

CROWLEY, LOUISIANA

OCTOBER 15, 2008

THE ACADIA PARISH POLICE JURY met on the above date at 6:30 p.m., in the Police Jury Meeting Room, Courthouse Building, Crowley, Louisiana, in regular session with the President, A. J Credeur, presiding. At the request of the President, a moment of silence was offered and the Pledge to the Flag was recited in unison. The roll was called and final attendance was recorded as follows:

THOMAS BENOIT
A J BROUSSARD
A J CREDEUR
FELTON MOREAU
JOHN QUEBODEAUX
KERMIT RICHARD
THOMAS SONNIER

ABSENT: ALTON STEVENSON

A motion was offered by Mr. Kermit Richard, seconded by Mr. Felton Moreau, and carried unanimously to add two items to the agenda: a) adopt resolution authorizing the President to sign an agreement with the DOTD to conduct topographic and drainage analysis at LeGros Airport, and b) make an appointment to Fire Protection District #7.

A motion was offered by Mr. John Quebodeaux, seconded by Mr. Kermit Richard and carried, to dispense with the reading of the Minutes of the regular Police Jury Meeting of September 9, 2008, and the Special Meeting of October 7, 2008.

Ms. Debra Harmon, Housing Director for the ASSIST Agency in Crowley addressed the Police Jurors and asked for a letter of support for her agency.

A motion was offered by Mr. Thomas Sonnier, seconded by Mr. John Quebodeaux and carried, to authorize the President to issue a letter of support to Ms. Harmon and the ASSIST Agency.

Mr. Barrett Courville, newly appointed Acadia Parish County Agent, addressed the Police Jury and gave a brief overview of the programs handled by his office.

Mr. David Fruge, Professional Pumping Services, LLC, addressed the Police Jury. Mr. Fruge's company, under the supervision of DNR and DEQ, would like to test an abandoned orphaned salt water injection well in the Mermentau area. In order to access the site and perform the test, a letter of no objection must be issued.

A motion was offered by Mr. Felton Moreau, seconded by Mr. Kermit Richard and carried, that the President issue a letter of no objection to Mr. Fruge and his company.

Mr. Tim Mader, Mader Engineering, gave an update on the LCDBG Sewer Project south of Morse.

Ms. Lisa McNelly, newly appointed RN at the Rayne Clinic, introduced herself to the Police Jurors.

Mr. Dickie Olivier addressed the Police Jurors concerning issues raised during the construction of his residence in the Richard area. Mr. Olivier maintains that the Police Jury's third party contractor, Mr. Ron Lawson, was negligent in his approval of various aspects of the construction of Mr. Olivier's home.

A motion was offered by Mr. John Quebodeaux, seconded by Mr. Kermit Richard and carried, that the Secretary-Treasurer notify Mr. Ron Lawson that deficiencies have been brought to the attention of the Police Jury and that Mr. Lawson is requested to attend the next regularly scheduled meeting of the Police Jury on November 12, 2008.

Ms. Karla Cormier addressed the Police Jurors and requested that four resolutions be adopted to be submitted to the State of Louisiana for possible inclusion in next year's capital outlay or appropriations bill.

RESOLUTION

BY MESSRS: FELTON MOREAU AND KERMIT RICHARD

WHEREAS, Acadia Parish has a need for a health unit within the area of the low-income residents in the City of Crowley, **and**

WHEREAS, Acadia Parish has a partnership with the Louisiana Dept of Health & Hospitals to provide the building for health unit services and LA Department of Health & Hospitals will staff the facility and provide the programs, **and**

WHEREAS, Acadia Parish owns land that will be utilized as an in-kind match toward the project.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 15th day of October, 2008, does hereby support the capital outlay application and accept the funds into the Parish upon funding.

BE IT FURTHER RESOLVED that the Acadia Parish Police Jury does hereby authorize Acadia Parish Police Jury President A. J. Credeur to sign and execute all documents pertaining to the application and implementation of the projects and for Grant Finders LLC d/b/a Karla Cormier & Associates to prepare and administer the projects.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

RESOLUTION

BY MESSRS: FELTON MOREAU AND KERMIT RICHARD

WHEREAS, Acadia Parish has a 2-lane pontoon bridge along Hwy 91 in dire need of replacement, **and**

WHEREAS, in Acadia Parish this bridge serves as an evacuation route for Acadia Parish as well as surrounding communities , **and**

WHEREAS, the Hwy 91 bridges dilapidated state causes safety concerns to the residents as well as deters agricultural and economic development with Acadia Parish and the surrounding communities.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 15th day of October, 2008, does hereby support the capital outlay application and accepts the funds into the Parish upon funding.

BE IT FURTHER RESOLVED that the Acadia Parish Police Jury does hereby authorize Acadia Parish Police Jury President A. J. Credeur to sign and execute all documents pertaining to the application and implementation of the projects and for Grant Finders LLC d/b/a Karla Cormier & Associates to prepare and administer the projects.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

RESOLUTION

BY MESSRS: FELTON MOREAU AND KERMIT RICHARD

WHEREAS, Acadia Parish Police Jury is required to respond to emergencies and provide services to the community during the time of a disaster, **and**

WHEREAS, Acadia Parish has already responded to several disasters within the past year, **and**

WHEREAS, Acadia Parish owns the buildings where these generators will be installed and will maintain the generators in the future.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 15th day of October, 2008, does hereby support the capital outlay application and appropriation request for emergency generators and accepts the funds into the Parish upon funding.

BE IT FURTHER RESOLVED that the Acadia Parish Police Jury does hereby authorize Acadia Parish Police Jury President A. J. Credeur to sign and execute all documents pertaining to the application and implementation of the projects and for Grant Finders LLC d/b/a Karla Cormier & Associates to prepare and administer the projects.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

RESOLUTION

BY MESSRS: FELTON MOREAU AND KERMIT RICHARD

WHEREAS, Acadia Parish has utilized, or will utilize within the next few months, all of the land designated in their current industrial park, **and**

WHEREAS, Acadia Parish has a desire to provide industrial development, economic development, workforce development and strong small businesses, **and**

WHEREAS, Acadia Parish desires to assess all possible locations within the Parish before committing to one location.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 15th day of October, 2008, does hereby support the capital outlay application to conduct a study of possible locations and accept the funds into the Parish upon funding.

BE IT FURTHER RESOLVED that the Acadia Parish Police Jury does hereby authorize Acadia Parish Police Jury President A. J. Credeur to sign and execute all documents pertaining to the application and implementation of the projects and for Grant Finders LLC d/b/a Karla Cormier & Associates to prepare and administer the projects.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

RESOLUTION

BY MESSRS: A J BROUSSARD AND JOHN QUEBODEAUX

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 15th day of October, 2008, does hereby re-appoint to the Acadia Parish Tourist Commission MS. KAYLA LINK and appoint MS. JAN CORMIER for a three year term effective October, 2008.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

RESOLUTION

BY MESSRS: CADE BENOIT AND KERMIT RICHARD

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 15th day of October, 2008, does hereby re-appoint DR. MIKE WILLIAMS to the Acadia-St. Landry Hospital Service District effective October, 2008.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

A motion was offered by Mr. Thomas Sonnier, seconded by Mr. Cade Benoit and carried, to table the appointments to the Acadia Parish Industrial Development Board.

RESOLUTION

BY MESSRS: A J BROUSSARD AND FELTON MOREAU

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 15th day of October, 2008, does hereby re-appoint to the Acadia Parish Library Board of Control MR. WILLIAM PINAC for a five year term effective October, 2008.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

RESOLUTION

BY MESSRS: A J BROUSSARD AND CADE BENOIT

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 15th day of October, 2008, does hereby appoint MR. DAVID BROUSSARD to the Fourth Ward Drainage District #1 to fill the unexpired term of Mr. Clark Grey effective October, 2008.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

RESOLUTION

BY MESSRS: JOHN QUEBODEAUX AND FELTON MOREAU

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 15th day of October, 2008, does hereby authorize the President to execute the one year contract for Nutritionist Services at the Rayne Community Clinic with Tammy Lamartiniere providing for charges in the amount of \$50.00 per hour.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

RESOLUTION

ANNUAL CERTIFICATION OF COMPLIANCE

WITH STATE OF LOUISIANA

OFF SYSTEM BRIDGE REPLACEMENT PROGRAM

WHEREAS, the Code of Federal regulations as enacted by the United States Congress mandates that all structures defined as bridges located on all public roads shall be inspected, rated for safe load capacity and posted in accordance with the National Bridge Inspection Standards and that an inventory of these bridges be maintained by each State; **and**

WHEREAS, the responsibility to inspect, rate and load post those bridges under the authority of Acadia Parish in accordance with those Standards is delegated by the Louisiana Department of Transportation and Development to Acadia Parish.

THEREFORE, BE IT RESOLVED by the governing authority of Acadia Parish (herein referred to as the Parish) that the Parish in regular meeting assembled does hereby certify to the Louisiana Department of Transportation and Development (herein referred to as the DOTD) that for the period 1 October, 2007 through 30 September, 2008:

1. The Parish has performed all interim inspections on all Parish owned or maintained bridges in accordance with the National Bridge Inspection Standards.
2. All bridges owned or maintained by the Parish have been structurally analyzed and rated by the Parish as to the safe load capacity in accordance with AASHTO Manual for Maintenance Inspection of Bridges. The load posting information that has been determined by the LA DOTD for all bridges where the maximum legal load under Louisiana State Law exceeds the load permitted under the operating rating as determined above has been critically reviewed by

the Parish. Load posting information has been updated by the Parish to reflect all structural changes, and obsolete structural ratings or any missing structural ratings.

3. All Parish owned or maintained bridges which require load posting or closing are load posted or closed in accordance with the table in the DOTD Engineering Directives and Standards Manual Directive No. 1.1.1.8. All DOTD supplied load posting information concerning a bridge has been critically reviewed by the Parish Engineer prior to load posting.
4. All bridges owned or maintained by the Parish are shown on the attached list in the format specified by the DOTD. Corrections to data supplied to the Parish by the LA DOTD are noted.

These stipulations are prerequisites to participation by the Parish in the Off-System Replacement Program.

This resolution was considered section by section and as a whole and upon motion of Mr. Cade Benoit, being seconded by Mr. Kermit Richard, was adopted by the following vote on this the 15th day of October, 2008:

YEAS: A. J. Broussard, Kermit Richard, John Quebodeaux, Thomas Sonnier, Cade Benoit and Felton Moreau.

NAYS: None.

ABSENT: Alton Stevenson

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

ORDINANCE #964

AN ORDINANCE MAKING IT UNLAWFUL FOR ANY PERSON TO OPERATE OR DRIVE A MOTOR VEHICLE UPON OLEANDER ROAD IN ACADIA PARISH, LOUISIANA, AT A SPEED IN EXCESS OF **FIFTEEN MILES PER HOUR**, AND, PROVIDING FOR THE PENALTIES FOR THE VIOLATION THEREOF.

SECTION 1. BE IT ORDAINED by the Police Jury of Acadia Parish, Louisiana, that it shall be unlawful for any person to operate or drive a motor vehicle in excess of **fifteen miles per hour** on the following described Parish Road:

Oleander Road

SECTION 2. BE IT FURTHER ORDAINED that any person found guilty of operating or driving a motor vehicle in excess of **fifteen miles per hour** on the Parish road described above, shall be guilty of a misdemeanor, and upon conviction therefore, shall be fined not more than Fifty Dollars (\$50) or be imprisoned not more than ten (10) days or both.

SECTION 3. BE IT FURTHER ORDAINED that any laws or parts of laws in conflict are hereby repealed.

The Ordinance was offered by Mr. A. J. Broussard, and seconded by Mr. Felton Moreau, after being read and considered section by section, was adopted as a whole by the following vote:

YEAS: A. J. Broussard, Kermit Richard, John Quebodeaux, Thomas Sonnier, Cade Benoit and Felton Moreau.

NAYS: None.

ABSENT: Alton Stevenson.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

A motion was offered by Mr. Kermit Richard, seconded by Mr. Felton Moreau and carried, to change the Committee Meeting date for November 4th to November 5th and declare November 4th as a holiday due to election day and change the Regular Meeting date for November 11th to November 12th. December 24th, 26th, 31st and January 2nd are also declared holidays.

A motion was offered by Mr. Kermit Richard, seconded by Mr. Felton Moreau and carried, to declare holiday pay for September 2-4 and September 12, 2008, due to Hurricanes Gustav and Ike.

RESOLUTION

BY MESSRS: JOHN QUEBODEAUX AND THOMAS SONNIER

WHEREAS, Louisiana Constitution Art. VI § 4 provides that 20% of the total State severance tax on minerals is to be distributed to the Parish where the mineral production occurred, **and**

WHEREAS, however, the Louisiana Constitution currently places a cap on that distribution in the amount of \$850,000 annually, which cap is to increase at the rate of inflation each year, **and**

WHEREAS, the imposition of that cap has resulted in the distribution to the parishes of barely 3% of severance tax revenues, far below the 20% originally envisioned by the Louisiana Constitution, **and**

WHEREAS, the Louisiana Legislature, in the 2008 Regular Session, adopted HB 420 which proposes to amend the Louisiana Constitution to increase the cap to \$1,850,000 for fiscal year 2009/2010 and then \$2,850,000 for fiscal year 2010/2011, then to increase the cap by the rate of inflation each year thereafter, **and**

WHEREAS, this increase will bring tens of millions of dollars to Parish governments to be used for infrastructure and other purposes, **and**

WHEREAS, the proposal is set as Amendment #4 on the November 4, 2008 statewide election ballot.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 15th day of October, 2008, does hereby endorse and support the passage of Amendment #4 on the November 4, 2008 statewide election ballot.

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

YEAS: A. J. Broussard, Kermit Richard, John Quebodeaux, Thomas Sonnier, Cade Benoit and Felton Moreau.

NAYS: None.

ABSENT: Alton Stevenson.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

A motion was offered by Mr. Kermit Richard, seconded by Mr. John Quebodeaux and carried, to hold a public hearing to consider abandoning a portion of Huntington Street in Midland. Mr. Cade Benoit and Mr. Thomas Sonnier voted no.

A motion was offered by Mr. Cade Benoit, seconded by Mr. Kermit Richard, and carried, to accept the following recommendations of the Road & Bridge Committee:

1. To declare 1996 dump truck surplus and donate to the Bayou Des Cannes-Nezpique Drainage District.
2. To declare two 1996 dump trucks surplus and authorize the sale of equipment.
3. To authorize the Secretary-Treasurer and Legal Counsel to offer to purchase additional rights-of-way at the appraised value of \$1,000.00 per acre on Morrow Road.

A motion was offered by Mr. John Quebodeaux, seconded by Mr. Kermit Richard, and carried, to accept the following recommendation of the Legislative Committee:

RESOLUTION

BY MESSRS: JOHN QUEBODEAUX AND KERMIT RICHARD

WHEREAS, the Acadia Parish Police Jury wishes to conduct orderly meetings, **and**

WHEREAS, rules regarding public comment are necessary to conduct said orderly meetings.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 15th day of October, 2008, does hereby adopt the following:

1. Persons desiring to speak before the Acadia Parish Police Jury or any of its committees must notify the President or the Secretary-Treasurer that they wish to speak and on what topic in writing by filing out a comment card before the Police Jury meetings or committee meetings are brought to order.
2. The period of public comment shall be placed on the agenda immediately following the roll call and all persons complying with the public comment requirements set out herein shall be allowed to speak during this portion of the meeting.
3. The opportunity for public comment shall be limited to comments that are germane to items that are listed on the agenda or to any agenda item added during the meeting.
4. In the event there is more than one speaker with regard to any item, then the proponents shall be allowed to speak first and then the opponents shall be allowed to speak. No more than five speakers shall be allowed to make public comment with regard to any one issue or one side of any issue without the consent of the Police Jury.
5. The time for each speaker to make public comment shall be limited to three (3) minutes. The remark shall be brief and shall avoid duplication in presentation when more than one speaker is allowed to comment on the same agenda item.
6. The Police Jury, at the discretion of the President, may allow additional time for any speaker's presentation, but no one may require a speaker's comments to be limited to less than the time allotted under these rules.
7. The comment cards to be filled out will require the following information:
 - a. Name, address and telephone number of proposed speaker.
 - b. Agenda item on which they would like to speak.
 - c. Whether or not they would like to speak in support or in opposition to the item.

8. It is the responsibility of the Secretary-Treasurer or his designated employee to separate the cards according to agenda items and present them to the presiding officer prior to bringing the meeting to order.
9. The sign up period for the public comment period shall begin fifteen (15) minutes prior to the meeting time and shall end promptly at meeting time.
10. All speakers during the public comment portion of the meeting shall refrain from using discourteous or obscene language, threatening harm to any person, or making any comment which is not relevant to the discussion or the agenda item.

The above Resolution having been considered was presented to adoption by the following vote:

YEAS: A. J. Broussard, Kermit Richard, John Quebodeaux, Thomas Sonnier, Cade Benoit and Felton Moreau.

NAYS: None.

ABSENT: Alton Stevenson.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

A motion was offered by Mr. Cade Benoit, seconded by Mr. Thomas Sonnier, and carried, to accept the following recommendations of the Finance Committee:

1. To authorize the Secretary-Treasurer and Auditor Frank Bergeron to review the current fiscal agency agreement and take measures to bring the Police Jury in compliance with all applicable laws in regards to appointing a fiscal agent.
2. That the bids on the 2004 Chevrolet Malibu be rejected and authorize the Secretary-Treasurer to dispose of the surplus equipment through a licensed auction process.
3. To approve the request of the Rice Arena Board to purchase four (4) 24' fans for use at the arena.

A motion was offered by Mr. John Quebodeaux, seconded by Mr. Kermit Richard, that all bills be approved for payment for October. Motion carried.

The following resolution was offered by Mr. Kermit Richard, seconded by Mr. A. J. Broussard:

RESOLUTION

A resolution authorizing the President to execute an Agreement with the Louisiana Department of Transportation and Development (LA DOTD) for improvements at the LeGros Memorial Airport.

WHEREAS, Act 451 of the 1989 Regular Session of the Louisiana Legislature authorized the financing of certain airport improvements from funds appropriated from the Transportation Trust Fund, **and**

WHEREAS, the Acadia Parish Police Jury has requested funding assistance from the LA DOTD for topographic survey and drainage analysis of airfield, **and**

WHEREAS, the stated project has been approved by the Louisiana Legislature and the LA DOTD is agreeable to the implementation of this project and desires to cooperate with the Acadia Parish Police Jury according to the terms and conditions identified in the attached Agreement.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 15th day of October, 2008, does hereby authorize the President to execute an Agreement for the project identified as AIP No. 3-22-0013-007-2008 and SPN 901-02-0014, more fully identified in the Agreement attached hereto.

This resolution shall be in full force and effect from and after its adoption.

YEAS: A. J. Broussard, Kermit Richard, John Quebodeaux, Thomas Sonnier, Cade Benoit and Felton Moreau.

NAYS: None.

ABSENT: Alton Stevenson.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

RESOLUTION

BY MESSRS: FELTON MOREAU AND KERMIT RICHARD

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 15th day of October, 2008, does hereby appoint MR. DWIGHT HEBERT to Acadia Fire Protection District #7 to fill the unexpired term of Mr. Erik Mire.

ADOPTED: OCTOBER 15, 2008

ATTEST:

/s/ Terry L. Lacombe
TERRY L. LACOMBE
SECRETARY-TREASURER

/s/ A. J. Credeur
A. J. CREDEUR
PRESIDENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE MEETING, THE MOTION WAS OFFERED DULY SECONDED, THAT THE MEETING ADJOURN UNTIL THE NEXT REGULARLY SCHEDULED MEETING OF NOVEMBER 12, 2008, AT THE HOUR OF 6:30 P.M.

SECRETARY-TREASURER

PRESIDENT