



Town of Berwick

NOTICE OF PUBLIC MEETING

September 14, 2010

Date of Notice: September 7, 2010

A Public hearing will be held as follows:

Date: September 14, 2010

Time: 7:15 P.M.

**Place: Council Meeting Room
3225 Third Street
Berwick, LA 70342**

AGENDA:

Call to Order: 7:00 P.M.

Prayer

Pledge of Allegiance

Roll Call: Duval Arthur, Penny Crappell, Troy Lombardo, Damon Robison, Edgar Thomas

Minutes from last meeting: August 10, 2010

Treasurer's Report

Guests:

Police Report

Fire Report

Public Works Report

Consulting Engineers Report

Committee Reports

NEW BUSINESS:

- 1. Public Hearing for Ordinance No. 616 – Amend 2009-10 Consolidated Budget**
- 2. Public Hearing for Ordinance No. 617 – Adopt 2010-11 Consolidated Budget**
- 3. Adopt Ordinance No. 616 – Amend 2009-10 Consolidated Budget**
- 4. Adopt Ordinance No. 617 – Adopt 2010-11 Consolidated Budget**
- 5. Parade Permit – Berwick High School Homecoming Parade – September 23 @ 4:00 P.M.**
- 6. Resolution No. 15-10 - Consider adoption of resolution and supplemental cooperative intergovernmental agreement with Berwick Development District concerning Phase IV. This includes acting on acceptance of construction bid by Gray Construction Corp.**
- 7. Resolution No. 16-10 - Consider granting AT&T use Agreement for public rights of way for telephone related use and adoption of resolution authorizing.**

Adjournment

Newell W. Slaughter, Town Clerk
Town of Berwick
P.O. Box 486
Berwick, Louisiana 70342
(985) 384-8858

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**PROCEEDINGS OF THE MAYOR AND COUNCIL
OF THE TOWN OF BERWICK, STATE OF LOUISIANA
TAKEN AT A REGULAR MEETING HELD ON TUESDAY**

September 14, 2010

The Mayor and Council of the Town of Berwick, State of Louisiana, met in regular session at their regular meeting place, the Town Hall, Berwick, Louisiana, Tuesday, September 14, 2010 at seven (7:00) o'clock p.m.

There were present: Council members Duval Arthur, Penny Crappell, Troy Lombardo, Damon Robison, and Edgar Thomas.

Absent: None

Also present were representatives of The Daily Review, KWBJ, and KQKI.

Councilwoman Penny Crappell led the prayer.

Councilman Troy Lombardo led the Pledge of Allegiance.

The Mayor and Council of the Town of Berwick, State of Louisiana were duly convened as the governing authority of said Town, by the Honorable Louis Ratcliff, Mayor, who then stated that the Mayor and Council were ready for the transaction of business.

The minutes of the previous meeting were approved without reading upon motion by Duval Arthur and seconded by Troy Lombardo.

The Treasurer's report, having been reviewed, was approved without reading upon motion by Duval Arthur and seconded by Edgar Thomas.

Mayor Ratcliff recognized the Reverend Nolen Borel from the First United Pentecostal Church of Berwick. Reverend Borel invited the Mayor and Council to attend the 30th pastoral anniversary on Saturday, October 9th at 2:00 P.M. He thanked Mayor Ratcliff for agreeing to speak at the event.

Police Chief James Richard presented the police report for the month of August, 2010. Chief Richard stated that the speeding tickets issued for August, 2010 were about the same as August, 2009. Chief Richard also stated that arrests for August, 2010 were also about the same as August, 2009. Football season is underway and the police force is prepared to assist the high school with parking and traffic control. After no further comments from the council or audience, the mayor moved on to the next item on the agenda, the Fire Department report.

Fire Chief Wayne LaCoste presented his report. There were five calls, two good intent and three false alarms. The annual Shrimp Gumbo fund raiser was held on September 4, Labor Day Weekend and nearly 1,800 tickets were sold. After no further comments, the mayor moved on to the next item on the agenda, the Public Works report.

Town Superintendent Allen Benoit presented the Public Works report. All drainage ditches in the Town of Berwick have been cleared and cleaned. The State of Louisiana cleared the drainage ditch at the corner of Pattie Drive and Highway 182. The replacement of the bridge on Thorguson Drive is still planned for late this year or early next year. Maintenance of the truck route through Berwick is underway to prepare for the diversion of traffic once the bridge replacement commences. Phase III of the sewer slip line project has been completed. Ground breaking for the new River Road Fire Sub-Station was held. Construction of the station should begin this week. After no comments, the Mayor moved on to the next item on the agenda, committee reports.

Penny Crappell presented the Anti-Litter and Recreation Committee reports. She stated that the Pickle Ball league and co-ed volleyball leagues are underway. The outdoor fitness center has been installed. Flag football is set to begin. She thanked Eagle Scout Aaron Scully for the installation of the new mile markers on the walking trail and he was presented a certificate and a Town of Berwick pin. A new swing set was installed at the Civic Center in August. The Anti-Litter Committee met and discussed

attending the National Anti-Litter Conference. The Economic Development Committee did not meet. Gary Beadle gave the Planning and Zoning report. He stated that the Berwick Development Board met and that they recommended that the Town accept the low bid from Gray Construction for the construction of Phase IV on Renwick Subdivision. After no further comments, the mayor moved on to the next item on the agenda, new business.

Item #1 on the agenda – Public Hearing for Ordinance No. 616 – Amend 2009-10 Consolidated Budget. Upon no comments or questions for the audience or the council, Mayor Ratcliff closed the public hearing.

Item #2 on the agenda – Public Hearing for Ordinance No. 617 – Adopt 2010-11 Consolidated Budget. Upon no comments or questions for the audience or the council, Mayor Ratcliff closed the public hearing.

Item #3 on the agenda – Adopt Ordinance No. 616 – Amend 2009-10 Consolidated Budget. Upon motion by Duval Arthur and seconded by Penny Crappell, Ordinance No. 616 was adopted unanimously.

Item #4 on the agenda – Adopt Ordinance No. 617 – Adopt 2010-11 Consolidated Budget. Upon motion by Penny Crappell and seconded by Troy Lombardo, Ordinance No. 617 was adopted unanimously.

Item #5 on the agenda – Parade Permit for Berwick High School Homecoming Parade. Kim Vasquez represented Berwick High School and stated that the parade would be held on September 23 and would travel the same route as previous years. Upon motion by Duval Arthur and seconded by Penny Crappell, the parade permit was approved unanimously.

Item #6 on the agenda – Resolution No. 15-10 – Consider adoption of resolution and supplemental cooperative intergovernmental agreement with Berwick Development District (BDD) concerning Phase IV of Renwick Subdivision. This includes acting on acceptance of construction bid by Gray Construction Corp. The property on which Phase IV of Renwick Subdivision is owned by the Town of Berwick. The BDD put the project out and received bids for the construction and Gray Construction Corp. was the low bidder. To tie in the legal requirements, the Town needs to enter into a supplemental agreement with the BDD wherein they turn over the bids, acceptance and construction of the project to the Town. The Town will use the funds that were transferred from BDD to pay for the construction of Phase IV. Once the project is completed, the Town will turn over the completed lots to the BDD for sale to the public. Once the new lots are sold, it is the responsibility of the BDD to turn over the net proceeds from the sale to the Town. Town Attorney, Allen McElroy stated that once the project was completed and the lots are sold, that the BDD could repay the Town monies owed for the start up of the BDD. He also stated that the Town could give the BDD money for economic development, other than Renwick Subdivision. Upon motion by Damon Robison and seconded by Edgar Thomas, Resolution No. 15-10 was approved unanimously. Mr. McElroy stated that the Town should accept the low bid from Gray Construction Corp. Upon motion by Troy Lombardo and seconded by Damon Robison, the low bid of \$396,546.29 was accepted unanimously. Mr. McElroy then stated that the council should approve a motion to allow Mayor Ratcliff to enter into a contract with Gray Construction Corp. to construct Phase IV of Renwick Subdivision. Upon motion by Penny Crappell and seconded by Duval Arthur, the motion to authorize Mayor Ratcliff to execute the contract with Gray Construction Corp. was approved unanimously.

Item #7 on the agenda – Resolution No. 16-10 – Consider granting AT&T use agreement for public rights of way for telephone related use and adoption of resolution authorizing same. Town Attorney Allen McElroy stated that AT&T had been using the rights of way in the Town of Berwick for the purposes of telephone transmission per a state statute that grants them those rights. AT&T will now pay the Town of Berwick 5% of their local exchange services for the right to use the town's rights of way. This resolution will also authorize Mayor Ratcliff to sign an agreement between the Town of Berwick and AT&T pending Mr. McElroy's final legal approval. The agreement will commence on October 1, 2010

and will be paid quarterly. First payment should be received in January, 2011. The agreement will be for a three year term and will be automatically renewed for a one year term unless either party withdraws from the agreement. This agreement is authorized using a resolution rather than an ordinance because the charter allows for use of resolution to approve previously approved items. Upon motion by Penny Crappell and seconded by Duval Arthur, Resolution No. 16-10 was approved unanimously.

The final approval for Cajun Sunrise's addition to Willowcrest Subdivision was pulled from the agenda at the request of Attorney Al Lippman, representing the owner, Mr. David Webster.

Mr. Gene Logan, who resides at 2905 First Street, addressed the mayor and council to state that the town had recently repaired the sidewalk near his residence and he was pleased with the results. Mayor Ratcliff thanked him for his statements.

Mayor Ratcliff recognized Logan Fromenthal, parish councilman, who was attending the council meeting.

Mayor Ratcliff announced that early voting for the October 2, 2010 council election will be held from September 18 to September 25. He encourages everyone to get out and support the candidates of their choice.

There being no further business to come before the Council, upon motion by Duval Arthur and seconded by Penny Crappell, the meeting adjourned.

Louis Ratcliff - Mayor

ATTEST:

Newell W. Slaughter - CAO/Town Clerk