind the resolution calling for an election for the renewal of the 3 mill Fire Protection Tax which had been adopted at the January 9, 2006 Regular Meeting.

The vote was as follows:

YEAS: Jagneaux, Comeaux, Cary, Green

NAYS: None

ABSTAIN: Duplechin

Motion adopted.

Executive Session to discuss Litigation

It was moved by Comeaux, seconded by Jagneaux to convene the meeting in executive session for discussing the litigation with Malcolm Brasseaux.

The vote was as follows:

YEAS: Duplechin, Jagneaux, Comeaux, Cary, Green

NAYS: None

ABSTAIN: None

Motion unanimously adopted

It was moved by Duplechin, seconded by Green to re-convene into regular session.

The vote was as follows:

YEAS: Duplechin, Jagneaux, Comeaux, Cary, Green

NAYS: None

ABSTAIN: None

Motion unanimously adopted

The Mayor summarized the discussion in executive session relating to the litigation

It was moved by Comeaux, seconded by Green to grant authority to the attorney to negotiate a settlement.

The vote was as follows:

YEAS: Duplechin, Jagneaux, Comeaux, Cary, Green

NAYS: None

ABSTAIN: None

Motion unanimously adopted

Comments from Chief of Police, Staff and Councilman.

Comments from the public.

Mrs. Elvie Matte offered comments regarding the Church Point Police Department and Church Point City Court

Adjournment.

There being no further business, it was moved by Jagneaux, seconded by Green to adjourn the meeting.

YEAS: Duplechin, Jagneaux, Comeaux, Cary, Green

NAYS: None

ABSTAIN: None

Motion unanimously adopted.

ROGER BOUDREAUX, MAYOR

ATTEST:

CHARLES A. LABBE, MUNICIPAL CLERK