

CROWLEY, LOUISIANA

JULY 8, 2014

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, David Savoy, 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:

A J BROUSSARD
JULIE BORILL
JIMMIE PELLERIN
A. J. CREDEUR
DAVID SAVOY
ROBERT GUIDRY

ABSENT: ALTON STEVENSON
DALE TRAHAN

A motion was offered by Mr. Robert Guidry, seconded by Mrs. Julie Borill and carried, to add an item to the agenda to accept the low bid for the asbestos testing on house located at 321 Toby Loop, Eunice, LA contingent upon FEMA approval.

Juror Julie Borill stated that the fire approval rating for Fire Protection District #5 went from a 10 to a 6 and thanked everyone who made it possible.

Juror A. J. Broussard stated that if anyone has an issue regarding solid waste collection to contact the Acadia Parish Sanitary Landfill not Progressive Waste.

Mr. Charles King stated that the proposed changes to the Solid Waste Ordinance #572 would include definitions of different types of solid waste, clarify who can use landfill for solid waste disposal, and the procedures for doing so.

A motion was offered by Mr. Jimmie Pellerin, seconded by Mrs. Julie Borill and carried, to dispense with the reading of the Minutes of the June 10, 2014 Regular Meeting and approve them as written.

Mr. John Istre with Broussard, Poche, Lewis & Breaux presented the results of the 2013 Audit.

Discussion was held regarding the proposed changes to Solid Waste Ordinance #572.

Mr. Brad Andrus, Parish Attorney, stated that he had performed preliminary research but was awaiting full transcript of Court of Appeals, 3rd Circuit, Police Jury Vs. Acadia Parish Vs. All Taxpayers before he could proceed with forming an opinion.

No action was taken.

A motion was offered by Mrs. Julie Borill, seconded by Mr. Robert Guidry and carried, to introduce the following ordinance regarding the merging of precincts and authorize the calling of a public hearing to receive comments:

ORDINANCE

AN ORDINANCE TO AMEND THE ACADIA PARISH CODE OF ORDINANCES.

WHEREAS, all of the redistricting has been completed and approved for all entities within Acadia Parish, and:

WHEREAS, the Acadia Parish Police Jury has the authority to change the configuration, boundaries, or designation of an election precinct under R.S. 18:532.1.A., and:

WHEREAS, beginning on January 1st of the third year after the decennial census is released it is then necessary to canvass all precincts in the Parish and identify any precincts that have three hundred (300) or fewer active voters, and:

WHEREAS, Under R.S. 18:532.B.(4)(a) the Acadia Parish Police Jury must merge or consolidate all precincts that have three hundred (300) or fewer active voters, and:

WHEREAS, as required by state statute precinct surveys were conducted that identified those precincts which met the technical requirements of R.S. 18:532.B.(4)(a) *et seq.* for merging or for those precincts that did not meet the criteria for merging were reviewed for consolidation with another appropriate polling location and those surveys were submitted to the appropriate State entities including the Secretary of the Senate, the Clerk of the House of Representatives, and the Louisiana Secretary of State, and:

WHEREAS, the State has approved precincts that are listed in the following section as approved for merging or consolidating of polling locations, and:

WHEREAS, the Acadia Parish Police Jury has the final authority whether to merge or consolidate the State-approved precinct mergers and consolidations, and:

WHEREAS, the Acadia Parish Police Jury recognizes that under RS 18:532.1 *et seq.*, for any State-approved precinct mergers or consolidations they do not wish to implement they have the authority not to do so but the Acadia Parish Policy Jury shall bear all election costs associated with the exercise of that authority as provided in R.S. 18:1400.7:

NOW, THEREFORE BE IT RESOLVED by the Acadia Parish Police Jury, in regular session assembled, that the following precincts are amended in their descriptions or their polling locations consolidated and the changes described in the attached EXHIBIT A:

SECTION I: PRECINCT MERGERS

The following precincts shall be merged as follows:

- (A.) **Ward 2, Precinct 4A merges with Ward 2, Precinct 2.**
New Precinct Designation: Ward 2, Precinct 2.
Polling location changing from Mowata Catholic Church to Cramer Dryers.
- (B.) **Ward 4, Precinct 3 merges into Ward 2, Precinct 5.**
New Precinct Designation: Ward 2, Precinct 5.
Polling location remains unchanged.
- (C.) **Ward 4, Precinct 5A merges into Ward 4, Precinct 4.**
New Precinct Designation: Ward 4, Precinct 4.
Polling location changes from Evangeline Elementary School to Egan Elementary School.
- (D.) **Ward 5, Precinct 1B merges into Ward 5, Precinct 3.**
New Precinct Designation: Ward 5, Precinct 3.
Polling location changes from Mermentau Town Hall to Morse Elementary School.
- (E.) **Ward 5, Precinct 2B merges into Ward 5, Precinct 5.**
New Precinct Designation: Ward 5, Precinct 5.
Polling location changes from Esterwood Town Hall to Midland Catholic Church Hall.
- (F.) **Ward 6, Precinct 13A merges into Ward 6, Precinct 1.**
New Precinct Designation: Ward 6, Precinct 1.

Polling location changes from School Board Media Center to North Crowley Middle School.

(G.) **Ward 6, Precinct 5 and Ward 6, Precinct 12A merges into Ward 6, Precinct 4.**

New Precinct Designation: Ward 6, Precinct 4

Polling location for Ward 6, Precinct 5 remains unchanged.

Polling location for Ward 6, Precinct 12A changes from School Board Media Center to St. Michael Catholic Church Hall.

SECTION II- PRECINCT CONSOLIDATIONS

No changes.

A motion was offered by Mr. A. J. Broussard, seconded by Mr. Robert Guidry and carried, to authorize the Acadia Parish Police Jury to accept liability for medical expenses accrued by inmates while participating in the Inmate Work Program and instruct the Secretary-Treasurer to monitor these expenses monthly.

RESOLUTION

BY MR. A. J. CREDEUR AND MRS. JULIE BORILL

BE IT RESOLVED, that the following millage(s) are hereby levied on the 2014 tax roll on all property subject to taxation by the Acadia Parish Police Jury:

	<u>MILLAGE</u>
Exempted Municipalities	2.12 Mills
General Alimony	4.25 Mills
Health Unit Maintenance	2.12 Mills
Road & Bridges Maintenance	3.18 Mills
Library Maintenance	4.25 Mills
Cooperative Extension Maintenance	2.12 Mills
Senior Citizen Programs Maintenance	1.50 Mills

BE IT FURTHER RESOLVED that the proper administrative officials of the Parish of Acadia, State of Louisiana, be and they are hereby empowered, authorized and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2014, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

The foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: A. J. Broussard, Julie Borill, Jimmie Pellerin, A. J. Credeur, and Robert Guidry.

NAYS: None.

ABSENT: Alton Stevenson and Dale Trahan.

ABSTAINED: None.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

A motion was offered by Mrs. Julie Borill, seconded by Mr. Robert Guidry and carried, a to accept the low bid of ACSI in the amount of \$950.00 for the asbestos testing on house located at 321 Toby Loop, Eunice, LA contingent upon FEMA approval.

A motion was offered by Mr. Robert Guidry, seconded by Mr. A. J. Broussard and carried, to authorize the calling of a public hearing to receive comments on proposed pipeline to be constructed by Regency from Dubberly, Louisiana to the Crosstex Facility located in Acadia Parish, LA.

RESOLUTION

BY MESSRS: A. J. CREDEUR AND JIMMIE PELLERIN

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 8th day of July, 2014, does hereby empower, authorize & direct the President to execute Partial Payment Request No. 1 to Central Electric of Monroe for the Waterline Extension to Coon Richard Subdivision Project in the amount of Thirty-Five Thousand Four Hundred Seventy-Five and 44/100 (\$35,475.44) Dollars.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

RESOLUTION

BY MRS. JULIE BORILL AND MR. A. J. BROUSSARD

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 8th day of July, 2014, does hereby empower, authorize & direct the President to execute Partial Payment Request No. 1 to Bihm Construction, Inc. for the Waterline Extension to Coon Richard Subdivision Project in the amount of Thirty-Five Thousand Four Hundred Seventy-Five and 44/100 (\$35,475.44) Dollars.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

RESOLUTION

BY MRS. JULIE BORILL AND MR. A. J. BROUSSARD

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 8th day of July, 2014, does hereby empower, authorize & direct the President to execute Change Order #1 to Bihm Construction, Inc. for the Waterline Extension to Coon Richard Subdivision Project in the amount of Four Thousand One Hundred Fifty-Nine and 59/100 (\$4,159.59) Dollars to be deducted from the total contract price.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

RESOLUTION OF ACCEPTANCE

The following resolution was offered by Mrs. Julie Borill, duly seconded by Mr. A. J. Broussard, and duly resolved and adopted on July 8, 2014.

A resolution authorizing and directing the President to execute for and on behalf of the Acadia Parish Police Jury, an Act of Acceptance for Bihm Construction, Inc., Contractor, pertaining to the substantial completion of the contract, Waterline Extension to Coon Richard Subdivision Project, in accordance with the plans and specifications contained in the contract documents pertaining thereto.

WHEREAS, a final inspection on the above referenced project was performed and was found to be in conformance with plans and specifications except for the items listed on the attached punch list, **and**

WHEREAS, Bihm Construction, Inc., as Contractor, has substantially completed the Waterline Extension to Coon Richard Subdivision Project, in accordance with the plans and specifications contained in the contract documents pertaining thereto; and

WHEREAS, the Acadia Parish Police Jury desires to accept the completed work;

NOW, THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury that the President of said Acadia Parish Police Jury be, and is hereby empowered, authorized and directed to execute an Act of Acceptance for and on behalf of the Acadia Parish Police Jury 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.

YEAS: A. J. Broussard, Julie Borill, Jimmie Pellerin, A. J. Credeur, and Robert Guidry.

NAYS: None.

ABSENT: Alton Stevenson and Dale Trahan.

ABSTAINED: None.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

RESOLUTION

BY MESSRS: A. J. CREDEUR AND A. J. BROUSSARD

WHEREAS, the Acadia Parish Police Jury entered into an agreement with D & J Enterprises, Inc for Vegetative and C & D Removal on August 3, 2004 for a period of one (1) year with the unilateral option of renewing the contract on a yearly basis.

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 8th day of July, 2014, does hereby authorize the President to execute a Contract Modification Agreement with D & J Enterprises, Inc. to extend the contract for Vegetative and C & D Removal for a period of one (1) year to begin on August 3, 2014 and end August 2, 2015.

BE IT FURTHER RESOLVED that the President be authorized to sign any documents in conjunction with this agreement.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

Juror A. J. Broussard expressed concern regarding flooding issues in the area where Gents Cove Subdivision is to be located. He stated that it was in a Zone X Flood Zone which is a preferred risk zone.

A motion was offered by Mr. Robert Guidry, seconded by Mr. A. J. Credeur and carried, to accept the preliminary/final plat of Gents Cove Subdivision.

RESOLUTION

BY MR. ROBERT GUIDRY AND MRS. JULIE BORILL

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 8th day of July, 2014, does hereby re-appoint Mr. James Lacasse to the Iota Fire Protection District for a term of two years effective July, 2014.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

RESOLUTION

BY MR. ROBERT GUIDRY AND MRS. JULIE BORILL

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 8th day of July, 2014, does hereby re-appoint Mr. Conrad Meyers and Mr. Darryl Zaunbrecher to the Second Ward Gravity Drainage District #2 for a term of four years effective July, 2014.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

RESOLUTION

BY MRS. JULIE BORILL AND MR. A. J. BROUSSARD

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 8th day of July, 2014, does hereby appoint Ms. Heather Harper to the Acadia Parish Communications District to fill the unexpired term of Mr. Terry Osborne effective July, 2014 and ending December, 2015.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

A motion was offered by Mr. A. J. Credeur, seconded by Mr. Jimmie Pellerin and carried, to accept the recommendation of the Building and Grounds Committee that the Police Jury introduce the following ordinance renewing the franchise with Atmos Energy and authorize the calling of a public hearing to receive comments:

ORDINANCE

AN ORDINANCE GRANTING TO ATMOS ENERGY CORPORATION (A LOUISIANA CORPORATION DOMICILED AT LAFAYETTE, LA) ITS SUCCESSORS AND ASSIGNS, A FRANCHISE FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF GAS MAINS AND GAS PIPES AND OTHER EQUIPMENT AND APPURTENANCES IN CONNECTION THEREWITH, IN, OVER, ALONG AND UNDER PUBLIC ROADS, STREETS, ALLEYS, HIGHWAYS, THOROUGHFARES AND PUBLIC AREAS OF THE PARISH OF ACADIA, LOUISIANA, AS ARE NOT WITHIN THE LIMITS OF ANY INCORPORATED MUNICIPALITY AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

SECTION 1. BE IT ORDAINED BY THE ACADIA PARISH POLICE JURY that there be and is hereby granted to ATMOS ENERGY CORPORATION, its successors and assigns (herein called "Grantee") a franchise consenting to and authorizing Grantee's use of such of the public roads, streets, alleys, highways, thoroughfares and public areas in this Parish as are not located within the limits of any incorporated municipality, but including streets, alleys and public grounds of unincorporated towns and villages, for the purpose of installing, maintaining, operating, extending, renewing, repairing and removing gas mains, gas pipes and other equipment and appurtenances employed to furnish gas service to individuals and the public for a term of twenty-five (25) years from this date.

SECTION 2. BE IT FURTHER ORDAINED that this franchise shall never be construed as exclusive or as conferring rights of privileges within the present boundaries of presently existing incorporated municipalities and that the rights herein conferred shall not be exercised in, over or upon thoroughfares or right-of-ways now officially included within the State highway system without the consent of the proper State authorities.

SECTION 3. BE IT FURTHER ORDAINED that all such gas mains, pipes, equipment and appurtenances shall be installed so as to interfere as little as possible with traffic, and all openings in any public thoroughfare shall be closed and the thoroughfare restored promptly to its former condition of usefulness.

SECTION 4. BE IT FURTHER ORDAINED that Grantee shall reimburse the Acadia Parish Police Jury for all damage sustained by it by reason of this franchise, and if Grantee shall fail to complete any restoration work promptly or in a work-manlike manner, the Acadia Parish Police Jury and its officers shall have the right to do such work at Grantee's expense, and Grantee shall reimburse the Acadia Parish Police Jury forthwith for all reasonable costs so incurred.

SECTION 5. BE IT FURTHER ORDAINED that all gas mains, pipes, equipment and appurtenances installed by Grantee on Acadia Parish Police Jury right-of-ways will be moved or relocated by Grantee at no cost to Grantor when requested by the Acadia Parish Police Jury to facilitate any work being constricted with Acadia Parish Police Jury funds and performed by the Acadia Parish Police Jury.

SECTION 6. BE IT FURTHER ORDAINED that all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 7. BE IT FURTHER ORDAINED that Grantee will install all pipelines in conformance with specification included in Grantor's permit ordinance, including furnishing Grantor's parish engineer "As Built" drawing, showing horizontal and vertical locations and/or depths, piping sizes, type piping materials, value locations, design and operating pressure, and any other relative information needed or requested by parish engineer.

A motion was offered by Mr. Robert Guidry, seconded by Mrs. Julie Borill and carried, to accept the recommendation of the Building and Grounds Committee to proceed with the selling of adjudicated property located on Fournerat Road and to instruct that an appraisal is needed.

RESOLUTION

BY MESSRS: JIMMIE PELLERIN AND A. J. CREDEUR

WHEREAS, the Acadia Parish Police Jury entered into an Emergency Aerial Mosquito Control Service Agreement with Clarke Environmental Mosquito Management, Inc. on July 19, 2012 for the aerial application of insecticides, **and**

WHEREAS, the cost of aerial application of insecticides has increased and Clarke Environmental Mosquito Management, Inc. have requested that the Police Jury accept the increased cost.

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 8th day of July, 2014, does hereby approve the increased cost of aerial application of insecticides and authorize the President to execute a Contract with Clarke Environmental Mosquito Management, Inc. for the aerial application of insecticides for a period of one (1) year.

BE IT FURTHER RESOLVED does hereby authorize the President to sign any and all documents in conjunction with this contract.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

A motion was offered by Mr. A. J. Broussard, seconded by Mr. A. J. Credeur and carried, to accept the recommendation of the Legislative Committee that the Police Jury appoint the Parish President or his designee to the Acadiana Criminalistics Laboratory Task Force.

A motion was offered by Mrs. Julie Borill, seconded by Mr. A. J. Credeur and carried, to accept the recommendation of the Finance Committee that the Police Jury revise the bid sheet for lubricants to specify no reconditioned oil accepted and that API specifications are met for each lubricant and to authorize the advertisement of bids for lubricants.

A motion was offered by Mr. A. J. Broussard, seconded by Mrs. Julie Borill and carried, to accept the recommendation of the Finance Committee that the Police Jury declare Unit SW1, 2000 Ford F150 as surplus and authorize sale thereof.

RESOLUTION OF ACCEPTANCE

The following resolution was offered by Mr. Robert Guidry, duly seconded by Mrs. Julie Borill, and duly resolved and adopted on July 8, 2014.

A resolution authorizing and directing the President to execute for and on behalf of the Acadia Parish Police Jury, an Act of Acceptance for Pavement Maintenance Unlimited, LLC, Contractor, pertaining to the substantial completion of the contract, Clean and Reseal Pavement Joints, in accordance with the plans and specifications contained in the contract documents pertaining thereto.

WHEREAS, a final inspection on the above referenced project was performed and was found to be in conformance with plans and specifications except for the items listed on the attached punch list, **and**

WHEREAS, Pavement Maintenance Unlimited, LLC, as Contractor, has substantially completed the Clean and Reseal Pavement Joints Project, in accordance with the plans and specifications contained in the contract documents pertaining thereto; and

WHEREAS, the Acadia Parish Police Jury desires to accept the completed work;

NOW, THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury that the President of said Acadia Parish Police Jury be, and is hereby empowered, authorized and directed to execute an Act of Acceptance for and on behalf of the Acadia Parish Police Jury 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.

YEAS: A. J. Broussard, Julie Borill, Jimmie Pellerin, A. J. Credeur, and Robert Guidry.

NAYS: None.

ABSENT: Alton Stevenson and Dale Trahan.

ABSTAINED: None.

ADOPTED: JULY 8, 2014

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ David Savoy
DAVID SAVOY
PRESIDENT

The Secretary-Treasurer presented the monthly financial report.

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 TUESDAY, AUGUST 12, 2014, AT THE HOUR OF 6:30 P.M.

SECRETARY-TREASURER

PRESIDENT