**PROCEEDINGS OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE CITY OF RAYNE, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING, HELD ON May 8, 2023.**

The Mayor and Board of Aldermen of the City of Rayne, Louisiana, met in regular session at their regular meeting place the City Hall, Rayne, Louisiana, on Monday, May 8, 2023, at 6:00 (six) o’clock p.m.

There were present: Mayor Charles E. “Chuck” Robichaux, Lendell J. “Pete” Babineaux, Brian Seth Mouton, Calise Michael Doucet and James A. “Jimmy” Fontenot. Kenneth J. Guidry was not in attendance.

The Mayor and the Board of Aldermen of the City of Rayne, State of Louisiana, were duly convened as the governing authority of said City, by Mayor Charles E. “Chuck” Robichaux, who stated that the Board was ready for the transaction of business.

There was a motion by Calise Michael Doucet to approve, correct, and dispense with the reading of minutes of the April 2023 regular council meeting and approved them as written and distributed. This was seconded by Lendell J. “Pete” Babineaux, and motion carried.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by James A. “Jimmy” Fontenot and a second by Calise Michael Doucet a public hearing was opened for the purpose of a public discussion on:

**Ordinance #2037-2023 -** An ordinance Amending Chapter 22 BUILDINGS AND BUILDING REGULATIONS of the Code of Ordinances of the City of Rayne to adopt by reference the latest editions of the portions of those codes comprising the State Uniform Construction Code referenced in LSA-R.S. 40:1730.28 and 1730.28.1 as same may be adopted, modified, and promulgated by the Louisiana State Uniform Construction Code Council pursuant to the provisions of the Administrative Procedure Act, R.S. 49:950 et seq. and thereafter as said codes exist and are in effect now and as same may hereafter be amended, repealed or replaced from time to time subsequent to the effective date hereof.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by Calise Michael Doucet and a second by Brian Seth Mouton the public budget hearing was closed.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

The following ordinance was introduced by Calise Michael Doucet.

**Ordinance #2038-2023** **-** An ordinance to that part of Appendix A \_Zoning of the Code of Ordinances of the City of Rayne entitled " PART 14. – ADDITIONAL HOME OCCUPATIONS AND TRAILERS” to further regulate the placement and use of mobile homes within the City of Rayne:

There was a motion by Lendell J. “Pete” Babineaux and a second by Calise Michael Doucet to hold a public hearing at the June 12, 2023, City Council Meeting for Ordinance #2038-2023 and motion carried.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

The following ordinance was offered by Lendell J. “Pete” Babineaux and seconded by Brian Seth Mouton.

**ORDINANCE NO. 2037-2023**

**An ordinance Amending Chapter 22 BUILDINGS AND BUILDING REGULATIONS of the Code of Ordinances of the City of Rayne to  adopt by reference the latest editions of the portions of those codes comprising the State Uniform Construction Code referenced in LSA-R.S. 40:1730.28 and 1730.28.1 as same may be adopted, modified, and promulgated by the Louisiana State Uniform Construction Code Council pursuant to the provisions of the Administrative Procedure Act, R.S. 49:950 et seq. and thereafter as said codes exist and are in effect now and as same may hereafter be amended, repealed or replaced from time to time subsequent to the effective date hereof.**

**BE IT ORDAINED** by the board of aldermen of the City of Rayne that **CHAPTER 22, ARTICLE III-BUILDING CODE, Sec. 22-96. - Uniform Construction Code** of the City of Rayne Code of Ordinances be and it is hereby amended to read in its entirety as follows, to wit:

**Sec. 22-96. - Uniform Construction Code.**

A. In accordance with the mandates of LSA-R.S. 40:1730.23 the City of Rayne does hereby adopt as its building code the Louisiana State Uniform Construction Code consisting of the latest and most current editions of those codes and/or sections thereof adopted and as modified and promulgated by the Louisiana State Uniform Construction Code Council as set forth in LSA-R.S. 40:1730.28 and LSA-R.S. 40:1730.28.1 as same may be modified, revised, amended, reenacted, or repealed from time to time, including but not limited to those sections of the following codes so adopted as modified:

(1) International Building Code (including Chapter 29-Plumbing Systems);

(2) International Existing Building Code;

(3) International Residential Code (Part VII-Plumbing) as modified, amended and made applicable by LSA-R.S. 40:1728 (a) – (h);

(4) International Mechanical Code;

(5) The International Plumbing Code;

(6) International Fuel Gas Code and the standards referenced in that code for regulation of construction within this state;

(7) International Energy Conservation Code and all optional compliance paths contained therein, and the standards referenced in that code;

(8) National Electric Code; and

B. Except for as may otherwise be prohibited by LSA-R.S. 40:1730.28, LSA-R.S. 40:1730.28.1 or any other law the appendices of any of the codes adopted as set forth hereinabove in Section A may be adopted by the City as needed, but the specific appendix or appendices must be referenced by name or letter designation at the time of adoption.

C. In addition to those codes adopted by the City as set forth hereinabove the City does hereby adopt by reference the entirety of the International Property Maintenance Code which shall be binding and enforceable within the City of Rayne.

D. This ordinance shall be self-amending without the passage of any further ordinance, vote or formal amendment or action and shall be so amended as LSA-R.S. 40:1730.28 and LSA-R.S. 40:1730.28.1; the codes referenced therein or to be referenced therein; and the International Property Maintenance Code are modified, revised, amended, reenacted, or repealed from time to time such that at all times any and all codes listed in said statutes now or in the future as forming a portion of the Louisiana State Uniform Construction Code and the latest and most current editions of said codes as modified or amended by said statutes and the International Property Maintenance Code shall be in affect and enforceable within the City of Rayne.

The above ordinance was adopted on a vote taken by yeas and nays entered on the minutes of the clerk as follows:

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

The ordinance is declared PASSED AND ADOPTED AT CITY OF RAYNE, STATE OF LOUISIANA, on this 8th day of May 2023.

ATTEST:

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**ANNETTE R. CUTRERA, CITY CLERK CHARLES E. ROBICHAUX, MAYOR**

The following resolution was offered by Calise Michael Doucet and seconded by James A. “Jimmy” Fontenot and duly resolved and adopted on this 8th day of May 2023.

**RESOLUTION**

A resolution ordering and calling a special election to be held in the City of Rayne, State of Louisiana, to authorize the renewal of a special tax therein; making application to the State Bond Commission and providing for other matters in connection therewith.

BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Rayne, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Rayne, State of Louisiana (the "City"), that:

SECTION 1. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by the Constitution of the State of Louisiana of 1974, including Article VI, Section 27 thereof, the applicable provisions of the Louisiana Election Code, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the City on **SATURDAY, OCTOBER 14, 2023**, between the hours of seven o'clock (7:00) a.m. and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION

(TAX RENEWAL)

Shall the City of Rayne, State of Louisiana (the "City"), be authorized to continue to levy a special tax of 5 mills tax on all the property subject to taxation within the City (an estimated $183,500 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of 10 years, beginning with the year 2024 and ending with the year 2033, for the purpose of constructing, maintaining and operating playgrounds and recreation centers for the City?

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in the official journal of the City once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

Notwithstanding the foregoing, prior to the publication of the Notice of Election, the Mayor is authorized and directed to make any amendments to the foregoing proposition that may be required to comply with any state or federal regulatory agencies.

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the City Hall Council Chambers, 801 The Boulevard, Rayne, Louisiana, on **MONDAY, NOVEMBER 13, 2023**, at **SIX O'CLOCK (6:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.

SECTION 4. Polling Places. The polling places for the precincts set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 5. Election Commissioners; Voting Machines. The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held as provided in Section 3 hereof. All registered voters in the City will be entitled to vote at the special election, and voting machines shall be used.

SECTION 6. Authorization of Officers. The Clerk of the City is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the Mayor and/or Clerk of the City are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election.

SECTION 7. Furnishing Election Call to Election Officials. Certified copies of this resolution shall be forwarded to the Secretary of State, the Clerk of Court and *Ex-Officio* Parish Custodian of Voting Machines of Acadia Parish and the Registrar of Voters of Acadia Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 8. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the special election as herein provided, and in the event said election carries for further consent and authority to continue to levy and collect the special tax provided for therein. A certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of this Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

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

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet

and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1- Kenneth J. Guidry

And the resolution was declared adopted on this, the 8th day of May 2023.

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CHARLES E. ROBICHAUX, MAYOR ANNETTE R. CUTRERA, CITY CLERK

**EXHIBIT "A"**

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted by the Mayor and Board of Aldermen of the City of Rayne, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Rayne, State of Louisiana (the "City"), on May 8, 2023, NOTICE IS HEREBY GIVEN that a special election will be held within the City on **SATURDAY, OCTOBER 14, 2023**, and that at the said election there will be submitted to all registered voters in the City qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION

(TAX RENEWAL)

Shall the City of Rayne, State of Louisiana (the "City"), be authorized to continue to levy a special tax of 5 mills tax on all the property subject to taxation within the City (an estimated $183,500 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of 10 years, beginning with the year 2024 and ending with the year 2033, for the purpose of constructing, maintaining and operating playgrounds and recreation centers for the City?

The said special election shall be held at the polling places for the following precincts, which polls will open at seven o'clock (7:00) a.m. and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to wit:

**PRECINCTS**

01-02(PART)

01-03(PART)

01-04(PART)

01-05(PART)

01-06(PART)

01-07(PART)

01-08(PART)

The polling places for the precincts set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The estimated cost of this election as determined by the Secretary of State based upon the provisions of Chapter 8-A of Title 18 and actual costs of similar elections is $1,500.

Notice is further given that a portion of the monies collected from the tax described in the Proposition shall be remitted to certain state and statewide retirement systems in the manner required by law.

The said special election will be held in accordance with the applicable provisions of Chapter 5 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the City Hall Council Chambers, 801 The Boulevard, Rayne, Louisiana, on **MONDAY, NOVEMBER 13, 2023**, at **SIX O'CLOCK (6:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the City are entitled to vote at said special election and voting machines will be used.

STATE OF LOUISIANA

PARISH OF ACADIA

I, the undersigned Clerk of the City of Rayne, State of Louisiana (the "City"), do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings taken by the Mayor and Board of Aldermen on May 8, 2023, ordering and calling a special election to be held in the City of Rayne, State of Louisiana, to authorize the renewal of a special tax therein; making application to the State Bond Commission and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature at Rayne, Louisiana, on this, the 8th day of May 2023.

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ANNETTE R. CUTRERA, CITY CLERK

The following resolution was offered by James A. “Jimmy” Fontenot and seconded by Calise Michael Doucet and duly resolved and adopted on this 8th day of May 2023.

**RESOLUTION OF TERMINATION**

A resolution authorizing and directing the Mayor to execute for and on behalf of the City of Rayne, a Notice of Termination for Wharton – Smith, Inc., Contractor, pertaining to the substantial completion of the contract for the “Water Treatment Plant Improvements” project in accordance with the plans and specifications contained in the contract documents pertaining thereto.

**WHEREAS,** Wharton – Smith, Inc., as Contractor, has substantially completed the “Water Treatment Plant Improvements” project in accordance with the plans and specifications contained in the contract documents pertaining thereto**; and**

**WHEREAS,** a final inspection of the above referenced project was performed and the punch list items denoted at that time have been completed; **and**

**WHEREAS,** the City of Rayne desires to accept the contract as substantially complete**;**

**NOW, THEREFORE, BE IT RESOLVED** by the City of Rayne that the Mayor of said City be, and is hereby empowered, authorized and directed to execute a Notice of Termination for and on behalf of the City of Rayne accepting the work as being substantially completed, and that he be authorized and directed to have a copy of said acceptance recorded in the Conveyance Records of the Parish of Acadia, State of Louisiana.

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

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet

and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1- Kenneth J. Guidry

And the resolution was declared adopted on this, the 8th day of May 2023.

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CHARLES E. ROBICHAUX, MAYOR ANNETTE R. CUTRERA, CITY CLERK

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CERTIFICATE

**I,** ANNETTE R. CUTRERA, City Clerk for the City of Rayne, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the City of Rayne in regular session on the 8th day of May 2023 at which time a quorum was present.

BY: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ANNETTE R. CUTRERA, CITY CLERK

CITY OF RAYNE

On a motion by James A. “Jimmy” Fontenot and a second by Lendell J. “Pete” Babineaux the City of Rayne financials for April 2023 which included budget to actual comparisons on the major funds was accepted by the Council.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by James A. “Jimmy” Fontenot and a second by Calise Michael Doucet the City of Rayne Audit Report for 10/01/2021 – 09/30/2022 presented by Tiffany Gossen and prepared by Thibodeaux & Company, LLC was accepted by the Council.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by James A. “Jimmy” Fontenot and a second by Brian Seth Mouton the appointment of The Rayne Acadian Tribune as the Official Municipal Journal for the City of Rayne for 12 months from 7/1/2023 through 6/30/2024 was accepted by the Council.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by James A. “Jimmy” Fontenot and a second by Lendell J. “Pete” Babineaux the renewal of an Intergovernmental Agreement between the Acadia Parish School Board and the City of Rayne for another 5-year term was accepted by the Council.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by James A. “Jimmy” Fontenot and a second by Brian Seth Mouton, Amos J Louis C/O Michael Lewis, owner of 115 Pine Street was given 90 days to demolish the home was accepted by the Council.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by James A. “Jimmy” Fontenot and a second by Calise Michael Doucet, Alton & Carol Anderson, owners of 202 N Parkerson were given 60 days to tarp or repair roof and clean-up trees and debris or 90 days to sell the home or it will be condemned was accepted by the Council.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by James A. “Jimmy” Fontenot and a second by Calise Michael Doucet, Timothy Alleman and Casey Bongki, owners of 409 N Bradford were given 90 days beginning June 1, 2023 to demolish the home was accepted by the Council.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by Lendell J. “Pete” Babineaux and a second by Brian Seth Mouton, Christopher Douresseaux, owner of 404 W South First St was given 90 days to demolish the mobile home was accepted by the Council.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

On a motion by James A. “Jimmy” Fontenot and a second by Calise Michael Doucet a request by the Police Department to declare the following items as surplus was approved by the Council:

1-Vizio 32” Color Television Serial # 6TY7PKCQ1753278, 1-Vizio 47” Color Television Serial # LAQKKJBM4800139,1-Samsung 24” Computer Monitor Serial # 02KKHCKG600934W.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

The Engineer’s Report was presented by Tim Mader.

On a motion from James A. “Jimmy” Fontenot and a second from Calise Michael Doucet an Administrative Change Order for *Item 6: Water Supply, Treatment and Distribution System Improvements Project* was approved by the Council.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry

There being no further business to come before the Council, there was a motion by Brian Seth Mouton that the meeting be adjourned, this was seconded by James A. “Jimmy” Fontenot and carried.

YEAS: 4 - Brian Seth Mouton, Lendell J. “Pete” Babineaux, Calise Michael Doucet and James A. “Jimmy” Fontenot.

NAYS: 0 ABSTAIN: 0 ABSENT: 1 - Kenneth J. Guidry