

Minutes of the proceedings of the Mayor and Board of Aldermen of the Town of Gueydan, Louisiana, taken at regular meeting held Tuesday, December 2, 2014, at 6:00 o'clock P.M.

The Mayor and Board of Aldermen of the Town of Gueydan, Louisiana met in regular session with Mayor David Dupuis presiding and the following Aldermen present:

Present: SCOTT VALLO, GALE SMITH, & JUDE REESE

Absent: CLAUDETTE PRICE & MARILYN CAMPBELL

Public Comment on any agenda item (3 minutes per person)

Motion was made by JUDE REESE, seconded by GALE SMITH, and carried, that in as much as each member of the Board of Aldermen received a copy of minutes taken at Regular Meeting of November 4, 2014, that the reading of said minutes be dispensed with and same be adopted as written.

Motion by GALE SMITH, seconded by SCOTT VALLO, and carried, that the reports of the Bookkeeper and Tax Collector be approved as filed.

Motion by JUDE REESE, seconded by SCOTT VALLO, and carried that the following transfer, on the date, and amount from fund is hereby ratified and approved:

To General Fund:

November 10, 2014	Utility Fund	\$130,000.00
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Motion by JUDE REESE, seconded by GALE SMITH and carried to amend the agenda to take out #14 Motion to adopt ordinance. No ordinance was to be adopted at this time on the agenda of tonight's meeting.

Mr. Todd Vincent, Engineer with Sellers & Associates ty presented the final documents to be signed and mailed for the Street Improvements Grant for finalization.

Motion by GALE SMITH, seconded by JUDE REESE that Mayor elect Chris Theriot be appointed as representative and Councilman elect JASON SUIRE, be appointed as the alternate member of the Louisiana Municipal Gas Authority effective January 1, 2015.

RESOLUTION 7-2014

BE IT RESOLVED, by the Governing Authority of the Town of Gueydan, Louisiana, that Mayor elect Chris Theriot be appointed to serve as representative and Councilman elect JASON SUIRE be appointed to serve as alternate on the Board of the Louisiana Municipal Gas Authority is hereby approved to be effective January 1, 2015.

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

YEAS: SCOTT VALLO, GALE SMITH & JUDE REESE

NAYS: NONE

ABSTAIN: NONE

ABSENT: CLAUDETTE PRICE & MARILYN CAMPBELL

And the resolution was declared adopted on this 2ND day of December, 2014.

S/Roxanna Richard
Clerk

S/David Dupuis
Mayor

Motion by SCOTT VALLO, seconded by JUDE REESE and carried to approve the following Liquor Licenses for the year 2015 be issued upon payment to the following:

Michael Lounsberry	d/b/a	The Main Stop
Tori Istre	d/b/a	Tony’s Circle Top LLC
Debra Petry	d/b/a	Café Veiller
Marceaux’s Superette, Inc	d/b/a	Marceaux’s Superette

Motion by GALE SMITH, seconded by JUDE REESE and carried to approve the following Beer License for the year 2015 be issued upon payment to the following:

Cormier’s Creole Kitchen, Inc.	d/b/a	Cormier’s Creole Kitchen
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Motion by JUDE REESE seconded by GALE SMITH and carried to amend the agenda to correct the confirmation of dates from 2014 to 2015.

According to the Code of Ordinances of the Town of Gueydan, Chapter 2, Article II, Sec. 2-31,the Mayor and Board of Aldermen shall meet in regular session on the first Tuesday of each month and the dates, times of Council Meetings of 2015 shall be the first Tuesday of each month are as follows:

<u>DATE</u>	<u>TIME</u>
JANUARY 6, 2015	6:00 P.M.
FEBRUARY 3, 2015	6:00 P.M.
MARCH 3, 2015	6:00 P.M.
APRIL 7, 2015	6:00 P.M.
MAY 5, 2015	6:00 P.M.
JUNE 2, 2015	6:00 P.M.
JULY 7, 2015	6:00 P.M.
AUGUST 4, 2015	6:00 P.M.
SEPTEMBER 1, 2015	6:00 P.M.
OCTOBER 6, 2015	6:00 P.M.
NOVEMBER 3, 2015	6:00 P.M.
DECEMBER 1, 2015	6:00 P.M.

Motion by GALE SMITH, seconded by JUDE REESE and carried that dates, and times of Council Meeting of 2015 shall be the first Tuesday of the month unless otherwise stated.

Motion by GALE SMITH, seconded by SCOTT VALLO and carried to adopt a service agreement between the Town of Gueydan and the Vermilion Parish Police Jury:

RESOLUTION 9-2014

A RESOLUTION AUTHORIZING THE VERMILION PARISH POLICE JURY AND THE TOWN OF GUEYDAN TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT ALL IN ACCORDANCE WITH THE PROVISIONS OF LA. R.S. 33:1321 ET. SEQ.

GENERAL STATEMENT OF CONTRACTUAL AUTHORITY

WHEREAS, the provisions of La. R. S. 33:1321 et seq, dealing with “intergovernmental functions”, authorize the police jury of a parish and any city, town, or village, and any special district or political subdivision of the state to agree between and among themselves to engage jointly in the exercise of any power, and in the construction, acquisition or improvement of any public project or improvement, or the promotion and maintenance of any undertaking when either one of the participants in

the agreement is authorized under provision of general or specific law to perform such activity or exercise such power as may be necessary for completion of the undertaking (La.R.S.33:1324); and

PROJECT

WHEREAS, the Police Jury and the Town of Gueydan wish to enter into an agreement to perform routine maintenance projects for the period of January 1, 2015 through December 31, 2015. These projects include routine culvert installation, hauling of aggregate for drives and shoulders, patching of roads, grading of shoulders and mowing of roadside ditches.

AGREEMENT

NOW, THEREFORE, the Town of Gueydan does:

RESOLVE THAT, they will provide some labor, equipment and the cost of materials as mutually agreed upon for each project, by the mayor and/or council; and

NOW, THEREFORE, the Vermilion Parish Police Jury does;

RESOLVE THAT, to also provide labor, equipment and cost of some materials, subject to each project being reviewed by the respective Police Juror and parish supervisor.

RESOLVED FURTHER, by both parties, that a certified copy of this resolution shall immediately be filed and recorded in the records of the Clerk of Court for the Parish of Vermilion, Louisiana; and upon adoption of this resolution by both parties and recordation of same, it shall constitute the agreement between the Police Jury and the Town of Gueydan and a copy of this resolution shall be published in the official journal of the above said parties concerned.

This resolution having been submitted to a vote, the vote thereon resulted as follows:

YEAS: SCOTT VALLO, GALE SMITH & JUDE REESE

NAYS: NONE

ABSENT: CLAUDETTE PRICE & MARILYN CAMPBELL

And the resolution was declared adopted on this 2nd day of December, 2014.

S/Roxanna Richard
Clerk

S/David Dupuis
Mayor

Since Notice has been published in the Town’s Official Journal that a Public Hearing would be held to consider the adoption of the Ordinance “AN ORDINANCE ADOPTING AN OPERATING BUDGET OF REVENUES AND EXPENDITURES FOR THE YEAR BEGINNING JANUARY 1, 2015 THROUGH DECEMBER 31, 2015” and there being no opposition voiced for or against Mayor David Dupuis recommended the adoption of said Ordinance.

ORDINANCE NUMBER 2014-3

AN ORDINANCE ADOPTING AN OPERATING BUDGET
OF REVENUES AND EXPENDITURES FOR THE YEAR
BEGINNING JANUARY 1, 2014 THROUGH DECEMBER 31, 2014

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF GUEYDAN, LOUISIANA, met in regular session at its regular meeting place in Town Hall Meeting Room on this 2ND day of December, 2014, that:

SECTION 1: That the attached detailed estimate of revenue for the year beginning January 1, 2015 and ending December 31, 2015, and is hereby adopted to serve as an Operating Budget of Revenues for the Town of Gueydan, Louisiana during the same period.

SECTION 2: That the attached estimate of expenditures, by departments, for the year beginning January 1, 2015 and ending December 31, 2015 and same is hereby adopted to serve as a Budget of Expenditures for the Town of Gueydan, Louisiana, during the same period.

SECTION 3: The adoption of the Operating Budget of Expenditures is hereby declared to operate as an appropriation of the amounts therein set within the terms of the budget classification.

SECTION 4: Amounts are available for expenditures included within the 2015 Budget.

Notice of this Ordinance, required by law was published on November 13, 2014.

After a public hearing was held on December 2, 2014, the above Ordinance, the title having been read and the Ordinance considered motion by GALE SMITH, seconded by SCOTT VALLO to adopt the Ordinance a record vote was taken and the following result was:

YEAS: SCOTT VALLO, GALE SMITH & JUDE REESE

NAYS: NONE

ABSTAIN: NONE

ABSENT: CLAUDETTE PRICE & MARILYN CAMPBELL

WHEREUPON, the presiding officer declared the above Ordinance be duly adopted on this 2ND day of December, 2014.

S/Roxanna Richard
Clerk

S/David Dupuis
Mayor

Motion by GALE SMITH, seconded by CLAUDETTE PRICE and carried "AN ORDINANCE ADOPTING AN OPERATING BUDGET OF REVENUES AND EXPENDITURES FOR THE YEAR BEGINNING JANUARY 1, 2015 THROUGH DECEMBER 31, 2015.

Since Notice has been published in the Town's Official Journal that a Public Hearing would be held to consider adoption of the Ordinance "AN ORDINANCE ADOPTING AMENDED OPERATING BUDGET OF REVENUE AND EXPENDITURES FOR THE YEAR BEGINNING JANUARY 1, 2014 AND ENDING DECEMBER 31, 2014" and there were no opinions voiced for or against Mayor David Dupuis recommended the adoption of said Ordinance.

ORDINANCE NO. 2014-4

AN ORDINANCE ADOPTING AN AMENDED
OPERATING BUDGET OF REVENUE AND
EXPENDITURES FOR THE YEAR BEGINNING
JANUARY 1, 2014 AND ENDING DECEMBER 31, 2014

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF
THE TOWN OF GUEYDAN, LOUISIANA, met in Regular Session at its regular
meeting place in Town Hall Meeting Room on this 2nd day of December, 2014, that:

SECTION I: The attached amended estimates of Revenues and Expenditures for
the fiscal year beginning January 1, 2014 and ending December 31, 2014, be and the
same is hereby adopted to serve as an Operating Budget of Revenues for the Town of
Gueydan, during the same period.

SECTION II: The attached amended estimates of Expenditures by departments
for the fiscal year beginning January 1, 2014 and ending December 31, 2014, be and the
same is hereby adopted to serve as an Operating Budget of Expenditures for the Town of
Gueydan during the same period.

SECTION III: The adoption of this Operating Budget of Expenditures be and the
same is hereby declared to operate as an appropriation of the amount therein set forth
within the terms of the budget classification.

SECTION IV: Amounts are available for expenditures only to the extent included
with the 2014 budget document as the estimated amounts.

Notice of introduction of this Ordinance, required by law was published on November
13, 2014.

After a public hearing was held on December 2, 2014, on the above Ordinance, the title
having been read and the Ordinance considered motion GALE SMITH seconded by
SCOTT VALLO to adopt the Ordinance a record vote was taken and the following result
was:

YEAS: SCOTT VALLO, GALE SMITH & JUDE REESE

NAYS: NONE

ABSTAIN: NONE

ABSENT: CLAUDETTE PRICE & MARILYN CAMPBELL

WHEREUPON, the presiding officer declared the above Ordinance be duly adopted on
this 2ND day of December, 2014.

S/Roxanna Richard
Clerk

S/David Dupuis
Mayor

Motion by GALE SMITH, seconded JUDE REESE and carried to adopt “AN
ORDINANCE ADOPTING AN AMENDED OPERATING BUDGET OF REVENUES
AND EXPENDITURES FOR THE YEAR BEGINNING JANUARY 1, 2014
THROUGH DECEMBER 31, 2014” and there being no opposition voiced for or against
at the Public Hearing of December 2, 2014 Mayor David Dupuis recommended the
adoption of said Ordinance.

The following is a summary of the Town of Gueydan's amended and proposed consolidated budgets for the years ending December 31, 2014, and December 31, 2015, respectively:

	2014 <u>Amended</u>	2015 <u>Proposed</u>
Revenues:		
Taxes	\$ 211,500	\$ 211,500
Licenses and permits	\$ 78,000	\$ 80,000
Intergovernmental	\$ 27,800	\$ 27,800
Fines and forfeits	\$ 12,177	\$ 11,000
Utility Charges and services	\$ 2,676,666	\$ 2,498,250
Interest	\$ 2,800	\$ 2,300
Miscellaneous	\$ 54,119	\$ 51,060
 Total Revenues	 \$ 3,063,062	 \$ 2,881,910
Expenditures:		
General Government	\$ 229,054	\$ 226,115
Public Safety - police & fire	\$ 542,938	\$ 530,675
Highways and streets	\$ 282,645	\$ 278,095
Culture and recreation	\$ 41,100	\$ 37,300
Utility fund expenses	\$ 2,064,402	\$ 2,019,695
Capital Outlay	\$ 581,692	\$ 132,000
 Total expenditures	 \$ 3,741,831	 \$ 3,223,880
 Operating income (loss)	 \$ (678,769)	 \$ (341,970)
Nonoperating revenues:		
Intergovernmental		
Interest Income	\$ 8,000	\$ 6,000
Total Nonoperating revenues	\$ 8,000	\$ 6,000
 Income (loss) before operating transfers	 \$ (670,769)	 \$ (335,970)
Other financing sources (uses):		
Operating transfers in	\$ 1,008,173	\$ 972,905
Operating transfers out	\$ 1,008,173	\$ 972,905
Total other financing sources (uses)	\$ -	\$ -
 Excess (Deficiency) of revenues and other sources over expenditures and other uses	 \$ (670,769)	 \$ (335,970)
 Fund Equity, beginning	 \$ 7,655,248	 \$ 6,984,479
 Fund equity, ending	 \$ 6,984,479	 \$ 6,648,509

The following resolution was offered by GALE SMITH, seconded by JUDE REESE and duly resolved:

RESOLUTION NO. 10-2014

**A RESOLUTION REQUESTING FINANCIAL ASSISTANCE
FROM THE STATE OF LOUISIANA UNDER THE FISCAL
YEAR 2014-2015 LOCAL GOVERNMENT ASSISTANCE
PROGRAM AND THE COMMUNITY WATER ENRICHMENT
FUND PROGRAM**

WHEREAS, the Louisiana Office of Community Development has announced applications are being accepted for the Fiscal Year 2014-2015 Local Government Assistance Program (LGAP); and

WHEREAS, the Local Government Assistance Program offers grants to eligible municipalities and parishes for a wide range of projects to improve public health, public safety, living conditions and for economic development purposes; and

WHEREAS, in previous years the Louisiana Office of Community Development has also accepted applications for Community Water Enrichment Fund (CWEF) Program; and

WHEREAS, the Community Water Enrichment Fund Program offers grants to eligible municipalities and parishes for rehabilitation, improvements and new construction projects for community potable water systems; and

WHEREAS, it is deemed necessary and proper to submit an applications to the Louisiana Office of Community Development under the Fiscal Year 2014-2015 Local Government Assistance Program and also should applications be accepted the Fiscal Year 2014-2015 Community Water Enrichment Fund Program.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the Town of Gueydan that the Mayor is hereby authorized to sign and submit an application to the State of Louisiana, Office of Community Development under the Fiscal Year 2014-2015 Local Government Assistance Program and also execute any and all documents should this grant be funded; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign and submit an application to the State of Louisiana, Office of Community Development und under the Fiscal Year 2014-2015 Community Water Enrichment Fund Program if the State accepts such applications and also execute any and all documents should this grant be funded.

THEREUPON, the above resolutions was declared adopted.

RESOLUTION 11-2014

**RESOLUTION AUTHORIZING AND APPROVING EXECUTION
OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT WITH
BANCORPSOUTH EQUIPMENT FINANCE, A DIVISION OF
BANCORPSOUTH BANK FOR THE PURPOSE OF LEASE-
PURCHASING CERTAIN EQUIPMENT**

WHEREAS, the Mayor and Board of Aldermen, the Governing Body (the “Governing Body”) of Town of Gueydan, Louisiana (the “Lessee”), acting for and on the behalf of the Lessee hereby finds, determines and adjudicates as follows:

1. The Lessee desires to enter into an Equipment Lease-Purchase Agreement with the Exhibits attached thereto in substantially the same form as attached hereto as Exhibit “A” (the “Agreement”) with BancorpSouth Equipment

Finance, a division of BandcorpSouth Bank (the “Lessor”) for the purpose of presently purchasing the equipment as described therein for the total cost specified therein (collectively the “Equipment”) and to purchase such other equipment from time to time in the future upon appropriate approval;

2. The Lessee is authorized pursuant to La. R.S. 33:1236 to acquire equipment and furniture by Agreement and pay interest thereon under the Agreement, provided that the Agreement contains a non-appropriation clause.
3. It is in the best interest of the residents served by Lessee that the Lessee acquire the Equipment pursuant to and in accordance with the terms of the Agreement; and
4. It is necessary for the Lessee to approve and authorize the Agreement.
5. The Lessee desires to designate the Agreement as a qualified tax-exempt obligation of Lessee for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986 (the “Code”).

NOW, THEREFORE, BE IT RESOLVED by this Governing Body for and on behalf of the Lessee as follows:

Section 1. The Agreement and Exhibits attached thereto in substantially the same form as attached hereto as Exhibit “A” by and between the Lessor and the Lessee is hereby approved and David Dupuis (the “Authorized Officer”) is hereby authorized and directed to execute said Agreement on behalf of the Lessee.

Section 2. The Agreement is being issued in calendar year 2014.

Section 3. Neither any portion of the gross proceeds of the Agreement nor the Equipment identified to the Agreement shall be used (directly or indirectly) in a trade or business carried on by any person other than a governmental unit, except for such use as a member of the general public.

Section 4. No portion of the rental payments identified in the Agreement (a) is secured, directly or indirectly, by property used or to be used in a trade or business carried on by a person other than a governmental unit, except for such use as a member of the general public, or by payment in respect of such property; or (b) is to be derived from payments (whether or not Lessee) in respect of property or borrowed money used or to be used for a trade or business carried by any person other than a governmental unit.

Section 5. No portion of the gross proceeds of the Agreement are used (directly or indirectly) to make or finance loans to persons other than governmental units.

Section 6. Lessee hereby designates the Agreement as a qualified tax-exempt obligation for purposes of Section 265 (b) of the Code.

Section 7. In the calendar year 2014, Lessee has designated \$ _____ of tax-exempt obligations (including the Agreement) as qualified tax-exempt obligations. Including the Agreement herein so designated Lessee will not designate more than \$10,000,000 of obligations issued during calendar year 2014 as qualified tax-exempt obligations.

Section 8. Lessee reasonably anticipates that the total amount of tax-exempt obligations (other than private activity bonds) to be issued by Lessee during calendar year 2014 will not exceed \$10,000,000.

Section 9. For purposes of this resolution, the amount of Tax-exempt obligations stated either issued or designated as qualified tax-exempt obligations include tax-exempt obligations issued by all entities deriving their issuing authority from Lessee or by an entity subject to substantial control by Lessee, as provided in Section 265(b)(3)(E) of the Code.

Section 10. The Authorized Officer is further authorized for and on behalf of the Governing Body and the Lessee to do all things necessary in furtherance of the obligations of the Lessee pursuant to the Agreement, including execution and delivery of

all other documents necessary or appropriate to carry out the transactions contemplated thereby in accordance with the terms and provisions thereof.

Following the reading of the foregoing resolution GALE SMITH moved the foregoing resolution be adopted, JUDE REESE seconded the motion for its adoption. The Mayor put the question to a roll call vote and the result was as follows:

YEAS: SCOTT VALLO, GALE SMITH & JUDE REESE

NAYS: NONE

ABSTAIN: NONE

ABSENT: CLAUDETTE PRICE & MARILYN CAMPBELL

The motion having received the affirmative vote of all members present, the Mayor declared the motion carried and the resolution adopted this 2nd day of December, 2014.

S/Roxanna Richard
Clerk

S/David Dupuis
Mayor

Amber Maxile requested to be on the agenda. Ms. Maxile was not present at this meeting.

Fire Chief Evans Bourque informed the Governing Authority that the year went well with the exception of the past weekend’s fatality. Chief Bourque thanked the Governing Authority for all the help over the year.

Police Chief Kayla Henry thanked the Governing Authority for all the help and support they have given the Police Department in the past year.

Mayor David Dupuis thank the Board of Aldermen and the citizens of the Town of Gueydan for the pleasure of serving as Mayor over the past years.

There being no further business to come before the meeting thereupon motion by JUDE REESE, seconded by SCOTT VALLO and carried the meeting thereupon adjourned at 6:15 o’clock P.M. on this 2ND day of December, 2014.

S/Roxanna Richard
Clerk

S/David Dupuis
Mayor