

CROWLEY, LOUISIANA

MAY 11, 2010

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
KERMIT RICHARD
THOMAS SONNIER
ALTON STEVENSON

ABSENT: JOHN QUEBODEAUX

A motion was offered by Mr. Kermit Richard, seconded by Mr. Cade Benoit, to revise the agenda and add an item to review proposals and award contract to repair Charlie Arceneaux Bridge. The motion carried unanimously.

A motion was offered by Mr. Cade Benoit, seconded by Mr. Alton Stevenson and carried, to dispense with the reading of the Minutes of the regular meeting held April 13, 2010.

RESOLUTION

BY MESSRS: CADE BENOIT AND KERMIT RICHARD

WHEREAS, proposals were received by the Acadia Parish Police Jury for bridge repairs on Charlie Arceneaux Road Crossing, **and**

WHEREAS, two proposals were submitted:

<u>BIDDER</u>	<u>BID</u>
E. B. Feucht & Sons, Inc.	\$118,500.00
Guinn Brothers, Inc.	\$198,053.00

WHEREAS, it is in the best interest of the Police Jury to award the contract to the low bid submitted by E. B. Feucht & Sons, Inc.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 11th day of May, 2010, does hereby award the contract for repairs on Charlie Arceneaux Road to E. B. Feucht & Sons, Inc. in the amount of One Hundred Eighteen Thousand Five Hundred dollars (\$118,500.00) and further authorizes the President to sign any and all documents in conjunction with this project.

ADOPTED: MAY 11, 2010

ATTEST:

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

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

RESOLUTION

BY MESSRS: KERMIT RICHARD AND FELTON MOREAU

A "RESOLUTION OF CONCERN" REGARDING THE SHIFTING OF PUBLIC SERVICES FROM FEDERAL AND STATE AGENCIES TO PUBLIC LIBRARIES WITH NO COMPENSATION FOR THE ADDED SPACE, STAFF, TECHNOLOGY, AND TRAINING NEEDED FOR LIBRARIES TO MEET THE NEEDS OF FEDERAL AND STATE AGENCY CLIENTS.

WHEREAS, Louisiana's public libraries have a long and proud heritage of service in providing information, education, and recreation to all, **and**

WHEREAS, Federal Government agencies such as Internal Revenue, Census Bureau, and Health and Human Services are shifting responsibilities to local libraries to provide online client access points, **and**

WHEREAS, State agencies such as the Louisiana Department of Revenue, Department of Motor Vehicles, Louisiana Workforce Commission, Division of Motor Vehicles, and Department of Social Services are recommending public libraries as client access points for agency services, **and**

WHEREAS, public libraries will continue to be asked to serve clients from these and other agencies which will be further reducing their own overhead, **and**

WHEREAS, no compensation has been offered to public libraries to help meet the demand for addition space, additional computers, Internet access, additional bandwidth, additional training, or additional staff to help meet the needs of Federal and State agency clients, **and**

WHEREAS, the State of Louisiana has repeatedly reduced the budget of the State Library of Louisiana, resulting in public libraries shouldering additional costs for administrative and staff training, Internet access, and research databases, **and**

WHEREAS, this shift in the delivery of Federal and State government services to local public libraries is changing the traditional model of public library service and forcing the burden of providing Federal and State services upon the local taxpayers through support of their local libraries, **and**

WHEREAS, libraries do not have the space, staff, technological resources, or specialized training to deliver these services *in addition to the traditional library services that are expected by local taxpayers.*

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 11th day of May, 2010, does hereby register their concerns and respectfully requests that Federal and State government agencies refrain from shifting their responsibilities for serving their clients to public libraries until such time as they can also provide additional library funding to cover the costs of additional staff, space, training, computers, printers and supplies, Internet access, and increased bandwidth to help libraries provide these additional services.

BE IT FURTHER RESOLVED that the budget of the State Library of Louisiana be restored by \$2,946,634.00 for fiscal year 2010-2011 in order to adequately provide for the needs of State government as well as the continued provision of services to the people of the State through their public libraries.

ADOPTED: MAY 11, 2010

ATTEST:

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

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

RESOLUTION

BY MESSRS: FELTON MOREAU AND THOMAS SONNIER

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 11th day of May, 2010, does hereby appoint MS. CHARLOTTE MILLER to the Acadia Parish Convention & Visitors Commission as Member-At-Large for two years effective May, 2010.

ADOPTED: MAY 11, 2010

ATTEST:

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

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

RESOLUTION

BY MESSRS: ALTON STEVENSON AND A. J. BROUSSARD

WHEREAS, proposals were received by the Acadia Parish Police Jury for the Removal of Siltation from Surface Impoundment at the Acadia Parish Sanitary Landfill, **and**

WHEREAS, four proposals were submitted:

BIDDER

Le Talley Ho Construction Co., Inc.
Cecil Perry Improvements, LLC
Heinen and Son, Inc.
Wilco Industrial Services, LLC

BID

\$ 60,750.00
\$176,825.00
\$187,582.00
\$363,180.00

WHEREAS, it is in the best interest of the Police Jury to award the contract to the low bid submitted by Le Talley Ho Construction Co., Inc.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 11th day of May, 2010, does hereby award the contract for the Removal of Siltation from Surface Impoundment at the Acadia Parish Sanitary Landfill to Le Talley Ho Construction Co., Inc. in the amount of Sixty Thousand Seven Hundred Fifty dollars (\$60,750.00) and further authorizes the President to sign any and all documents in conjunction with this project.

ADOPTED: MAY 11, 2010

ATTEST:

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

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

President Credeur advised the Jurors that a recently completed service unit count completed by Police Jury employees and IESI employees indicated that there were 26,093 service units in the Parish. He further explained that if the original contract count of 24,550 units was added to the number of building permits issued by the Police Jury and the municipalities during the past few years the number of units would be over 26,000. Therefore in the spirit of cooperation IESI has offered compromise on 25,550 with the base established at 24,550 units as originally provided in the contract. The contract service unit count is to be adjusted annually based upon the number of permits issued for eligible service units by the Police Jury and the municipalities.

A motion was offered by Mr. Felton Moreau, seconded by Mr. Kermit Richard and carried, that the IESI service unit house count of 25,550 units be approved on the basis described above, effective March 1, 2010.

ORDINANCE # 991

AN ORDINANCE MAKING IT UNLAWFUL FOR ANY PERSON TO OPERATE OR DRIVE A MOTOR VEHICLE UPON MICHAEL DRIVE IN ACADIA PARISH, LOUISIANA, AT A SPEED IN EXCESS OF **TWENTY-FIVE 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 **twenty-five miles per hour** on the following described Parish Road:

Michael Drive

SECTION 2. BE IT FURTHER ORDAINED that any person found guilty of operating or driving a motor vehicle in excess of **twenty-five 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. Cade Benoit, and seconded by Mr. Felton Moreau, after being read and considered section by section, was adopted as a whole by the following vote:

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

NAYS: None.

ABSENT: John Quebodeaux.

ADOPTED: MAY 11, 2010

ATTEST:

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

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

ORDINANCE # 992

AN ORDINANCE MAKING IT UNLAWFUL FOR ANY PERSON TO OPERATE OR DRIVE A MOTOR VEHICLE UPON POST ROAD IN ACADIA PARISH, LOUISIANA, AT A SPEED IN EXCESS OF **TWENTY-FIVE 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 **twenty-five miles per hour** on the following described Parish Road:

Post Road

SECTION 2. BE IT FURTHER ORDAINED that any person found guilty of operating or driving a motor vehicle in excess of **twenty-five 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. Felton Moreau, and seconded by Mr. Kermit Richard, after being read and considered section by section, was adopted as a whole by the following vote:

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

NAYS: None.

ABSENT: John Quebodeaux.

ADOPTED: MAY 11, 2010

ATTEST:

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

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

The Legislative Committee of the Acadia Parish Police Jury recommended that the Police Jury make changes to the Occupational License Ordinance as proposed by the Parish Attorney. Therefore the following amendment was approved:

ORDINANCE # 993

AN ORDINANCE MAKING THE PRESENTATION OF A TAX CLEARANCE CERTIFICATE FROM THE SALES TAX AUTHORITY OF THE PARISH MANDATORY BEFORE FINAL ISSUANCE ON ALL OCCUPATIONAL LICENCES

BE IT ORDAINED by the Acadia Parish Police Jury duly convened on this the 11th day of May, 2010, that all persons pursuing and conducting any business, trade, calling, profession, or vocation, within the limits of the Parish of Acadia, subject to license under the Louisiana Constitution and laws of this state shall, prior to obtaining final issuance of the required occupational license from the Parish of Acadia, first present proper certification from the Acadia Parish School Board Office of Taxation, proof of payment, or registration with the Sales Tax office of the Acadia Parish School Board.

The Ordinance was offered by Mr. Kermit Richard, and seconded by Mr. Thomas Sonnier, after being read and considered section by section, was adopted as a whole by the following vote:

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

NAYS: None.

ABSENT: None.

ADOPTED: MAY 11, 2010

ATTEST:

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

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

The Legislative Committee of the Acadia Parish Police Jury recommended that the Police Jury make changes to the Animal Control Ordinance as presented by the Parish Attorney and Parish Animal Control Officer, Mr. Tommy Primeaux, along the lines of the Calcasieu Parish Ordinance.

ORDINANCE # 994

To be supplied by the Parish Attorney.

The Legislative Committee of the Acadia Parish Police Jury authorized the Parish Attorney to prepare a draft ordinance regarding the payment of medical bills by inmates at the Parish Jail.

A motion was offered by Mr. Alton Stevenson, seconded by Mr. Kermit Richard and carried, that the Police Jury introduce the proposed Ordinance regarding reimbursement of medical and dental expenses by Parish Inmates pursuant to the authority of LSA RS 15:705 ET SEQ and that a Public Hearing be called regarding said Ordinance.

ORDINANCE #

AN ORDINANCE FOR REIMBURSEMENT OF MEDICAL AND DENTAL EXPENSES BY PARISH INMATES PURSUANT TO AUTHORITY OF LSA RS 15:705 ET SEQ

SECTION 1. Definitions.

The following words, terms, and phrases, when used in this section shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Book balance means what an inmate's actual balance less what is owed for medical and dental expenses.

Drawing account means any account under the control of the correctional facility from which an inmate may withdraw funds.

Inmate means any person confined to a parish correctional facility including inmates sentenced to the department of public safety and corrections who are in the custody of the sheriff.

SECTION 2. Authority for withdrawal from drawing account.

In compliance with and under the authority of R.S. 15:705, the administrator of any correctional facility of the parish shall withdraw from an inmate's drawing account reimbursement for the inmate's medical and dental expenses, and shall reimburse such funds to the police jury and sheriff's department.

SECTION 3. Precedence of withdrawals.

Except as provided for in section 4 of this article, reimbursements for medical and dental expenses shall be made prior to any other withdrawal from and inmate's drawing account.

SECTION 4. Exceptions.

This section shall not prohibit the withdrawal of funds for the purpose of payments under the Crime Victims Reparations Act (R.S. 46:1801 et seq.), court costs as authorized by law and other withdrawals specifically authorized by the sheriff, in that order.

SECTION 5. Establishment of rules for collection and freezing assets.

The Acadia Parish Police Jury shall establish written rules for the collection of medical and dental expenses and for freezing assets in an inmate's drawing account and prohibiting withdrawals from such account until the expenses are paid. The drawing account may be frozen regardless of the sources of the assets contained in such account.

SECTION 6. Conditions.

The medical and dental reimbursement shall be conditioned upon the following:

- (1) The initial medical evaluation upon entry into the correctional facility shall be made at no charge to the inmate;
- (2) Inmates shall be informed of the reimbursement requirement at the time of request for medical or dental services is made;
- (3) No inmate shall be refused medical or dental treatment for lack of funds;
- (4) At booking, inmate shall sign agreement/contract to file any and all claims for payment of medical/dental expenses for reimbursement to the Acadia Parish Police Jury. This agreement will also include authorization for release of medical records by attaching standard HIPPA form being used at the time of booking.

SECTION 7. Reimbursement schedule.

The amount of reimbursement shall be according to the following schedule:

- (1) Per sick call visit for medical services...Actual costs
- (2) Per sick call for dental services...\$15.00
- (3) Per prescription...\$5.00
- (4) Initial screening by nurse upon entry...No charge
- (5) Sick call evaluation by nurse...\$5.00
- (6) After hours sick call for nurse...Actual cost
- (7) Follow-up evaluation by nurse...No charge
- (8) Jail MD evaluation...\$54.00
- (9) Dental evaluation...\$15.00
- (10) Psychiatric evaluation...\$15.00
- (11) UMC clinic...\$20.00
- (12) Health unit evaluation...\$6.00
- (13) Prescription medication...Actual cost
- (14) Over-the-counter medication...Actual cost
- (15) Medical supplies...Actual cost
- (16) Hospital service...Actual cost
- (17) Ambulance service...Actual cost

SECTION 8. Liability of discharged or transferred inmates.

Any inmate who is discharged or transferred to another facility shall remain liable for any reimbursement authorized by La. R.S. 15:705(C).

SECTION 9. Insufficient funds.

If, at any time, an inmate's drawing account book balance does not have sufficient funds to reimburse the costs of medical or dental services, the account shall carry a balance of not less than five dollars (\$5.00) until such time as funds are deposited into the account. When funds become available, the medical and dental reimbursement shall be immediately deducted from the account. The inmate's drawing account shall not be reduced below five dollars (\$5.00)

SECTION 10. Inmates returned to correction facility after being discharged with negative balance.

If an inmate is discharged with a negative balance in the drawing account due to unpaid medical or dental reimbursement and the inmate is subsequently returned to any parish correctional facility, the unpaid balance shall immediately be collected from the new drawing account established upon entry to the correctional facility in accordance with provisions outlined in this section.

SECTION 11. Inmates with private or public coverage.

Any inmate who is covered by a private medical or health care insurer or any public medical assistance program shall file a claim for the payment or reimbursement of any medical treatment provided while he is an inmate in any parish correctional facility.

SECTION 12. Assets owned by prisoners.

Any asset owned by inmates may be attached for payment of medical and dental expenses.

SECTION 13. Probation.

The amount of money to be reimbursed to the parish government, the sheriff, or the clerk of court, for costs and/or expenses, may be ordered, at the discretion of the court, to be paid by defendant as a condition of probation pursuant to the conditions specified La. C.Cr.P. Art. 895.1.

SECTION 14. Inmates held responsible for costs.

All inmates shall be held responsible for costs incurred including but not limited to the following:

- (1) Sheets
- (2) Pillows
- (3) Pillow cases
- (4) Soap
- (5) Blankets
- (6) Razors
- (7) Uniforms

The Ordinance was offered by _____, and seconded by _____, after being read and considered section by section, was adopted as a whole by the following vote:

YEAS:

NAYS:

ABSENT:

ADOPTED:

ATTEST:

TERRY L. LACOMBE
SECRETARY-TREASURER

A.J. CREDEUR
PRESIDENT

A motion was offered by Mr. Kermit Richard, seconded by Mr. Thomas Sonnier and carried, that the Police Jury accept the recommendation of the Road and Bridge Committee authorizing Mr. Ryan Fuselier with C. H. Fenstermaker to request an extension of time on the project known as the Fabacher Road Bridge Project.

A motion was offered by Mr. Kermit Richard, seconded by Mr. Thomas Sonnier and carried, that the Police Jury accept the recommendation of the Road and Bridge Committee that the Police Jury accept the Chip Seal priority listing as proposed by the Parish Road Manager and to add Hanks Pond Road to the round one list.

A motion was offered by Mr. Cade Benoit, seconded by Mr. Kermit Richard and carried, that the Police Jury accept the recommendation of the Road and Bridge Committee that the Police Jury accept the request of Spectra Energy regarding the hardsurfacing of Charles Houssiere & Arthur Latrell Roads and further recommends that the Parish Attorney draw up the necessary paperwork for this project and that Aucoin & Associates draw up the necessary plans and specifications and receive proposals for the hardsurfacing of these two roads.

A motion was offered by Mr. Cade Benoit, seconded by Mr. Kermit Richard and carried, that the Police Jury accept the recommendation of the Road and Bridge Committee that the Police Jury accept the proposal of Affordable Structures of Acadiana LLC in the amount of \$42,916.00 for a building to house overlay equipment.

A motion was offered by Mr. Felton Moreau, seconded by Mr. Kermit Richard and carried, to accept the recommendation of the Solid Waste Committee to authorize Mader Engineering to prepare plans and specifications and receive proposals for the excavation of Phase III Liner Cell at the Acadia Parish Landfill.

A motion was offered by Mr. Felton Moreau, seconded by Mr. A. J. Broussard and carried, to accept the recommendation of the Solid Waste Committee to approve the request of IESI for a 2.3% CPI increase effective March 1, 2010.

A motion was offered by Mr. Felton Moreau, seconded by Mr. A. J. Broussard and carried, to accept the recommendation of the Solid Waste Committee to authorize the Solid Waste Department to develop proposals for equipment and materials to be used for Alternative Daily Cover at the Acadia Parish Landfill.

RESOLUTION

BY MESSRS: CADE BENOIT AND THOMAS SONNIER

WHEREAS, the Parish of Acadia has been afforded the opportunity to participate in the Louisiana Community Development Block Grant (LCDBG) Disaster Recovery Program administered by the Louisiana Office of Community Development Disaster Recovery Unit, **and**

WHEREAS, it is necessary under the program regulations to authorize certain actions and individuals to perform certain designated functions by the State of Louisiana, **and**

WHEREAS, the project to be applied for under the LCDBG Disaster Recovery Program will require the procurement of administrative consultant services for improvement projects in Acadia Parish, **and**

WHEREAS, the procurement process requires a selection committee to be designated to review and recommend to the Acadia Parish Police Jury the professional firm most qualified to perform the duties as required, **and**

WHEREAS, the appointed Selection Committee reviewed and rated all administrative consultant proposals as per the adopted point system criteria and recommended Frye·Magee and Associates as the selected professional firm.

NOW, THEREFORE, BE IT RESOLVED that the Acadia Parish Police Jury, as legal recipient of the LCDBG Disaster Recovery Program funds, does hereby appoint the following firm, Frye·Magee and Associates, as the LCDBG Disaster Recovery Program Administrative Consulting Firm for the improvement projects in Acadia Parish.

ADOPTED: MAY 11, 2010

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, that the Police Jury accept the following recommendation of the Finance Committee authorizing the President to sign an Intergovernmental Agreement with the City of Crowley for the purchase of surplus radios at a cost of \$250.00 each.

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 JUNE 8, 2010, AT THE HOUR OF 6:30 P.M.

SECRETARY-TREASURER

PRESIDENT