

The Mayor and Town Council met in regular session on Wednesday, November 14, 2012, at 7:00PM, at the Lockport Town Hall Complex.

**A. Call to Order, B. Opening Prayer, C. Pledge of Allegiance**

Mayor Paul Champagne called the meeting to order. The opening prayer was offered by Town Clerk Danielle Williams, followed by the Pledge of Allegiance led by Mayor Champagne.

**D. Roll Call**

The roll was called with the following present: Mayor Paul Champagne, Councilmen Donovan Barker, Rodney Hartman, Richard Hebert, Craig Rogers, and Weldon Triche. Chief of Police Warren Vedros was also present.

**E. Approval of Minutes**

Mayor Champagne asked if there were any corrections or comments concerning the minutes of the October 16, 2012, meeting that were distributed to the Councilmen. Councilman Rogers made a motion to approve the minutes as presented. Councilman Hartman seconded the motion and it carried unanimously.

**F. Approval of Financial Statements for the month ending October 31, 2012**

Mayor Champagne asked if there were any questions or comments concerning the financial statements for the month ending October 31, 2012, that were distributed to the Councilmen. Councilman Hartman moved and Councilman Barker seconded a motion to approve the financial statements as presented. The motion carried unanimously.

**G. Police Report**

Mayor Champagne called on Police Chief Warren Vedros to report on his department's activities. Chief Vedros distributed copies of the monthly activity report. Councilman Hartman commended the Chief and his department on handling the stress of recent events. Councilman Rogers moved and Councilman Barker seconded a motion to accept the police report as presented. The motion carried unanimously.

**H. GSE Report**

Mayor Champagne called on Clay Breaud of GSE, who gave the monthly engineering status report, as follows:

**1. Wind Hardening of Town Hall Complex:**

Waiting on approval of change order from FEMA and closeout.

**2. Comeaux/Elizabeth Street Drain Culvert Repair:**

Contractor completed the culvert replacement. Fences have not been reinstalled.

**3. School and Second Street Drainage:**

The contractor has not yet completed the paving of Second Street. The Town applied for \$35,000 from LGAP to replace undersized culverts and re-grade the ditches on the south side of School Street from Second Street to Crescent Avenue.

**4. Sewer Infiltration Analysis:**

A pre-application has been submitted to DEQ requesting \$4 million in bonds, including \$1 million debt-forgiveness, to pay for this endeavor. GSE applied for \$140,000 from Capital Outlay.

**5. Elizabeth Street Sewer Problem:**

The contractor has submitted costs for grinder pumps. The Town Attorney is seeking an Attorney General's opinion, because the work would be done on private property.

**I. Resolutions**

**1. Resolution for Approval of Bond Anticipation Notes**

Mayor Champagne called on Mr. Jason Akers, Foley & Judell, LLP. Mr. Akers explained that this resolution is an amendment to the resolution adopted by the Council last month. The amendment authorizes the sale of Bond Anticipation Notes. Mr. Akers further explained that the money is only drawn as necessary and not an up-front payment. A public hearing will need to be held next month and an ordinance passed to sale the bonds, preferably to a local bank. Councilman Rogers moved to accept the resolution authorizing the sale of Bond Anticipation Notes up to \$500,000. Councilman Hartman seconded the motion. Councilmen Barker, Hartman, Hebert, Rogers, and Triche voted in favor of the motion and the motion carried.

**2. Resolution providing for the acceptance of work performed by LA Contracting Enterprise, LLC, for the construction of Lockport Sidewalk Program Phase II**

Councilman Rogers made a motion to accept the above stated resolution. Councilman Triche seconded the motion and it carried unanimously. Mayor Champagne read aloud a thank you card from Meg Chauvin for completing the sidewalk so she could resume walking to school. Councilman Hartman mentioned that there is a portion of sidewalk near Pine and School Street that is missing and needs to be addressed.

**J. Introduce an Ordinance and call for a Public Hearing to Authorize the Sale of Bond Anticipation Notes**

Councilman Hartman made a motion to call for a public hearing and introduce an ordinance authorizing the sale of bond anticipation notes. Councilman Rogers seconded the motion and it carried unanimously.

## **K. Open topics**

### **1. Smoke testing report**

No report.

### **2. Clear trees from main drainage ditch from Crescent Ave to First Street**

Councilman Rogers called on Kenney Matherne, Commissioner of Lafourche Parish Levee District. Mr. Matherne announced that the Levee District has a machine coming soon to clean out the Company Canal. He added that the operator has been authorized to use the tree cutter, blade, and shredder to attempt to clear the trees from the Town's main drainage ditch.

### **3. Street Repairs**

Councilman Rogers suggested looking into joining the Road Sales Tax District in order to get funding for street repairs. Councilman Rogers was concerned that the Town's sales tax already matched that of the Parish, and raising it one or one-half cent may be too high. Councilman Rogers asked Administration to request information on how to join the Road Sales Tax District from the Parish Council.

### **4. Restrooms at Bayou-Side Park**

Mayor Champagne said that the restrooms would not be in place in time for the Christmas Parade. Mayor Champagne explained that SCPDC is requiring approval from the State Fire Marshall before they approve the plans.

### **5. Municode**

The Municode Committee has reviewed up to Section 40.

### **6. Derelict/dilapidated structures**

Councilman Rogers said he would like to focus on this issue after the first of the year. Councilman Hartman agreed. Councilman Rogers said he would like the Council to consider hiring a zoning person after the first of the year. He added that after ordinances are passed, the Council does not get a copy of the final signed ordinance. Councilman Rogers asked that a signed copy of adopted ordinances be included in the minutes. Councilman Rogers also said that Administration needs to make sure an engineered drawing of the subdivision that was approved last month was submitted by the property owner; otherwise, the property owner should be contacted and told that the approval will be rescinded if he does not comply with the requirements. Councilman Hebert asked if there was any way to at least keep the abandoned houses/buildings closed. Chief Vedros responded that he was in the process of locating the property owner for the abandoned house near Councilman Hebert's home. Chief Vedros added that the police department has closed the door to an abandoned house on Ethel Street several times, but it keeps coming open. Chief Vedros said he has contacted the finance company several times, but he does not think they will do anything because the house will be auctioned off on November 28. Chief Vedros said that according to a conversation with the Town Attorney, the Town cannot legally board up the windows or doors to abandoned houses.

### **7. School Street Drainage-GSE prepared scope of work**

The Town has applied for funding through LGAP. Councilman Rogers would like to look into changing out three culverts along School Street and sweeping the ditch to alleviate some of the flooding during heavy rain events. Councilman Rogers asked to meet with the Town Crew this week to set up a transit and show them which culverts need to be done,

### **8. Culvert Ordinance**

No report.

## **S. Reports**

### **1. Council**

- a. Councilman Hebert would like the Town to try to preserve some of the brick sidewalks in Town, due to their historical significance in the Town.
- b. Councilman Hartman publicly thanked the citizens of Lockport for his re-election. Councilman Hartman said he has received comments from citizens about the condition of the Town's sidewalks and agrees with Councilman Hebert's suggestion.
- c. Councilman Barker thanked the citizens of Lockport for his re-election and looks forward to serving the next term
- d. Councilman Triche congratulated Mayor Champagne and Councilman Hartman for winning their re-election bids. Councilman Triche noted that "Spook in the Park" was a huge success this year. He added that he is looking forward to this year's Tree Lighting at the park, handing out gifts to the children, and to the Christmas parade.
- e. Councilman Rogers wished everyone a Happy Thanksgiving and safe holiday.

2. Chief Vedros reminded everyone of Glory Fest this weekend at Victory Life Church. Chief Vedros thanked Councilman Triche for his work at the Bayou Side Park. Chief Vedros also mentioned that he will be getting all the gifts ready for the Tree Lighting event on November 30. Councilman Hartman added that the Knights of Columbus will give out hotdogs and chili, along with drinks, at the event. Chief Vedros asked the Council to declare the blue 2003 Crown Victoria as surplus. Councilman Rogers made a motion to declare the 2003 Crown Victoria surplus and to put it out for bids. Councilman Hebert seconded the motion and it carried unanimously. Chief Vedros said his Expedition is making a loud noise when he starts it and he is having A/C trouble. He called Ford and was told that to add a 2013 Ford Taurus to the Town's current lease would be approximately an additional \$6000 annually to the Town's current lease. Mayor Champagne asked Chief Vedros how many miles are on his Expedition. Chief Vedros answered that it has 99,400 miles. Mayor Champagne asked Chief Vedros to see how much he could get for trade-in with the 2003 Crown Victoria. Mayor Champagne asked Chief Vedros to have all the information to present at the December meeting.
3. Mayor Champagne thanked Chief Vedros and his department for their hard work during and after a recent tragedy. Mayor Champagne thanked the citizens of Lockport for their support and for electing him as Mayor. Mayor Champagne said that he is very humbled by the voter turnout in his favor and he hopes to serve with honor and integrity for the next four years. Mayor Champagne asked for input on the date of the Swear-In Ceremony. After some discussion, it was decided to have the Swear-In Ceremony on December 15, 2012, at 2:00PM. Mayor Champagne asked Chief Vedros to see if the Fire Station is available on that date.

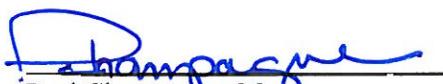
**M. Citizens Comments**

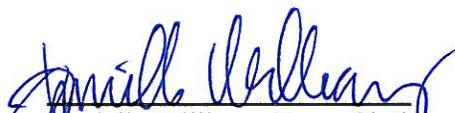
- None

**N. Adjourn**

The next regularly scheduled Town meeting will be held on Tuesday, December 18, 2012, at 7:00PM. There being no further business to come before the Council, a motion by Councilman Triche to adjourn the meeting was seconded by Councilman Hartman and carried unanimously at 8:10PM.

Town of Lockport

  
Paul Champagne, Mayor

  
Danielle Williams, Town Clerk

The following resolution was offered by Councilman Rogers and seconded by Councilman Hartman:

**RESOLUTION**

A resolution amending a resolution adopted by the Town of Lockport, State of Louisiana (the "Issuer"), adopted on October 16, 2012, being a resolution entitled: "*A resolution making application to the State Bond Commission for approval of the issuance of not exceeding \$4,000,000 of Sales Tax Bonds, providing for the employment of Bond Counsel and providing for other matters in connection therewith*", to include provisions giving preliminary approval to the issuance of Bond Anticipation Notes; and providing for other matters in connection therewith.

WHEREAS, by a resolution, adopted on October 16, 2012 (the "Resolution"), the Mayor and Council of the Town of Lockport, State of Louisiana, the governing authority (the "Governing Authority") of the Issuer, authorized the issuance of not exceeding Four Million Dollars (\$4,000,000) of Sales Tax Bonds of the Issuer, for the purpose of paying the costs of improving, maintaining, operating and constructing sewers and sewerage collection and disposal works and facilities and paying the costs of issuance of the Bonds, pursuant to the provisions of Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:1430), and other constitutional and statutory authority;

WHEREAS, the Issuer now desires to amend the Resolution to give preliminary approval to the issuance of Bond Anticipation Notes.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Lockport, State of Louisiana, acting as the governing authority of the Town of Lockport, State of Louisiana, that:

SECTION 1. Amendment of Resolution to include Section 5. Section 5 of the

Resolution is hereby added in its entirety with the following:

SECTION 5. It is hereby acknowledged and recognized that the obtaining of interim financing ("Interim Financing") for a portion of the costs of the purposes described herein is necessary prior to obtaining permanent financing for such portion of the costs through the delivery of the Bonds. Subject to the approval of the State Bond Commission and the governing authority of the Issuer and the Government, Interim Financing is hereby authorized through the issuance of the hereinafter described Bond Anticipation Notes of the Issuer (the "Notes") in accordance with the provisions of Chapter 14-B of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, to be issued in a principal amount not exceeding \$500,000 maturing over a period not exceeding 9 months and bearing interest at rates not exceeding 5% per annum, all to be established by subsequent resolution of the Governing Authority.

The Notes shall constitute limited and special obligations of the Issuer, the principal and interest of which shall be payable from the proceeds to be derived from the sale and issuance of the Bonds, or from the sale of additional bond anticipation notes which may be issued after their due authorization to refund the Notes (herein referred to as "Refunding Notes"), and by an irrevocable pledge and dedication of the avails or proceeds of a seven-tenths of one percent (0.7%) sales and use tax (the "Tax") authorized by an election held in the Issuer on May 1, 2010 (the "Election"), the result of which Election has been duly promulgated in accordance with law, subject only to the prior payment of the reasonable and necessary costs and expenses of collecting and administering the Tax. The Issuer hereby covenants to use its best efforts to issue the Bonds or the Refunding Notes in a principal amount sufficient, together with other funds available therefor, to pay the principal of the Notes at maturity. The Issuer further covenants to budget a sufficient sum of money to pay the interest when due on the Notes to the extent such interest is not paid from the proceeds of the Notes. The Notes do not constitute general obligations of the Issuer. Neither the full faith and credit nor the taxing power of the Issuer is pledged

to the payment of the Notes. The issuance of the Notes shall not directly or indirectly or contingently obligate the Issuer to levy or to pledge any ad valorem taxes whatever therefor, and the owners of the Notes shall have no recourse to the power of ad valorem taxation for payment of principal of and/or interest on the Notes.

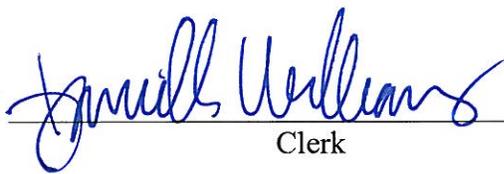
SECTION 2. Effect of this Amending Resolution. The other terms and conditions of the Resolution shall remain in full force and effect, and this amending resolution shall have no effect upon the Resolution other than as set forth herein. Such amendment shall be effective as if initially contained in the Resolution.

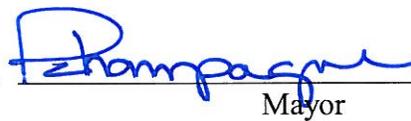
SECTION 3. Effective Date. Upon approval by the Mayor and Council, this amending Resolution shall be in full force and effect.

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

<u>Member</u>	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstaining</u>
Donovan Barker	X	_____	_____	_____
Rodney Hartman	X	_____	_____	_____
Richard Hebert	X	_____	_____	_____
Craig Rogers	X	_____	_____	_____
Weldon Triche	X	_____	_____	_____

And the resolution was declared adopted on this, the 14<sup>th</sup> day of November, 2012.

  
Clerk

  
Mayor

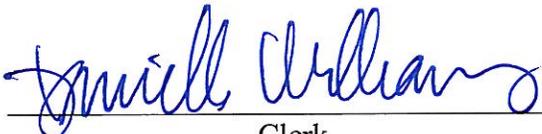
STATE OF LOUISIANA

PARISH OF LAFOURCHE

I, the undersigned Town Clerk of the Town of Lockport, State of Louisiana (the "Issuer"), do hereby certify that the foregoing pages constitute a true and correct copy of the resolution adopted by the Mayor and Council of the Issuer on November 14, 2012, authorizing a resolution amending a resolution adopted by the Town of Lockport, State of Louisiana (the "Issuer"), adopted on October 16, 2012, being a resolution entitled: *"A resolution making application to the State Bond Commission for approval of the issuance of not exceeding \$4,000,000 of Sales Tax Bonds, providing for the employment of Bond Counsel and providing for other matters in connection therewith"*, to include provisions giving preliminary approval to the issuance of Bond Anticipation Notes; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the Issuer on this, the 14<sup>th</sup> day of November, 2012.



  
Clerk

It was moved by Councilman Rogers and seconded by Councilman Triche, that the following Resolution be adopted:

**RESOLUTION**

A Resolution providing for the acceptance of work performed by LA Contracting Enterprise, L.L.C. for the construction of the State Project No. H.007235, Federal Aid Project No. 2907 (504), Lockport Sidewalk Program, Phase II, Lafourche Parish, Louisiana.

WHEREAS, by contract dated April 16, 2012, the Town of Lockport did award a contract for the construction of the State Project No. H.007235, Federal Aid Project No. 2907 (504), Lockport Sidewalk Program, Phase II, Lafourche Parish, Louisiana, under Entry No. 1144761 of the records of Lafourche Parish, and

WHEREAS, the work performed under this contract has been inspected by authorized representatives of the Owner, Engineer and Contractor.

NOW, THEREFORE BE IT RESOLVED that the contract is hereby declared to be substantially completed effective as of the date of the recording of this Resolution and that the Town of Lockport has accepted and does by these presents accept the work of LA Contracting Enterprise, L.L.C., 127A Lincoln Lane, Thibodaux, Louisiana, 70301, under said contract and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Lafourche Parish to note thereof in the margin of the inscription of said contract under Entry No. 1144761 of the records of Lafourche Parish, Louisiana.

WHEREUPON the motion was put to a vote and the vote thereon was as follows:

YEAS: Councilmen Barker, Hartman, Hebert, Rogers, and Triche

NAYS: None

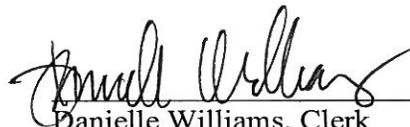
ABSENT AND NOT VOTING: None

And the Resolution was declared adopted on this 14<sup>th</sup> day of November, 2012.

\* \* \* \* \*

I, Danielle Williams, Clerk of the Town of Lockport, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Mayor and Councilmen of the Town of Lockport, at a meeting held on the 14<sup>th</sup> day of November, 2012, at which meeting a quorum was present and voted and that said Resolution is now in full force and effect.

WITNESS MY OFFICIAL SIGNATURE this 26<sup>th</sup> day of November, 2012.

  
\_\_\_\_\_  
Danielle Williams, Clerk  
Town of Lockport