**VILLAGE OF ESTHERWOOD**

**BOARD OF ALDERMAN**

**TUESDAY, JANUARY 25, 2022, AT 6:00PM**

**TOWN HALL MEETING ROOM**

The Board of Alderman for the Village of Estherwood met on the above date at 6:00p.m., in the Town Hall Meeting Room, 124 N LeBlanc Estherwood, La, in regular session with the Mayor Donna Bertrand presiding. Alderwoman Emily Mire gave the opening prayer followed by the Pledge of Allegiance recited in unison. The roll was call and final attendance was recorded as follows:

Alderwoman/Mayor Pro-Tem Emily Mire

Alderwoman JoAnn Trahan

Alderman Michael Stutes

A motion was offered by Ald. Stutes, seconded by Ald. Trahan to dispense with the reading and approve of the minutes of the December 9, 2021, Regular Meeting as written.

A motion was offered by Ald. Trahan, seconded by Ald. Mire to approve all invoices for payment.

The following ordinance was offered by Ald. Michael Stutes, seconded by \_Ald. JoAnn Trahan\_and duly resolved and adopted.

**VILLAGE OF ESTHERWOOD**

**ORDINANCE NO. 164**

AN ORDINANCE ESTABLISHING THAT THE VILLAGE OF ESTHERWOOD, LOUISIANA AUTHORIZES THE ASSESSMENT OF A COLLECTION FEE ON DEBTS, ACCOUNTS RECEIVABLE, COSTS, FINES AND FEES TURNED OVER TO A COLLECTION AGENCY.

WHEREAS the Village of Estherwood, Council recognizes that there are certain debts and accounts on which the Village of Estherwood has been unable to collect funds due.

WHEREAS the Village of Estherwood, Council recognizes that there are certain fines, costs and fees ordered by Mayor’s Court which remain outstanding.

WHEREAS the Village of Estherwood, Council recognizes that as the governing authority for the Village of Estherwood there exists a duty to exercise due diligence in collecting public funds.

WHEREAS the Village of Estherwood, Council recognizes that the Village of Estherwood is authorized by state law to contract with a collection agency for the collection of one or more of the following items:

1. Debts and accounts receivable including but not limited to, unpaid utility fees, penalties, interest, and other sums due the municipality, as applicable; or
2. Court penalties, costs, fines, and fees in cases in municipal court in which the accused has failed to appear or otherwise failed to satisfy a monetary obligation ordered by the court.

WHEREAS the Village of Estherwood, Council recognizes that a collection fee will be required to obtain the services of a collection agency to collect these sums, and desires to assess such a fee.

WHEREAS in case any one or more of the provisions of this ordinance shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of said ordinance, but the same shall be construed and enforced as if such illegal or invalid provisions have not been contained therein. Any constitutional or statutory provisions enacted after the date of this ordinance which validates or makes legal any provision there of shall be deemed to apply hereto.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE OF ESTHERWOOD, Council of Estherwood, Louisiana, in legal and regular session, acting as the “Governing Authority” of said Village, adopt the following ordinance to their municipal codes.

BE IT ORDAINED, BY THE VILLAGE OF ESTHERWOOD Council of Estherwood LA.

SECTION II: The Village of Estherwood hereby assesses a collection fee in an amount not to exceed twenty-five percent (25%) of the delinquent municipal debt when the Village has entered a contract with the Louisiana Municipal Advisory and Technical Services Bureau (“Bureau”) for collection of the above listing items. The fee will be added to all sums submitted to the collection agency regardless of age.

SECTION III BE IT FURTHER ORDAINED THAT ALL Ordinances or parts thereof in conflict herewith are hereby repealed.

THIS ORDINANCE WAS INTRODUCED ON THE 9TH DAY OF DECEMBER 2021. NOTICE PUBLISHED ON THE \_21st\_\_\_\_DAY OF\_December\_\_\_\_\_2021.

The final adoption of the foregoing ordinance having been duly moved and seconded, the roll was called, and the following votes were taken and recorded:

YEAS: 3

NAYS: 0

ABSENT: 0

WHEREUPON the Mayor declared the above Ordinance be duly adopted on this \_25th\_\_ day of January \_\_ 2022.

ATTEST:

/s/ TANNIA MOUTON\_\_\_\_\_\_\_\_ \_ \_/s/ DONNA BERTRAND\_

Tannia Mouton Donna Bertrand

Village Clerk Mayor

The following ordinance was offered by\_\_Ald. Emily Mire\_\_\_\_, seconded by \_Ald. Michael Stutes\_and duly resolved and adopted.

**VILLAGE OF ESTHERWOOD**

**ORDINANCE NO. 149**

AN ORDINANCE TO DEFINE AND PROHIBIT THE USE OF EXHAUST BRAKE DEVICES IN THE VILLAGE OF ESTHERWOOD AND PROVIDE PENALTIES FOR VIOLATION THEREOF; AND TO REPEAL ALL OTHER ORDINANCES CONTRARY THERETO AND/OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS this Ordinance has been duly introduced and notice of this Ordinance and notice of public hearing having been published; and

WHEREAS a public hearing having been held in accordance with law on the 25th day of January 2022, at 6:00 o’clock p.m. at Village of Estherwood, Estherwood, Louisiana; and

WHEREAS the Mayor and Board of Aldermen find that loud and excessive noise Is created using braking devices (commonly known as “Jake Brakes”) which use engine power to absorb energy thereby producing a braking effect through the exhaust system of the engine causing unnecessary loud and excessive noise within the Village; and

WHEREAS the Mayor and Board of Aldermen find that exhaust assisted braking devices are unnecessary to control the movement of or stop vehicles equipped with air brakes required by the Louisiana Highway Regulatory Act, Title 32 Louisiana Revised Statues.

NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE VILLAGE OF ESTHERWOOD, ACADIA PARISH, IN REGULAR SESSION, DULY CONVENED THAT:

Ordinance number 149, relating to the use of Exhaust Brake Devices be enacted as follows:

Exhaust assisted braking devices defined,

Prohibited and penalty for violation,

1. Definition. A device which utilizes the power of an engine to produce a power absorbing and retarding effect to assist the slowing or braking of a vehicle (commonly known as “Jake Brakes”) which increases engine noise and sound through the exhaust system while in use.
2. Prohibition. It shall be unlawful to operate or use engine powered braking devise within the corporate limits of the Village of Estherwood, Louisiana.
3. Exceptions. The provisions of this section shall not apply to emergency vehicles or equipment.
4. Penalty. Any person upon conviction shall be subject to a fine of not less than $100.00 and not more than $500.00 and may be incarcerated for not more than 30 days in jail or both.

IF any provision, part, word, section, subsection, sentence, clause of phrase of this ordinance should be held in valid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance and do hereby declare the provisions hereof to be severable, then in that event, only that particular provision, [part, word, section subsection, sentence, clause or phrase shall be deemed unconstitutional or invalid and the remaining provisions, parrs, words, sections, subsections, sentences, clauses and phases will not be effected and shall continue in full force and effect:

SECTION 2:

All ordinances or parts of ordinances inconsistent with or in conflict herewith be and the same are hereby repealed.

Section 3:

The provisions of this ordinance shall become effective after having been approved in writing by the Department of Transportation and Development in accordance with the provisions of La. Revised Statue 32:41(C) and ten (10) days after signs giving notice of said local traffic regulation have been posted at all highways entering the corporate limits of the Village of Estherwood,

The final adoption of the foregoing ordinance having been duly moved and seconded, the roll was called, and the following votes were taken and recorded:

YEAS: 3

NAYS: 0

ABSENT: 0

WHEREUPON the Mayor declared the above Ordinance be duly adopted on this \_25th\_\_ day of \_January\_ 2022.

ATTEST:



Tannia Mouton Donna Bertrand

Village Clerk Mayor

A motion was offered by Ald. Mire, seconded by Ald. Trahan to approve bids submitted for the following surplus property.

|  |  |  |
| --- | --- | --- |
| Item | Bidder | Highest Bid |
| TS110 New Holland Tractor | J. Durham | $1579.79 |
| Massey Ferguson ZT29 mower | J. Durham | $279.79 |
| John Deere Riding Lawnmower 62’ | J. Durham | $279.79 |
| 1986 Dump Truck | B. Smith | $602.56 |
| Briggs & Stratton push weed eater | J. Durham | $7.77 |
| Push lawnmower | J. Durham | $7.77 |
| 38 in. Agri-Fab Lawn sweep | J. Durham | $7.77 |
| Blue Hawk Lawn sweep | J. Durham | $7.77 |
| Air Compressor | B. Morgan | $20.00 |
| AMT 622 JD Gator | C LeJeune | $200.00 |
| BX2660 Kubota | C. LeJeune | $700.00 |
| 2000 GMC Pickup | J. Tate | $588.00 |

The following motion was offered by Ald. JoAnn Trahan, seconded by Ald. Emily Mire, duly resolved, and adopted.

**RESOLUTION**

**2022-001**

BE IT RESOLVED by the Mayor and Board of Aldermen of the Village of Estherwood, that in accordance with state statutes, the following appointments are hereby approved.

Official Journal: The Crowley Post Signal

Fiscal Agent: Bank of Commerce and Trust Company

Legal Counsel: Mr. Alex Guinn

Flood Plain Manager: Mrs. Tannia Mouton

Engineers: Mader Engineering, Inc.

Village Accountants: Kolder, Slaven & Company, LLC

**BE IT FURTHER RESOLVED** that the appointments shall be effective until replaced.

ADOPTED: JANUARY 25, 2022

ATTEST:

/s/ TANNIA MOUTON\_\_\_\_\_\_\_\_ \_ \_/s/ DONNA BERTRAND\_\_\_\_\_\_ Tannia Mouton Donna Bertrand

Village Clerk Mayor

The following motion was offered by Ald. JoAnn Trahan, seconded by Ald. Emily Mire, and duly resolved and adopted.

**RESOLUTION**

**2022-002**

BE IT RESOLVED by the Mayor and Board of Aldermen of the Village of Estherwood, that the following Holidays are hereby approved.

MARTIN LUTHER KING – MONDAY, JANUARY 17, 2022

PRESIDENT DAY – MONDAY, FEBRUARY 21, 2022

MARDI GRAS – TUESDAY, MARCH 1, 2022

GOOD FRIDAY – FRIDAY, APRIL 15, 2022

MEMORIAL DAY – MONDAY, MAY 30, 2022

INDEPENDENCE DAY – MONDAY, JULY 4, 2022

LABOR DAY – MONDAY, SEPTEMBER 5, 2022

RICE FESTIVAL – FRIDAY, OCTOBER - TBA

VETERANS DAY – FRIDAY, NOVEMBER 11, 2022

THANKSGIVING DAY – THURSDAY, NOVEMBER 24, 2022

DAY AFTER THANKSGIVING – FRIDAY, NOVEMBER 25, 2022

CHRISTMAS EVE – NO HOLIDAY (FALLS ON SATURDAY

CHRISTMAS DAY – OBSERVED MONDAY, DECEMBER 26, 2022, NEW YEARS EVE – NO HOLIDAY (FALLS ON SATURDAY

NEW YEARS DAY - OBSERVED MONDAY, JANUARY 2, 2023

**BE IT FURTHER RESOLVED** that the Holiday Schedule shall be subject to change.

ADOPTED: JANUARY 25, 2022

ATTEST:

/s/ TANNIA MOUTON /s/ DONNA BERTRAND\_\_\_

Tannia Mouton Donna Bertrand

Village Clerk Mayor

A motion was offered by Ald. JoAnn Trahan\_\_\_\_, seconded by Ald. Emily Mire\_\_\_ and duly resolved and adopted.

**RESOLUTION**

**2022-003**

BE IT RESOLVED that the regular meetings of the Village of Estherwood Board of Aldermen, will be held on the following dates at 6:00p.m. All meetings are held in the Town Hall Assembly Room, 124 N. LeBlanc St. Estherwood, Louisiana.

Regular Meeting dates for the 2022 year.

THURSDAY, JANUARY 13, 2022

THURSDAY, FEBRUARY 10, 2022

THURSDAY, MARCH 10, 2022

THURSDAY, APRIL 14, 2022

THURSDAY, MAY 12, 2022

THURSDAY, JUNE 9, 2022

THURSDAY, JULY 14, 2022

THURSDAY, AUGUST 11, 2022

THURSDAY, SEPTEMBER 8, 2022

THURSDAY, OCTOBER 13, 2022

THURSDAY, NOVEMBER 10, 2022

THURSDAY, DECEMBER 8, 2022

BE IT FURTHER RESOLVED that the following meeting dates are subject to change.

ADOPTED: JANUARY 25, 2022

ATTEST:

/s/ TANNIA MOUTON /s/ DONNA BERTRAND

Tannia Mouton Donna Bertrand

Village Clerk Mayor

A motion was offered by Ald. Mire, seconded by Ald. Trahan to call for a public hearing on Thursday, February 10, 2022, for Proposed Ordinance #165 for salary increase for Village employees.

Assist Chief Paul Adams gave the monthly Police Report.

Mayor Announcements

* + 1. February 24, 2022, Groceries for the Elderly
    2. Next Regular Council Meeting February 10, 2022, at 6:00pm

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE MEETING, THE**

**MOTION WAS OFFERED BY ALDERWOMAN JOANN TRAHAN, SECONDED BY**

**ALDERMAN MICHAEL STUTES, THAT THE MEETING ADJOURN UNTIL THE**

**NEXT SCHEDULED MEETIN ON THURSDAY, FEBRUARY 10, 2022, AT THE HOUR**

**OF 6:00 P.M**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Tannia Mouton Donna Bertrand

Village Clerk Mayor

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

**CERTIFICATE**

I, TANNIA MOUTON, Clerk of the Village of Estherwood, do hereby certify that the above minutes are a true and correct copy adopted by the Village of Estherwood in regular session on January 25, 2022.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Tannia Mouton, Clerk Village of Estherwood