

**PROCEEDINGS OF THE LAFAYETTE CITY COUNCIL MEETING OF THE CITY OF LAFAYETTE, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING OF OCTOBER 5, 2021 HELD AT 705 W. UNIVERSITY AVENUE, LAFAYETTE, LA.**

**ATTENDANCE**

**COUNCIL:** Liz Hebert (Chair, District 3), Nanette Cook (Vice-Chair, District 4), Patrick "Pat" Lewis (District 1), Andy Naquin (District 2) and Glenn Lazard (District 5)

**ABSENT:** None

**COUNCIL STAFF:** Veronica L. Williams (Clerk of the Council), Joseph Gordon-Wiltz (Assistant Clerk of the Council) and Cindy M. Hebert (Administrative Assistant)

**ADMINISTRATIVE STAFF:** Joshua Guillory (Lafayette Mayor-President), Cydra Wingerter (Chief Administrative Officer), Lorrie Toups (Chief Financial Officer), Paul Escott (Assistant City-Parish Attorney), Hollis Conway (Director of Community Development and Parks and Recreation) and Mary Sliman (Director of Development and Planning)

(6:36:59) **COMMENCEMENT**

(6:36:59) **AGENDA ITEM NO. 1:** Call to order

Chair Hebert called the Regular City Council Meeting of October 5, 2021 to order.

(6:37:04) **AGENDA ITEM NO. 2:** Invocation and Pledge of Allegiance

Hebert called upon Cook to cite the invocation and Lewis to lead the Pledge of Allegiance.

(6:37:46) **WELCOME AND CHAIR ANNOUNCEMENTS**

Hebert made the following announcements:

- The Council Meetings for December will be on the 1st and 3rd Wednesdays of the month, instead of the typical 1st and 3rd Tuesdays.
- Final Adoption Item #14, CO-128-2021 (Back-flow Preventer Program) will be deferred indefinitely.
- Wished a happy birthday to Lorrie Toups, Chief Financial Officer, which she will celebrate on October 15<sup>th</sup>.

(6:38:43) **AGENDA ITEM NO. 3: COUNCIL ANNOUNCEMENTS**

*There were no Council Announcements.*

(6:38:46) **AGENDA ITEM NO. 4: EXECUTIVE/MAYOR-PRESIDENT'S RPORT**

Budget-to-Actual Comparison of Major City Funds – August 2021 Preliminary

-Guillory noted that the monthly Budget to Actual Comparisons are to comply with statewide auditing procedures.

(6:39:03) **EXECUTIVE SESSION**

Escott explained why it is acceptable and reasonable to go into executive session, given pending litigation is involved.

(6:39:05) **AGENDA ITEM NO. 5.**

*Henry Arceneaux*

*vs*

*Lafayette Consolidated Government and Randall Thomas*

*15<sup>th</sup> Judicial District Court*

*Docket No. C 20171631B*

*State of Louisiana*

*Parish of Lafayette*

Motion to enter into executive session by Cook, seconded by Naquin, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to enter executive session was approved.*

Motion to return from executive session by Lewis, seconded by Cook, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to return from executive session was approved.*

Motion to accept Legal's recommendation by Naquin, seconded by Cook, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to accept Legal's recommendation was approved.*

(6:47:40) **RESOLUTIONS**

(6:47:44) **AGENDA ITEM NO. 6: CR-012-2021** A resolution of the Lafayette City Council condemning the use of balloon releases as part of a public or private event, promotional activity, or other celebratory or memorial gathering and encouraging the use of other eco-friendly and safe alternatives, motion to adopt by Cook, seconded by Lazard, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

Cook requested support from the Council. She explained that this resolution is to make people think of alternatives to releasing balloons.

Naquin reported that he would support the resolution due to the effect balloons have on the ecosystem and the wildlife that it harms.

Lazard stated his support for the resolution.

(6:50:28) **AGENDA ITEM NO. 7: CR-013-2021** A resolution of the Lafayette City Council reconsidering and approving the application (20210030-RTA) for restoration tax abatement submitted by Champion Real Estate, LLC for participation in the State of Louisiana Restoration Tax Abatement program (102 Versailles Blvd), motion to adopt by Naquin, seconded by Cook, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

Hebert requested from Conrad Comeaux, Lafayette Parish Assessor that any future RTA's not come before the Council unless every box is checked.

Jessie Broderick signed in, in support, and wished to speak only if there were questions.

(6:54:09) **JOINT RESOLUTION**

(6:54:12) **AGENDA ITEM NO. 8: CR-030-2021** A joint resolution of the Lafayette City Council and the Lafayette Parish Council approving and adopting Route Lafayette Wayfinding and Sign Standard Plan, motion to adopt by Naquin, seconded by Lazard, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

Anita Begnaud signed in, in support, but did not wish to speak.

(6:54:47) **ORDINANCES FOR FINAL ADOPTION**

(6:54:49) AGENDA ITEM NO. 9: CO-123-2021 An ordinance of the Lafayette City Council declaring the building or structure located at 104 LaSalle Street, Lafayette, Louisiana, owned by John Pellerin, c/o Gerald J. Block, attorney appointed, to be dilapidated and dangerous to the public welfare and ordering the condemnation of same, motion to adopt by Cook, seconded by Naquin, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

(6:55:28) AGENDA ITEM NO. 10: CO-124-2021 An ordinance of the Lafayette City Council amending the FY 20/21 operating budget and adjusting the manning tables of the Lafayette City-Parish Consolidated Government by moving one (1) Fire Dept Records Clerk Level II position from the Training Division to the Administration Division within the Fire Department, motion to adopt by Cook, seconded by Naquin, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

(6:56:05) AGENDA ITEM NO. 11: CO-125-2021 An ordinance of the Lafayette City Council authorizing the filing of two (2) applications with the U.S. Department of Homeland Security for an Assistance to Firefighters Grant for the Lafayette Fire Department, motion to adopt by Cook, seconded by Naquin, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

(6:56:33) AGENDA ITEM NO. 12: CO-126-2021 An ordinance of the Lafayette City Council authorizing the filing of a grant application with the U.S. Department of Homeland Security for a Fire Prevention and Safety Grant for the Lafayette Fire Department, motion to adopt by Cook, seconded by Naquin, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

(6:57:04) AGENDA ITEM NO. 13: CO-127-2021 An ordinance of the Lafayette City Council authorizing the filing of an application with the U.S. Department of Homeland Security for a Staffing for Adequate Fire and Emergency Response (SAFER) Grant for the Lafayette Fire Department, motion to adopt by Lewis, seconded by Cook, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

*Item #14 was deferred indefinitely.*

(6:57:36) AGENDA ITEM NO. 14: CO-128-2021 An ordinance of the Lafayette City Council amending Chapter 94, Article III, Division 3, Section 160 of the Lafayette City-Parish Consolidated Government Code of Ordinances to authorize an annual charge to Lafayette Utilities System customers for backflow preventer testing performed by qualified backflow preventer testers.

**(6:57:38) JOINT ORDINANCES FOR FINAL ADOPTION**

(6:57:40) AGENDA ITEM NO. 15: JO-065-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government by increasing the use of City General Fund balance in the amount of \$197,500 and increasing the use of Parish General Fund balance in the amount of \$52,500 and appropriating within the Legal Department for legal fees, motion to adopt by Naquin, seconded by Cook, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook

NAYS: Lazard

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

(6:58:31) AGENDA ITEM NO. 16: JO-066-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council authorizing the filing of an application with the U.S. Department of Homeland Security for a Regional Assistance to Firefighters Grant for the Lafayette Fire Department and the Parish of Lafayette, motion to adopt by Cook, seconded by Lazard, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

(6:59:05) AGENDA ITEM NO. 17: JO-067-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government by increasing revenues in the amount of \$2,306,436.92 in Emergency Rental Assistance Program funds received from the U.S. Department of the Treasury and appropriating funds within the Community Development and Planning Department, motion to adopt by Naquin, seconded by Cook, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

(6:59:50) AGENDA ITEM NO. 18: JO-068-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council authorizing the filing of applications for grant funding which may become available as a result of the Presidential Disaster Declaration following Hurricane Ida, motion to adopt by Lewis, seconded by Lazard, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt was approved.*

(7:00:24) AGENDA ITEM NO. 19: JO-069-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council authorizing the Non-Warranty Donation of various adjudicated properties to Sun Community Housing Development Organization (SUN CHDO) pursuant to La. R.S. 47:2205, motion to adopt by Lewis, seconded by Lazard.

An amendment to the ordinance and Act of Donation to delete references to the 710 North Bienville Street property was offered by Lazard, seconded by Lewis, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to amend was approved.*

A motion to defer the ordinance until the October 19<sup>th</sup> Council meeting was offered by Naquin, seconded by Cook, and the vote was as follows:

YEAS: Naquin, Hebert, Cook

NAYS: Lewis, Lazard

ABSENT: None

ABSTAIN: None

*Motion to defer until October 19<sup>th</sup> was approved.*

Naquin noted that he wanted to defer until October 19<sup>th</sup> so he would get some questions answered from Mary Sliman.

After Council discussion, a motion to reconsider the ordinance was offered by Naquin, seconded by Cook, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to reconsider was approved.*

Lazard asked Mary Sliman, Director of Community Development and Planning, if there were any red flags that would prevent Sun Community Housing Development Organization from obtaining the properties.

Sliman answered that the organization submitted an application which was reviewed by her staff and after meeting criteria, it was sent for Council approval.

Lewis asked for the process for adjudicated properties.

Sliman responded that the department wants to get the properties back into commerce rather than have it sit vacant.

Lewis asked if anyone who applied to obtain adjudicated properties have been rejected.

Sliman stated that none have been rejected.

The Chair then called for a vote to adopt, as amended, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to adopt, as amended, was approved.*

(7:15:26) **APPEAL**

(7:15:31) **AGENDA ITEM NO. 20:** Appeal of City Planning Commission Action

Elda Rabeaux Trahan Tracts B & C into B-1

Case No. PC2021-0048

A motion to grant the appeal was offered by Cook, seconded by Lazard, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to grant the appeal was approved.*

Neil Lebouef, Development Manager, explained the appeal. He stated that the appellant does not feel the need to build a cul de sac.

Warren Abadie, Traffic, Roads and Bridges Director, recommended that if the property is subdivided further, a roadway should be required.

Brent Hollier signed in, in support, but did not wish to speak when called upon.

(7:22:23) **CONSIDER APPOINTMENT BY THE COUNCIL, AS A WHOLE, TO BOARDS/COMMISSIONS**

(7:22:27) **AGENDA ITEM NO. 21:** CSB- Appointment of Andrea Hebert to the Lafayette Municipal Civil Service Board for the remainder of an unexpired four-year term thru February 28, 2022 and the succeeding four-year term effective March 1, 2022. *Nomination list supplied via ASHRM in lieu of Southern University*, Lazard recommended Hebert, Naquin recommended Kylee Brundige, and the vote was as follows:

HEBERT: Lewis, Hebert, Cook, Lazard

BRUNDIGE: Naquin

ABSENT: None

ABSTAIN: None

*Andrea Hebert was appointed.*

(7:23:53) **INTRODUCTORY ORDINANCES**

A motion to introduce agenda items 22 thru 36 in globo, was offered by Lazard, seconded by Cook.

22. CO-129-2021 An ordinance of the Lafayette City Council amending the Lafayette Development Code so as to reclassify Case No. ZON2021-0026 select properties on Carmel Drive between Louisiana Avenue and Holly Street Administrative Rezoning and Conditional Use Permit (CUP), located generally north of Haig Street, east of Louisiana Avenue, south of Carmel Drive, and west of Holly Street; the particular parcels being rezoned from CH (Commercial-Heavy) and RS-1 (Residential Single-Family) to MN-1 (Mixed-Use Neighborhood) and CM-1 (Commercial Mixed), with a Conditional Use Permit for 302 Carmel Drive.
23. CO-130-2021 An ordinance of the Lafayette City Council amending the Lafayette Development Code so as to reclassify the property of Case No. ZON2021-0028 1210 Kaliste Saloom Road rezoning, located generally north of Rue Louis XIV, west of Pembroke Lane, and south of Shadows Drive; the particular parcel being rezoned from RM-1 (Residential Mixed) to MN-1 (Mixed-Use Neighborhood).
24. CO-131-2021 An ordinance of the Lafayette City Council amending the Lafayette Development Code and the official map of the City of Lafayette, providing for the annexation of additional land into the corporate limits of the City of Lafayette, Louisiana, Case No. ZON2021-0029 2845 Verot School Road Annexation, located generally north of La Neuville Road, east of Verot School Road, and south of Ambassador Caffery Parkway, and assigning a zoning classification of CH (Commercial-Heavy) (District 4).
25. CO-132-2021 An ordinance of the Lafayette City Council amending the Lafayette Development Code so as to reclassify Case No. ZON2021-0030 125 Easy Street rezoning, located generally north of Eraste Landry Road, west of Easy Street, and south of Ambassador Caffery Parkway; the particular parcels being rezoned from IL (Industrial-Light) to RM-1 (Residential Mixed).
26. CO-133-2021 An ordinance of the Lafayette City Council amending the Lafayette Development Code so as to reclassify Case No. ZON2021-0031 186 Emerite Drive rezoning, located generally north of Johnston Street, east of Emerite Drive, and south of West Congress Street; the particular parcels being rezoned from RS-1 (Residential Single-Family) to RM-1 (Residential Mixed).
27. CO-134-2021 An ordinance of the Lafayette City Council amending the Lafayette Development Code so as to reclassify Case No. ZON2021-0032 115 & 205 McKinley Street rezoning, and to approve a CUP (Conditional Use Permit) for a "Restaurant", located generally north of General Mouton Avenue, west of Roosevelt Street, and south of Jefferson Street; the particular parcels being rezoned from MN-1 (Mixed-Use Neighborhood) CUP to MN-2 (Mixed-Use Neighborhood) CUP.
28. CO-135-2021 An ordinance of the Lafayette City Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government to provide for adjustments of revenue and appropriation estimates.
29. CO-136-2021 An ordinance of the Lafayette City Council authorizing the Lafayette Mayor-President to execute the attached agreement between the United States Department of Justice, Drug Enforcement Administration (DEA) and the Lafayette Police Department and amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated

Government by increasing revenues in the amount of \$19,372 received from the DEA and appropriating within the Lafayette Police Department.

30. CO-137-2021 An ordinance of the Lafayette City Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government by increasing revenues in the amount of \$39,107 received from the Louisiana Commission on Law Enforcement (LCLE) and appropriating within the Lafayette Police Department.
31. CO-138-2021 An ordinance of the Lafayette City Council amending the FY 20/21 capital budget of the Lafayette City-Parish Consolidated Government by transferring \$69,163.27 from the RPL CITY HALL FIRE ALARM and \$76,172.32 from RPL/UPGR CITY HALL ELEVATOR line items to CITY HALL IMPROVEMENTS line item used for various building maintenance projects managed by the Public Works Department, Facilities Maintenance Division.
32. CO-139-2021 An ordinance of the Lafayette City Council amending the FY 20/21 capital budget of the Lafayette City-Parish Consolidated Government by transferring \$56,673.92 from the RPL ROOF FIRE STATION #1 line item to BLDG RENO/REPAIRS line item used for various building maintenance projects managed by the Public Works Department, Facilities Maintenance Division.
33. CO-140-2021 An ordinance of the Lafayette City Council amending the FY 20/21 operations and maintenance and capital budgets of the Lafayette City-Parish Consolidated Government to make appropriations adjustments within the Utilities Department.
34. CO-141-2021 An ordinance of the Lafayette City Council authorizing the filing of five applications to the State Water Sector Program for \$5,000,000.00 each in grant funding for water and sewerage projects included in the Capital Improvements Budget, with commitments to provide 25% to 76% in local match.
35. CO-142-2021 An ordinance of the Lafayette City Council adopting a pay plan for the Lafayette Police Department for FY 21/22.
36. CO-143-2021 An ordinance of the Lafayette City Council adopting a pay plan for the Lafayette Fire Department for FY 21/22.

(7:30:06) AGENDA ITEM NO. 37: Comments from the public concerning the above introductory ordinances.

*No one signed in to speak to the introductory ordinances.*

The Chair then called for the vote to introduce ordinances (items 21 thru 36), in globo, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion to introduce, in globo, was approved.*

(7:30:20) JOINT INTRODUCTORY ORDINANCES

A motion to introduce agenda items 38 and 45 in globo, was offered by Cook, seconded by Naquin.

38. JO-070-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government to provide for adjustments of revenue and appropriation estimates.
39. JO-071-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council authorizing the Lafayette Mayor-President to enter into a Cooperative Endeavor Agreement between the Lafayette City-Parish Consolidated Government, the Louisiana Department of Treasury and the State of Louisiana concerning Act 120 of 2021 regular legislative session of the Louisiana Legislature and amending the FY 20/21 capital budget of the Lafayette City-Parish Consolidated Government by increasing reimbursement revenues from the State of Louisiana, Department of Treasury in the amount of \$500,000

and appropriating within the Public Works Department for the Ambassador Caffery/Kaliste Saloom Road Construction Project.

40. JO-072-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government by authorizing the transfer of \$135,000 in Community Development Block Grant (CDBG) funds within the Community Development and Planning Department to Catholic Charities of Acadiana.
41. JO-073-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government by authorizing the transfer of \$130,000 in Community Development Block Grant (CDBG) funds within the Community Development and Planning Department to Acadiana CARES.
42. JO-074-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government by authorizing the transfer of \$80,000 in Community Development Block Grant (CDBG) funds within the Community Development and Planning Department to Lafayette Habitat for Humanity.
43. JO-075-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government by authorizing the transfer of \$100,000 in Home Investment Partnerships Program (HOME) funds within the Community Development and Planning Department to Catholic Charities of Acadiana.
44. JO-076-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council amending the FY 20/21 operating budget of the Lafayette City-Parish Consolidated Government by authorizing the transfer of \$261,000 in Home Investment Partnerships Program (HOME) funds within the Community Development and Planning Department to Lafayette Habitat for Humanity.
45. JO-077-2021 A joint ordinance of the Lafayette City Council and the Lafayette Parish Council amending the Lafayette City-Parish Consolidated Government Code of Ordinances Chapter 72, "Property Management", specifically Article II, "Management and Disposition of Adjudicated Properties".

(7:33:35) AGENDA ITEM NO. 46: Comments from the public concerning the above introductory ordinances.

*No one signed in to speak to the introductory ordinances.*

The Chair then called for the vote to introduce ordinances (items 38 and 45), in globo, and the vote was as follows:

YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

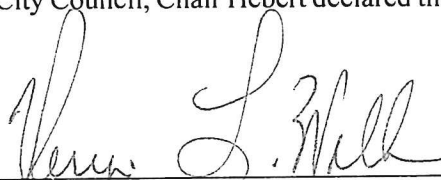
ABSENT: None

ABSTAIN: None

*Motion to introduce, in globo, was approved.*

(7:33:50) ADJOURN

There being no further business to come before the City Council, Chair Hebert declared the Regular Meeting adjourned.

  
 VERONICA L. WILLIAMS  
 LAFAYETTE CLERK OF THE COUNCIL