

**OFFICIAL MINUTES OF THE CITY COUNCIL  
CITY OF THIBODAUX  
CITY HALL  
THIBODAUX, LOUISIANA  
OCTOBER 3, 2017**

The City Council of the City of Thibodaux assembled in regular session at its regular meeting place, City Hall, 310 West 2<sup>nd</sup> Street, Thibodaux, Louisiana, on Tuesday, October 3, 2017 at 5:00 P.M.

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

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

Absent: None

The minutes of the September 19, 2017 City Council Meeting were approved as written.

The Mayor received information from the City's legal counsel concerning the lawsuit filed as Julie Caillouet vs. Clint Dempster and Allie Fauchaux.

On motion of Councilman Richard, seconded by Councilman Tabor, the Council voted to adopt a motion to convene into executive session to discuss the status and proposed settlement in the lawsuit Julie Caillouet vs. Clint Dempster and Allie Fauchaux. Upon roll call the vote was as follows:

**YEAS: Tabor, Richard, Johnson, Mire, Badeaux**

**NAYS: None**

**ABSTAINED: None**

On motion of Councilman Mire, seconded by Councilman Richard, the Council voted to adopt a motion to reconvene into regular session. Upon roll call the vote was as follows:

**YEAS: Tabor, Richard, Johnson, Mire, Badeaux**

**NAYS: None**

**ABSTAINED: None**

On motion of Councilman Mire, seconded by Councilman Tabor, the Council voted on a resolution to authorize the Mayor to execute any and all documents relating to the settlement in the lawsuit entitled Julie Caillouet vs. Clint Dempster and Allie Fauchaux. Upon roll call the vote was as follows:

**YEAS: Tabor, Richard, Johnson, Mire, Badeaux**

**NAYS: None**

**ABSTAINED: None**

***RESOLUTION NO. 2117***

***A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS RELATING TO THE SETTLEMENT IN THE LAWSUIT ENTITLED JULIE CAILLOUET VS. CLINT DEMPSTER AND ALLIE FAUCHEAUX***

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

***WHEREAS***, City of Thibodaux Police Officers are parties in the lawsuit entitled Julie Caillouet vs. Clint Dempster and Allie Fauchaux; and

**WHEREAS**, the legal counsel representing the City of Thibodaux has negotiated a settlement with the plaintiff in this matter; and

**WHEREAS**, the Council has been informed of the details of the settlement and is willing to accept the settlement as proposed in this matter

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Thibodaux that the Mayor be and is hereby authorized to execute any and all documents relating to the settlement of the lawsuit entitled Julie Caillouet vs. Clint Dempster and Allie Faucheaux.

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

**YEAS:** Tabor, Richard, Johnson, Mire, Badeaux

**NAYS:** None

**ABSTAIN:** None

And the above resolution was declared adopted this 3<sup>rd</sup> day of October 2017.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux  
Lloyd "Chip" Badeaux, President

The City administers the Section 8 Housing Choice Voucher Program funded through the U. S. Department of Housing and Urban Development.

HUD requires that all Section 8 Programs adopt a PHA (Public Housing Agency) 5-year Plan and Annual Plans in accordance with the provisions of the Quality Housing and Work Responsibility Act.

On motion of Councilwoman Johnson, seconded by Councilman Richard, the Council voted on a resolution to authorize the Mayor to sign and submit the City's 2018 Section 8 PHA Plan and Certifications to HUD. Upon roll call the vote was as follows:

**YEAS:** Tabor, Richard, Johnson, Mire, Badeaux

**NAYS:** None

**ABSTAINED:** None

***RESOLUTION NO. 2118***

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

**WHEREAS**, Section 511 of the Quality Housing and Work Responsibility Act of 1998 imposes certain requirements on public housing agencies; and

**WHEREAS**, the requirements include the preparation of an Annual Plan to be submitted to the U.S. Department of Housing and Urban Development; and

**WHEREAS**, the City of Thibodaux, Section 8 Housing Choice Voucher Program has completed the FY2018 Annual Plan

**NOW, THEREFORE BE IT RESOLVED** that the City Council of the City of Thibodaux does hereby adopt the Housing Choice Voucher FY2018 PHA Annual Plan and authorize the Mayor to sign all certifications and documents for submission to the U.S. Department of Housing and Urban Development.

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

**YEAS: Tabor, Richard, Johnson, Mire, Badeaux**  
**NAYS: None**  
**ABSTAINED: None**

And the above resolution was declared adopted this 3<sup>rd</sup> day of October 2017.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux  
Lloyd "Chip" Badeaux, President

In accordance with the provisions of Article IV, Section 10 (B), the Civil Service Board has conducted a public hearing to amend the Uniform Plan of Salary Ranges for FY 2018, and has submitted their recommendation to the City Council for approval.

In the past, the Civil Service Director would receive a recommendation from Waters Consulting Group for the salary range adjustment to keep our salaries competitive in the current market. This year the Civil Service Director contacted other Civil Service Directors to research how they made adjustments to their pay ranges now that waters Consulting Group no longer provides this service. Based on their responses, Mr. Chighizola recommended to his board that they consider amending our pay plan by 2% based on the Mayor's proposed 2% salary increase for all employees in the 2018 budget. This recommendation was approved by the Board.

On motion of Councilman Mire, seconded by Councilman Tabor, the Council voted on a resolution to approving a 2% increase in the Civil Service Uniform Plan of Salary Ranges for the Year 2018. Upon roll call the vote was as follows:

**YEAS: Tabor, Richard, Johnson, Mire, Badeaux**  
**NAYS: None**  
**ABSTAINED: None**

**RESOLUTION NO. 2119**

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

***WHEREAS***, in accordance with the Pay Plan of the Thibodaux Municipal Civil Service, the pay ranges must be evaluated and adjusted on an annual basis; and

***WHEREAS***, The Civil Service Director reviewed the current pay plan and has made a recommendation for an adjustment for the said ranges which would be effective January 1, 2018; and

***WHEREAS***, the recommended adjustment forwarded by the Civil Service Director is 2%; and

***WHEREAS***, the Civil Service Board held a public hearing on September 12, 2017 to discuss the recommendation and have forwarded their recommendation to the City Council for a 2% adjustment to the salary ranges for the fiscal year 2018; and

***WHEREAS***, in accordance with Civil Service Rules and Regulations, and the Thibodaux City Charter, any recommended adjustment to the pay plan must be approved by the City Council.

***NOW, THEREFORE BE IT RESOLVED*** that the City Council does hereby approve the recommendation of the Civil Service Board and hereby enacts a 2% adjustment to the Civil Service Salary Ranges effective January 1, 2018.

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

**YEAS: Tabor, Richard, Johnson, Mire, Badeaux**  
**NAYS: None**  
**ABSTAINED: None**

And the above resolution was declared adopted this 3<sup>rd</sup> day of October 2017.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux  
Lloyd "Chip" Badeaux, President

Councilman Tabor introduced an ordinance to amend and re-enact Section 704 (C) of the Thibodaux Zoning Ordinance so as to create Sub-Section (4) (Location of Parking Spaces in RB Zoning Districts). The Public Hearing for this ordinance will be held at the Council meeting on November 7, 2017.

Councilwoman Johnson introduced an ordinance to amend and re-enact Section 906 (B) (2) of the Thibodaux Zoning Ordinance so as to create Sub-Section (b) (Illuminated Signs in RB Zoning Districts). The Public Hearing for this ordinance will be held at the Council meeting on November 7, 2017.

Councilman Richard introduced an ordinance to amend and re-enact Section 4-40 (e) of the Thibodaux City Code of Ordinances – Mardi Gras Permit Fees. The Public Hearing for this ordinance will be held at the Council meeting on October 17, 2017.

Councilwoman Johnson introduced an ordinance to amend and re-enact Section 20-19 (f) of the Thibodaux City Code of Ordinances so as to create Sub-Section (17) – School Zone on Talbot Avenue. The Public Hearing for this ordinance will be held at the Council meeting on October 17, 2017.

The City entered into a Master Lease/Purchase Agreement with TCF Equipment Finance in October 2016 in order to acquire the equipment necessary to implement a new metering system for gas and water services in the City through UMS.

An amendment to the Master Lease/Purchase Agreement has been proposed due to a change in the scope of the project. The City decided to acquire additional equipment to be leased as part of the contract, which requires additional funds to be deposited in the escrow account. Due to the change in project costs, the semi-annual payments over the remaining nine (9) years also has to be adjusted.

The escrow fund requires an additional \$349,490.00 to be deposited for the new equipment. The total project cost is now \$3,677,484.00 to be leased over the remaining 9 years at a rate of 3.25% payable in 19 payments of \$217,882.92 beginning October 2017.

On motion of Councilman Mire, seconded by Councilman Tabor, the Council voted on an ordinance to authorize the Mayor to sign an amendment to the Municipal Lease/Purchase Agreement with TCF Equipment Financing for the UMS Metering Project. Upon roll call the vote was as follows:

**YEAS: Tabor, Richard, Johnson, Mire, Badeaux**  
**NAYS: None**  
**ABSTAINED: None**

**ORDINANCE NO. 2942**

**AN ORDINANCE AUTHORIZING THE MAYOR  
TO SIGN AN AMENDMENT TO THE MUNICIPAL  
LEASE/PURCHASE AGREEMENT WITH TCF  
EQUIPMENT FINANCING FOR THE UMS METERING  
PROJECT**

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

**WHEREAS**, the City executed a Master Equipment Lease/Purchase Agreement and Escrow Agreement with TCF Equipment Finance dated October 14, 2016 in order to acquire the equipment necessary to implement a new metering system for gas and water services in the City through Utility Metering Solutions (UMS); and

**WHEREAS**, due to a change in the scope of the project, the City has decided to acquire additional equipment to be leased as part of the contract, and there are not enough funds on deposit in the escrow fund to acquire the additional equipment; and

**WHEREAS**, the proposed amendment will include the additional equipment to the equipment description exhibit and update the payment schedule in the original lease, and the escrow fund will be amended to show the additional deposit in the amount of \$349,490.00; and

**WHEREAS**, the total project cost is now \$3,677,484.00 to be leased for a period of nine (9) years at the rate of 3.25% payable in nineteen (19) payments of \$217,882.92 beginning October 2017.

**NOW, THEREFORE BE IT ORDAINED** by the City Council of the City of Thibodaux that the Mayor be and is hereby authorized to execute an amendment to the lease/purchase agreement with TCF Equipment Finance for the acquisition of new metering equipment for the fixed network metering system.

**BE IT FURTHER ORDAINED** that a copy of the aforesaid lease/purchase agreement amendment is attached hereto as Exhibit "A" and thereby made a part hereof.

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

**YEAS: Tabor, Richard, Johnson, Mire, Badeaux**

**NAYS: None**

**ABSTAIN: None**

And the above ordinance was declared adopted this the 3<sup>rd</sup> day of October 2017.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux  
Lloyd "Chip" Badeaux, President

FEMA has awarded the City funding for the installation of a permanent generator at the North Waste Water Treatment Plant through the Governor's Office of Homeland Security and Emergency Preparedness.

The total grant is in an amount of \$380,000 with the Federal share being \$285,000.00 and the State's share being \$95,000.

On motion of Councilman Tabor, seconded by Councilman Mire, the Council voted on an ordinance to authorize the Mayor to sign a grant agreement

with the Governor's Office of Homeland Security and Emergency Preparedness (North Waste Water Treatment Plant Generator). Upon roll call the vote was as follows:

**YEAS:** Tabor, Richard, Johnson, Mire, Badeaux

**NAYS:** None

**ABSTAINED:** None

***ORDINANCE NO. 2943***

***AN ORDINANCE AUTHORIZING THE MAYOR TO SIGN  
A GRANT AGREEMENT WITH THE GOVERNOR'S OFFICE OF  
HOMELAND SECURITY AND EMERGENCY PREPAREDNESS (NORTH  
WASTE WATER TREATMENT PLANT GENERATOR)***

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

***WHEREAS***, the City has applied for financial assistance from the Federal Emergency Management Agency through the Governor's Office of Homeland Security and Emergency Preparedness for funding to install a permanent generator at the north waste water treatment plant; and

***WHEREAS***, the City has been awarded funds from FEMA through the Governor's Office of Homeland Security and Emergency Preparedness in the amount of \$380,000; and

***WHEREAS***, it is necessary to execute an agreement with the Governor's Office of Homeland Security and Emergency Preparedness for the funding mentioned hereinbefore.

***NOW, THEREFORE BE IT ORDAINED*** by the City Council that the Mayor be and is hereby authorized to execute a grant agreement with the Governor's Office of Homeland Security and Emergency Preparedness for the funds to be received by the City.

***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, Badeaux

**NAYS:** None

**ABSTAIN:** None

And the above ordinance was declared adopted this 3<sup>rd</sup> day of October 2017.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Lloyd "Chip" Badeaux  
Lloyd "Chip" Badeaux, President

A condemnation hearing was held for property located at 1214 Narrow Street.

Ms. Jacinta Ruffin, 1116 Lagarde Street, addressed the Council asking for a four to six month extension to have the property completely demolished.

On motion of Councilwoman Johnson, seconded by Councilman Richard, the Council adopted a motion to allow the property owners 120 days to have the property completely demolished and asked that they appear before the Council at

**the February 6, 2018 Council meeting with an update. Upon roll call the vote was as follows:**

**YEAS: Tabor, Richard, Johnson, Mire, Badeaux**

**NAYS: None**

**ABSTAINED: None**

**Councilman Badeaux reminded everyone of the upcoming election that will take place on October 14<sup>th</sup>. He also informed everyone that the North Lafourche Levee District millage renewal was for 30 years instead of 10 years as it was on previous ballots.**

**Councilman Richard thanked the North Lafourche Levee District for the help with projects throughout the City.**

**The Mayor updated the Council on several projects going on within the City.**

**The Finance Director presented the Council with the Revenue and Expense Report for August.**

**There being no further business the meeting was adjourned.**

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**Jennifer Morvant, Council Adm.**

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**Lloyd "Chip" Badeaux, President**