

CROWLEY, LOUISIANA

DECEMBER 11, 2012

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. Broussard, 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:

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

ABSENT: DALE TRAHAN

A motion was offered by Mr. Alton Stevenson, seconded by Mrs. Julie Borill and carried unanimously, to make the following revisions to the agenda:

1. To add an item to the agenda to adopt an Ordinance providing for the continued levy for Mosquito Control Sales Tax District No. 3 as item 10b.
2. To add an item to the agenda to accept recommendation of LeGros Memorial Airport Master Engineer Selection Committee to accept RFQ for Master Engineer at LeGros Memorial Airport.

A motion was offered by Mr. Jimmie Pellerin, seconded by Mr. David Savoy and carried, to dispense with the reading of the Minutes of the regular meeting held November 13, 2012 and approve them as written.

A motion was offered by Mr. Alton Stevenson, seconded by Mrs. Julie Borill and carried, to approve the year end budget adjustments as presented and further authorize the final adjusting entries to bring the 2012 Budget into compliance with State Law.

A motion was offered by Mr. A. J. Credeur, seconded by Mr. Alton Stevenson and carried, to adopt the 2013 Budget as submitted by the Secretary-Treasurer.

A motion was offered by Mr. A. J. Credeur, seconded by Mr. David Savoy and carried, to adopt the Acadiana Criminalistics Laboratory Budget for the year 2013.

RESOLUTION

BY: MRS. JULIE BORILL AND MR. DAVID SAVOY

WHEREAS, the Acadia Parish Police Jury has reviewed the Systems Survey and Compliance Questionnaire in its entirety, **and**

WHEREAS, the questionnaire is a required part of the financial and compliance audit of Louisiana governmental units and quasi-public corporations.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 11th day of December, 2012, does hereby adopt the Systems Survey and Compliance Questionnaire in connection with the audit of our Financial Statements for the period ending 12/31/12.

BE IT FURTHER RESOLVED that the President and Secretary-Treasurer is hereby instructed and empowered to execute on behalf of the Acadia Parish Police Jury any and all instruments regarding the 2012 Financial Audit.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

The following resolution was offered Mr. A. J. Credeur and seconded by

Mr. David Savoy:

RESOLUTION

A resolution providing for canvassing the returns and declaring the result of the special election held in Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana, on Tuesday, November 6, 2012, to authorize the levy of a sales and use tax therein.

BE IT RESOLVED by the Police Jury of the Parish of Acadia, State of Louisiana (the "Governing Authority"), acting as the governing authority of Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana, that:

SECTION 1. Canvass. This Governing Authority does now proceed in open and public session to examine the official tabulations of votes cast at the special election held in Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana, on TUESDAY, NOVEMBER 6, 2012, to authorize the levy of a sales and use tax therein, and said Governing Authority does further proceed to examine and canvass the returns and declare the result of the special election.

SECTION 2. Procès Verbal. A *Procès Verbal* of the canvass of the returns of said election shall be made and a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the Parish of Acadia, who shall record the same in the Mortgage Records of said Parish; and another copy thereof shall be retained in the archives of this Governing Authority.

SECTION 3. Promulgation of Election Result. The result of said election shall be promulgated by publication in the manner provided by law.

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

MEMBERS:	YEAS:	NAYS:	ABSENT:	ABSTAINING:
Alton Stevenson	<u> X </u>	_____	_____	_____
A. J. Broussard	<u> X </u>	_____	_____	_____
Julie Borill	<u> X </u>	_____	_____	_____
Dale Trahan	_____	_____	<u> X </u>	_____
Jimmie Pellerin	<u> X </u>	_____	_____	_____
A. J. Credeur	<u> X </u>	_____	_____	_____
David Savoy	<u> X </u>	_____	_____	_____
Robert J. Guidry	<u> X </u>	_____	_____	_____

And the resolution was declared adopted on this, the 11th day of December, 2012.

/s/ Richard Latiolais
Secretary-Treasurer

/s/ A. J. Broussard
President

PROCÈS VERBAL AND PROCLAMATION OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN MOSQUITO CONTROL SALES TAX DISTRICT NO. 3 OF THE PARISH OF ACADIA, STATE OF LOUISIANA, ON TUESDAY, NOVEMBER 6, 2012.

BE IT KNOWN AND REMEMBERED that on Tuesday, December 11, 2012, at six-thirty o'clock (6:30) p.m., at its regular meeting place, the Police Jury Room of the Courthouse, Crowley, Louisiana, the Police Jury of the Parish of Acadia, State of Louisiana (the "Governing Authority"), acting as the governing authority of Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana (the "District"), and being the authority ordering the special election held therein on Tuesday, November 6, 2012, with the following members present:

Alton Stevenson, A. J. Broussard, Julie Borill, Jimmie Pellerin, A.J. Credeur, David Savoy and Robert J. Guidry;

There being absent: Dale Trahan;

did, in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following proposition, to wit:

1/4% SALES TAX RENEWAL PROPOSITION
(EXCLUDING THE MUNICIPALITIES OF CROWLEY AND RAYNE)

Summary: One-fourth of one percent (1/4%) sales and use tax renewal for a period of 10 years to be dedicated and used for the purpose of paying the cost of maintaining and operating a mosquito control program within Mosquito Control Sales Tax District No. 3, including the cost of acquiring land, buildings and equipment necessary in connection therewith, with authority to fund the proceeds of the tax into bonds to pay the cost of capital improvements for such purposes.

Shall Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana (excluding the municipalities of Crowley and Rayne) (the "District"), under the provisions of Article VI, Section 29 of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority, be authorized to levy and collect a tax of one-fourth of one percent (1/4%) (the "Tax") for a period of ten (10) years, from and after October 1, 2013, upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and on sales of services within the District (an estimated \$720,000 reasonably expected at this time to be collected from the levy of the tax for an entire year), all as defined by law, with the proceeds of the Tax (after paying the reasonable and necessary costs and expenses of collecting and administering the Tax) to be dedicated and used for the purpose of paying the cost of maintaining and operating a mosquito control program within the District, including the cost of acquiring land, buildings and equipment necessary in connection therewith; and further, shall the District be authorized to fund the proceeds of the Tax into bonds to pay the cost of capital improvements for such purposes to the extent and in the manner permitted by the laws of Louisiana?

There was found by said count and canvass that the following votes had been cast at the said special election **IN FAVOR OF** and **AGAINST**, respectively, the proposition as hereinabove set forth at the following polling places, to-wit

POLLING PLACES			VOTE TABULATION	
Ward	Precinct	Location	FOR	AGAINST
1	1	Mire Fire Station, 5248 Mire Hwy., Rayne	485	218
1	2B	(IN PART) Rayne City Courtroom , 301 E. Louisiana Avenue, Rayne	0	0
1	3A	(IN PART) Rayne High School Gym, 1020 N. Polk Street, Rayne	15	4
1	3B	(IN PART) Rayne High School Gym, 1020 N. Polk Street, Rayne	1	5
1	4A	(IN PART) Martin Petitjean Elementary School, 4039 Crowley Rayne Hwy., Rayne	64	17
1	4B	(IN PART) Martin Petitjean Elementary School, 4039 Crowley Rayne Hwy., Rayne	33	13
1	5B	(IN PART) Southside Community Center, 403 4 th Street, Rayne	17	7
1	6	(IN PART) Northside Community Center, 608 Martin Luther King Drive, Rayne	0	0
1	7	(IN PART) Rayne Federal Housing, 403 W. Oak Street, Rayne	0	0
1	8	(IN PART) B & C Self-Storage, 1931 E. Jeff Davis Avenue, Rayne	278	129
1	9	(IN PART) Martin Petitjean Elementary School, 4039 Crowley Rayne Hwy., Rayne	285	148
2	1	Mire Fire Station, 5248 Mire Hwy., Rayne	407	175
2	2	Cramer Dryers, 1190 Wabash Road,	243	127
2	3	Branch Fire Station, 173 Dr. Parrot Road, Branch	211	79
2	4	Mowata Catholic Church Hall, 29057 Crowley Eunice Hwy., Crowley/Eunice	230	111
2	4A	Mowata Catholic Church Hall, 29057 Crowley Eunice Hwy., Crowley/Eunice	33	16
2	5	Crowley High School Commons Area, 263 Hensgens Road, Crowley	137	104
3	1	Church Point City Hall, 102 Church Blvd., Council Room, Church Point	309	188
3	2	Richard Elementary School, 1616 Charlene Hwy., Church Point	328	144
3	3A	Church Point High & Elementary School Cafeteria, 415 Lougare Street, Church	378	192

POLLING PLACES			VOTE TABULATION	
Ward	Precinct	Location	FOR	AGAINST
		Point		
3	3B	Church Point High & Elementary School Cafeteria, 415 Lougare Street, Church Point	164	115
3	4	Church Point Jr. High School, 340 Martin Luther King Drive, Church Point	188	94
3	5	Richard Elementary School, 1616 Charlene Hwy., Church Point	139	53
3	6	Church Point City Hall, 102 Church Blvd., Council Room, Church Point	147	74
3	7	Vautrots Store, 1338 Peach Bloom Hwy., Church Point	359	150
4	1	Te-Mamou KC Council 4906, 4998 Evangeline Hwy., Basile	261	109
4	2	Iota High School Lobby, 474 S. 5 th Street, Iota	313	172
4	3	Crowley High School Commons Area, 263 Hensgens Road, Crowley	46	38
4	4	Egan Elementary School, 2166 Egan Hwy., Egan	392	198
4	5	Evangeline Elementary School, 1448 Old Evangeline Hwy., Evangeline	341	142
4	5A	Evangeline Elementary School, 1448 Old Evangeline Hwy., Evangeline	56	25
4	6	Iota High School Lobby, 474 S. 5 th Street, Iota	246	132
5	1A	Mermentau Town Hall, 104 7 th Street, Mermentau	143	40
5	1B	Mermentau Town Hall, 104 7 th Street, Mermentau	85	42
5	2A	Esterwood Town Hall, 124 N. LeBlanc Street, Estherwood	170	69
5	2B	Esterwood Town Hall, 124 N. LeBlanc Street, Estherwood	18	12
5	3	Morse Elementary School, 200 Wisconsin Street, Morse	157	88
5	4	Morse Elementary School, 200 Wisconsin Street, Morse	153	94
5	5	Midland Catholic Church Hall, 214 2 nd Street, Midland	65	51
6	1	(IN PART) North Crowley Middle School, 401 W. Northern Avenue, Crowley	1	0
6	2	(IN PART) Notre Dame High School, 910 N. Eastern Avenue, Crowley	8	7

POLLING PLACES			VOTE TABULATION	
Ward	Precinct	Location	FOR	AGAINST
6	3A	(IN PART) North Crowley Kindergarten, 1119 N. Parkerson, Crowley	0	0
6	3B	(IN PART) North Crowley Kindergarten, 1119 N. Parkerson, Crowley	3	0
6	7	(IN PART) Rice Festival Building, 717 W. Mill Street, Crowley	22	2
6	8	(IN PART) Immaculate Heart of Mary Hall, 616 S. Avenue M, Crowley	2	3
6	10	Lyons Point Community Center, 8006 Lyons Pt. Hwy., Crowley	119	53
6	11	(IN PART) Martin Luther King, Jr. Center, 1725 W. Hutchinson Avenue, Crowley	148	97
6	12	(IN PART) School Board Media Center, 2402 N. Parkerson Avenue, Crowley	0	0
6	13	(IN PART) School Board Media Center, 2402 N. Parkerson Avenue, Crowley	88	44
6	13A	(IN PART) School Board Media Center, 2402 N. Parkerson Avenue, Crowley	57	39
6	14	(IN PART) Acadia Animal Clinic, 7433 S. La. 13, Crowley	304	135
6	15	South Crowley Elementary School, 1102 S. Parkerson, Crowley	110	45
6	16	(IN PART) LSU Rice Experimental Station, 1373 Caffey Road, Crowley	135	74
7	2	Tepe-Tate Fire Station, 1404 Redich Road, Eunice	237	109
7	3	LSU Eunice-Health & Physical Education Bldg., 2048 Johnson Hwy., Eunice	471	186
7	4	LSU Eunice-Health & Physical Education Bldg., 2048 Johnson Hwy., Eunice	331	155
ABSENTEE			1,475	765
TOTALS			10,408	5,089
MAJORITY FOR			5,319	

The polling places above specified being the only polling places designated at which to hold the said election, it was therefore shown that there was a total of **10,408** votes cast **IN FAVOR OF** the Proposition and a total of **5,089** votes cast **AGAINST** the Proposition, as hereinabove set forth, and that there was a majority of **5,319** votes cast **IN FAVOR OF** the Proposition as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was duly **CARRIED** by a majority of the votes cast by the qualified electors voting at the said special election held in the District on Tuesday, November 6, 2012.

THUS DONE AND SIGNED at Crowley, Louisiana, on this, the 11th day of December, 2012.

ATTEST:

/s/ A. J. Broussard
President

/s/ Richard Latiolais
Secretary-Treasurer

The following ordinance was offered for adoption by Mr. A. J. Credeur and seconded by Mr. David Savoy:

ORDINANCE # 1045

An ordinance providing for the continued levy within Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana, effective October 1, 2013, of a one-fourth of one percent (1/4%) sales and use tax upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and on sales of services in said District, providing for the assessment, collection, payment thereof and the dedication of the proceeds of said tax and the purpose for which the proceeds of the tax may be expended, such tax having been authorized at a special election held in said District on November 6, 2012.

WHEREAS, under the provisions of Article VI, Section 29 of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority and an election held on November 6, 2012, Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana (the "District"), acting through the Police Jury of the Parish of Acadia, State of Louisiana, as its governing authority (the "Governing Authority"), is authorized to levy and collect within the District from and after October 1, 2013, a one-fourth of one percent (1/4%) sales and use tax (the "Tax"), upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and upon the sale of services as defined in applicable statutory authority, pursuant to the following proposition which was approved at said election held on November 6, 2012:

**1/4% SALES TAX RENEWAL PROPOSITION
(EXCLUDING THE MUNICIPALITIES OF CROWLEY AND RAYNE)**

Summary: One-fourth of one percent (1/4%) sales and use tax renewal for a period of 10 years to be dedicated and used for the purpose of paying the cost of maintaining and operating a mosquito control program within Mosquito Control Sales Tax District No. 3, including the cost of acquiring land, buildings and equipment necessary in connection therewith, with authority to fund the proceeds of the tax into bonds to pay the cost of capital improvements for such purposes.

Shall Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana (excluding the municipalities of Crowley and Rayne) (the "District"), under the provisions of Article VI, Section 29 of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority, be authorized to levy and collect a tax of one-fourth of one percent (1/4%) (the "Tax") for a period of ten (10) years, from and after October 1, 2013, upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and on sales of services within the District (an estimated

\$720,000 reasonably expected at this time to be collected from the levy of the tax for an entire year), all as defined by law, with the proceeds of the Tax (after paying the reasonable and necessary costs and expenses of collecting and administering the Tax) to be dedicated and used for the purpose of paying the cost of maintaining and operating a mosquito control program within the District, including the cost of acquiring land, buildings and equipment necessary in connection therewith; and further, shall the District be authorized to fund the proceeds of the Tax into bonds to pay the cost of capital improvements for such purposes to the extent and in the manner permitted by the laws of Louisiana?

WHEREAS, in compliance with the aforesaid constitutional and statutory authority and said special election of November 6, 2012, it is the desire of this Governing Authority to provide for the levy and collection of the Tax and to provide for distribution of the proceeds thereof and other matters in connection therewith as hereinafter provided in this ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Police Jury of the Parish of Acadia, State of Louisiana (the "Governing Authority"), acting as the governing authority of Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana, thereof, that:

SECTION 1. Imposition. Pursuant to the authority of a special election held in Mosquito Control Sales Tax District No. 3 of the Parish of Acadia, State of Louisiana, on November 6, 2012, the Tax is hereby levied upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property, and upon the lease or rental of tangible personal property and on the sales of services in the District, as defined by law. The Uniform Local Sales Tax Code, as enacted by Act 73 of the 2003 Regular Session of the Louisiana Legislature and as it may be amended, shall apply in the assessment, collection, administration and enforcement of the Tax, the provisions of which are hereby incorporated by reference.

SECTION 2. Rate of Tax. The Tax is levied at the rate of one-fourth of one percent (1/4%) of the sales price of each item or article of tangible personal property when sold at retail in the District, the Tax to be computed on gross sales for the purpose of remitting the amount of tax due to the District, and to include each and every retail sale. The Tax is levied at the rate of one-fourth of one percent (1/4%) of the cost price of each item or article of tangible personal property when the same is not sold but is used, consumed, distributed, or stored for use or consumption in the District, provided there shall be no duplication of the Tax. The Tax is levied at the rate of one-fourth of one percent (1/4%) of the gross proceeds derived from the lease or rental of tangible personal property, as defined by law, where the lease or rental of such property is an established business, or part of an established business, or the same is incidental or germane to the said business, or of the monthly lease or rental price paid by lessee or rentee, or contracted or agreed to be paid by lessee or rentee to the owner of the tangible personal property. The Tax is levied at the rate of one-fourth of one percent (1/4%) of the amount paid or charged for taxable services, as defined by law, performed in the District.

SECTION 3. Effective Date. The Tax shall be effective on October 1, 2013.

SECTION 4. Term. The Tax shall remain in effect for ten (10) years (October 1, 2013 through September 30, 2023).

SECTION 5. Purposes. The proceeds of the Tax shall be used for the purposes set forth in the proposition approved by the voters in the special election held in the District on November 6, 2012, authorizing the Tax, which proposition is set forth in the preamble hereto.

SECTION 6. Vendor's Compensation. For the purpose of compensating the dealer in accounting for and remitting the Tax levied by this ordinance, each dealer shall be allowed two percent (2%) of the amount of Tax due and accounted for and remitted to the District's collector in the form of a deduction in submitting its report and paying the amount due by the dealer, provided the amount due was not delinquent at the time of payment, and provided the amount of any credit claimed for taxes already paid to a wholesaler shall not be deducted in computing the commission allowed the dealer hereunder.

SECTION 7. Exclusions and Exemptions. The Governing Authority adopts none of the optional exclusions or exemptions allowed by State sales and use tax law, nor does this Governing Authority adopt any exclusions or exemptions authorized by legislation enacted under Article VI, Section 29 (D)(1) of the Constitution of the State of Louisiana of 1974, that are not allowed as an exclusion or exemption from State sales and use tax. Included within the base of the Tax is every transaction, whether sales, use, lease or rental, consumption, storage or service, with no exclusions or exemptions except for those mandated upon political subdivisions by the Constitution or statutes of the State of Louisiana, including the Act.

SECTION 8. Interest on Unpaid Amount of Tax Due. As authorized by La. R.S. 47:337.69, the interest on unpaid amounts of the Tax which are due shall be at the rate of one and one-fourth percent (1- $\frac{1}{4}$ %) per month.

SECTION 9. Delinquency Penalty. The delinquency penalty, as provided by La. R.S. 47:337.70, shall be five percent (5%) per month on the unpaid amount of the Tax due for each thirty-day period, not to exceed five thirty-day periods.

SECTION 10. Penalty for False, Fraudulent or Grossly Incorrect Return. The penalty as authorized by La. R.S. 47:337.72 shall be fifty percent (50%) of the amount of the Tax found to be due.

SECTION 11. Negligence Penalty. The penalty as authorized by La. R.S. 47:337.73 shall be five percent (5%) of the unpaid amount of the Tax found to be due, or ten dollars (\$10.00), whichever is greater.

SECTION 12. Penalty for Insufficient Funds Check. The penalty as authorized by La. R.S. 47:337.74 shall be an amount equal to the greater of one percent (1%) of the check or twenty dollars (\$20.00).

SECTION 13. Attorney Fees. The collector is authorized to employ private counsel to assist in the collection of any taxes, penalties or interest due under this ordinance, or to represent him in any proceeding under this ordinance. If any taxes, penalties or interest due under this ordinance are referred to an attorney at law for collection, an additional charge of attorney fees, in the amount of ten per centum (10%) of the taxes, penalties and interest due, shall be paid by the tax debtor.

SECTION 14. Penalty for Costs Incurred. As provided by R.S. 47:337.75, and under the circumstances set forth therein, a penalty shall be added to the amount of Tax due in an amount as itemized by the Collector to compensate for all costs incurred in making an examination of books, records or documents, or an audit thereof, or in the holding of hearings or the subpoenaing and compensating of witnesses.

SECTION 15. Distrainment Penalty. The penalty as provided by R.S. 47:337.76 in cases where the distraint procedure is used in the collection of the Tax shall be ten dollars (\$10.00).

SECTION 16. Limits on Interest, Penalty and Attorney Fees. Should the interest, penalties or attorney fees herein, or the combined interest, penalties and attorney fees, be declared to be in excess of limits provided by other law, including

relevant jurisprudence, then the maximum interest, penalties and attorney fees allowed by such other law shall apply.

SECTION 17. Collector. The Tax levied by this ordinance is authorized to be collected by a "Collector" which term shall mean the Acadia Parish School Board, Sales Tax Division.

SECTION 18. Powers of Collector. The Collector is hereby authorized, empowered and directed to carry into effect the provisions of this ordinance, to appoint deputies, assistants or agents to assist it in the performance of its duties, and in pursuance thereof to make and enforce such rules as it may deem necessary.

SECTION 19. Agreement to Collect Tax on Vehicles. With regard to the collection of the Tax on any motor vehicle, automobile, truck, truck-trailer, trailer, semi-trailer, motor bus, home trailer, or any other vehicle subject to the vehicle registration license Tax, this Governing Authority, acting through the President of this Governing Authority, is authorized to enter into an agreement or agreements with the Vehicle Commissioner, Department of Public Safety and Corrections, for the collection of the Tax on such vehicles, as provided by R.S.47:303(B).

SECTION 20. Revenues of Tax. All taxes, revenues, funds, assessments, moneys, penalties, fees or other income which may be collected or come into the possession of the Collector under any provision or provisions of this ordinance relating to the Tax shall be promptly deposited by the Collector for the account of the District in the special fund heretofore established and maintained for the deposit of such proceeds, which fund shall be a separate bank account to be maintained with the regularly designated fiscal agent of the District; provided, however, any amount which is paid under protest or which is subject to litigation may be transferred to a separate account established by the Collector with said fiscal agent pending the final determination of the protest or litigation.

In compliance with the said special election of November 6, 2012, authorizing the Tax, after all reasonable and necessary costs and expenses of collecting and administration of the Tax have been paid as provided for above, the remaining balance in said special fund shall be available for appropriation and expenditures by this Governing Authority solely for the purposes designated in the applicable proposition authorizing the levy of the Tax.

SECTION 21. Severability. If any 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 provision of this ordinance, but this ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this ordinance which validates or makes legal any provision of this ordinance which would not otherwise be valid or legal, shall be deemed to apply to this ordinance.

SECTION 22. Uniform Sales Tax Controlling. If any provision of this ordinance shall be in conflict with the provisions of the Uniform Local Sales Tax Code, the provisions of the Uniform Local Sales Tax Code shall be controlling.

SECTION 23. Effective Date of Ordinance. This ordinance shall be in full force and effect immediately upon its adoption, being an ordinance affecting the public peace, health and safety.

SECTION 24. Publication and Recordation. This ordinance shall be published in one issue of the official journal of this Governing Authority as soon as is reasonably possible. A certified copy of this ordinance shall be recorded in the mortgage records of the Parish of Acadia, State of Louisiana.

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

MEMBERS:	YEAS:	NAYS:	ABSENT:	ABSTAINING:
Alton Stevenson	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
A. J. Broussard	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Julie Borill	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Dale Trahan	<u> </u>	<u> </u>	<u> X </u>	<u> </u>
Jimmie Pellerin	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
A. J. Credeur	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
David Savoy	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Robert J. Guidry	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

And the ordinance was declared adopted on this, the 11th day of December, 2012.

/s/ Richard Latiolais
Secretary-Treasurer

/s/ A. J. Broussard
President

RESOLUTION

BY MESSRS: JIMMIE PELLERIN AND ROBERT GUIDRY

WHEREAS, the Acadia Parish Police Jury received Request for Qualification statements for Professional Engineering Services at the Acadia Parish LeGros Memorial Airport, **and**

WHEREAS, the LeGros Memorial Airport Master Engineer Selection Committee reviewed and scored RFQs from the following companies:

- Aucoin & Associates, Inc.
- Professional Engineering Consultants
- Royal Engineering Possibilities
- Richard C. Lambert
- KSA Alliance, Inc.

WHEREAS, Professional Engineering Consultants was awarded the highest score.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 11th day of December, 2012, does hereby accept the RFQ of Professional Engineering Consultants for Professional Engineering Services at the Acadia Parish LeGros Memorial Airport.

BE IT FURTHER RESOLVED that the President be authorized to sign a contract and any other documents in conjunction with these services.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

Mr. Mitch Andrus with Royal Engineering introduced himself to the Police Jury.

RESOLUTION

BY MESSRS: ALTON STEVENSON AND JIMMIE PELLERIN

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 11th day of December, 2012, does hereby authorize the President to execute Amendment # 4 to the Agreement with the State of Louisiana Department of Health and Hospitals, CFMS #691997 for a Revised Total Contract Amount of Three Hundred Fifty-Three Thousand Nine Hundred Forty-Nine and 00/100 (\$353,949.00) Dollars.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

RESOLUTION OF ACCEPTANCE

The following resolution was offered by Mrs. Julie Borill, duly seconded by Mr. Alton Stevenson and duly resolved and adopted on December 11, 2012.

A resolution authorizing and directing the President to execute for and on behalf of the Acadia Parish Police Jury, an Act of Acceptance for Pellerin & Wallace, Inc., pertaining to the substantial completion of the contract, Re-Roofing of Acadia Parish Police Jury Administrative Building, 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 a punch list of miscellaneous work items to be completed is attached and made a part of this resolution; **and**

WHEREAS, Pellerin & Wallace, Inc., as Contractor, has substantially completed the Re-Roofing of Acadia Parish Police Jury Administrative Building 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: Alton Stevenson, Julie Borill, Jimmie Pellerin, A. J .Credeur, David Savoy, and Robert Guidry.

NAYS: None.

ABSENT: Dale Trahan.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

A motion was offered by Mr. Jimmie Pellerin, seconded by Mr. David Savoy and carried, to adopt the 2013 Holidays as presented.

A motion was offered by Mr. Alton Stevenson, seconded by Mr. A. J. Credeur and carried, to set the following Police Jury Committee and Regular Meeting dates for 2013.

Regular Meetings of the Acadia Parish Police Jury will be held on the following dates at 6:30 p.m. The following meeting dates are subject to change. All meetings are held in the Police Jury Meeting Room, Third Floor, at the Acadia Parish Courthouse, Crowley, Louisiana.

TUESDAY, JANUARY 15, 2013
TUESDAY, FEBRUARY 12, 2013
TUESDAY, MARCH 12, 2013
TUESDAY, APRIL 9, 2013
TUESDAY, MAY 14, 2013
TUESDAY, JUNE 11, 2013
TUESDAY, JULY 9, 2013
TUESDAY, AUGUST 13, 2013
TUESDAY, SEPTEMBER 10, 2013
TUESDAY, OCTOBER 8, 2013
TUESDAY, NOVEMBER 12, 2013
TUESDAY, DECEMBER 10, 2013

Committee Meetings of the Acadia Parish Police Jury will be held on the following dates at 6:30 p.m. The following meeting dates are subject to change. All meetings are held in the Police Jury Meeting Room, Third Floor, at the Acadia Parish Courthouse, Crowley, Louisiana.

TUESDAY, JANUARY 8, 2013
TUESDAY, FEBRUARY 5, 2013
TUESDAY, MARCH 5, 2013
TUESDAY, APRIL 2, 2013
TUESDAY, MAY 7, 2013
TUESDAY, JUNE 4, 2013
TUESDAY, JULY 2, 2013
TUESDAY, AUGUST 6, 2013
TUESDAY, SEPTEMBER 3, 2013
TUESDAY, OCTOBER 1, 2013
TUESDAY, NOVEMBER 5, 2013
TUESDAY, DECEMBER 3, 2013

RESOLUTION

BY: MRS. JULIE BORILL AND MR. ALTON STEVENSON

WHEREAS, the Louisiana Insurance Code, Section R. S. 22:1406, permits the insured named in the policy to reject the Uninsured/Underinsured Motorists Coverage, **and**

WHEREAS, the Acadia Parish Police Jury is the named insured for the commercial automobile insurance Coverage Policy Number MNA271361443 issued by the National Fire Insurance Company for the period from 2-12-12 to 2-13-13, **and**

WHEREAS, the Acadia Parish Police Jury does not desire to have uninsured/underinsured motorists bodily injury coverage or uninsured motorists property damage coverage.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 11th day of December, 2012, does hereby elect to reject Uninsured/Undersigned Motorists Bodily Injury coverage and Uninsured Motorists Physical Damage coverage for the period from 2-12-12 to 2-13-13.

THEREFORE BE IT FURTHER RESOLVED, that the Acadia Parish Police Jury authorizes member representative, Richard Latiolais, Secretary-Treasurer, to sign Uninsured/Underinsured Motorists Bodily Injury Rejection and Uninsured Motorists Physical Damage rejection on its behalf.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

RESOLUTION

BY MESSRS: ALTON STEVENSON AND JIMMIE PELLERIN

WHEREAS, on June 20, 2000 the Acadia Parish Police Jury adopted a resolution to enter into a lease of real estate with Faith House Inc. for office space located at 601 North Parkerson Avenue, Crowley, Louisiana, **and**

WHEREAS, the Lease provides that after the primary term has expired the Lessee shall have an option each year to renew the lease for one additional 12-month term provided that the Lessee indicate its desire to exercise the option by giving written notice, **and**

WHEREAS, the Lessee expressed a desire to renew the lease by giving written notice.

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 11th day of December, 2012, does hereby authorize the President to execute a lease extension with Faith House, Inc. for the leasing of office space located at 601 North Parkerson Avenue, Crowley, Louisiana, for one additional 12-months term.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

ORDINANCE # 1046

An ordinance correcting and amending Flood Damage Prevention Ordinance #999. The Flood Damage Prevention Ordinance is hereby amended as follows.

For the purpose of identifying changes to the Flood Damage Prevention Ordinance all deletions from the original ordinance or indicated by ~~dashed lines through such words~~ and all additions or indicated by underlining such additions.

FLOOD DAMAGE PREVENTION ORDINANCE

ARTICLE I

STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND METHODS

SECTION A. STATUTORY AUTHORIZATION

The Legislature of the State of Louisiana has in statute LRS 38:84 delegated the responsibility of local governmental units to adopt regulations designed to minimize

flood losses. Therefore, the _____ Police Jury _____ of Acadia Parish, Louisiana, does ordain as

(governing body) (local unit)

follows:

SECTION B. FINDINGS OF FACT

(1) The flood hazard areas of Acadia Parish are subject to periodic inundation, which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, and extraordinary public expenditures for flood protection and relief, all of which adversely affect the public health, safety and general welfare.

(2) These flood losses are created by the cumulative effect of obstructions in floodplains which cause an increase in flood heights and velocities, and by the occupancy of flood hazard areas by uses vulnerable to floods and hazardous to other lands because they are inadequately elevated, floodproofed or otherwise protected from flood damage.

SECTION C. STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- (1) Protect human life and health;
- (2) Minimize expenditure of public money for costly flood control projects;
- (3) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- (4) Minimize prolonged business interruptions;
- (5) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in floodplains;
- (6) Help maintain a stable tax base by providing for the sound use and development of flood-prone areas in such a manner as to minimize future flood blight areas; and
- (7) Insure that potential buyers are notified that property is in a flood area.

SECTION D. METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance uses the following methods:

- (1) Restrict or prohibit uses that are dangerous to health, safety or property in times of flood, or cause excessive increases in flood heights or velocities;
- (2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- (3) Control the alteration of natural floodplains, stream channels, and natural protective barriers, which are involved in the accommodation of flood waters;
- (4) Control filling, grading, dredging and other development which may increase flood damage;

(5) Prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.

ARTICLE 2

DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

ALLUVIAL FAN FLOODING - means flooding occurring on the surface of an alluvial fan or similar landform which originates at the apex and is characterized by high-velocity flows; active processes of erosion, sediment transport, and deposition; and unpredictable flow paths.

APEX - means a point on an alluvial fan or similar landform below which the flow path of the major stream that formed the fan becomes unpredictable and alluvial fan flooding can occur.

APPURTENANT STRUCTURE - means a structure which is on the same parcel of property as the principal structure to be insured and the use of which is incidental to the use of the principal structure

AREA OF FUTURE CONDITIONS FLOOD HAZARD - means the land area that would be inundated by the 1-percent-annual chance (100 year) flood based on future conditions hydrology.

AREA OF SHALLOW FLOODING - means a designated AO, AH, AR/AO, AR/AH, or VO zone on a community's Flood Insurance Rate Map (FIRM) with a 1 percent or greater annual chance of flooding to an average depth of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

AREA OF SPECIAL FLOOD HAZARD - is the land in the floodplain within a community subject to a 1 percent or greater chance of flooding in any given year. The area may be designated as Zone A on the Flood Hazard Boundary Map (FHBM). After detailed rate making has been completed in preparation for publication of the FIRM, Zone A usually is refined into Zones A, AO, AH, A1-30, AE, A99, AR, AR/A1-30, AR/AE, AR/AO, AR/AH, AR/A, VO, V1-30, VE or V.

BASE FLOOD - means the flood having a 1 percent chance of being equaled or exceeded in any given year.

BASE FLOOD ELEVATION - The elevation shown on the Flood Insurance Rate Map (FIRM) and found in the accompanying Flood Insurance Study (FIS) for Zones A, AE, AH, A1-A30, AR, V1-V30, or VE that indicates the water surface elevation resulting from the flood that has a 1% chance of equaling or exceeding that level in any given year - also called the Base Flood.

BASEMENT - means any area of the building having its floor subgrade (below ground level) on all sides.

BREAKAWAY WALL - means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces, without causing damage to the elevated portion of the building or supporting foundation system.

CRITICAL FEATURE - means an integral and readily identifiable part of a flood protection system, without which the flood protection provided by the entire system would be compromised.

DEVELOPMENT - means any man-made change to improved and unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials.

ELEVATED BUILDING - means, for insurance purposes, a non-basement building, which has its lowest elevated floor, raised above ground level by foundation walls, shear walls, posts, piers, pilings, or columns.

EXISTING CONSTRUCTION - means for the purposes of determining rates, structures for which the "start of construction" commenced before the effective date of the FIRM or before January 1, 1975, for FIRMs effective before that date. "Existing construction" may also be referred to as "existing structures."

EXISTING MANUFACTURED HOME PARK OR SUBDIVISION - means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.
EXPANSION TO AN EXISTING MANUFACTURED HOME PARK OR SUBDIVISION - means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

FLOOD OR FLOODING - means a general and temporary condition of partial or complete inundation of normally dry land areas from:

- (1) the overflow of inland or tidal waters.
- (2) the unusual and rapid accumulation or runoff of surface waters from any source.

FLOOD ELEVATION STUDY - means an examination, evaluation and determination of flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of mudslide (i.e., mudflow) and/or flood-related erosion hazards.

FLOOD INSURANCE RATE MAP (FIRM) - means an official map of a community, on which the Federal Emergency Management Agency has delineated both the special flood hazard areas and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY (FIS) - See Flood Elevation Study

FLOODPLAIN OR FLOOD-PRONE AREA - means any land area susceptible to being inundated by water from any source (see definition of flooding).

FLOODPLAIN MANAGEMENT - means the operation of an overall program of corrective and preventive measures for reducing flood damage, including but not limited to emergency preparedness plans, flood control works and floodplain management regulations.

FLOODPLAIN MANAGEMENT REGULATIONS - means zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such state or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

FLOOD PROTECTION SYSTEM - means those physical structural works for which funds have been authorized, appropriated, and expended and which have been constructed specifically to modify flooding in order to reduce the extent of the area within a community subject to a "special flood hazard" and the extent of the depths of associated flooding. Such a system typically includes hurricane tidal barriers, dams, reservoirs, levees or dikes. These specialized flood modifying works are those constructed in conformance with sound engineering standards.

FLOOD PROOFING - means any combination of structural and non-structural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

FLOODWAY (REGULATORY FLOODWAY) → See Regulatory Floodway

FUNCTIONALLY DEPENDENT USE - means a use, which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, but does not include long-term storage or related manufacturing facilities.**HIGHEST ADJACENT GRADE** - means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

HISTORIC STRUCTURE - means any structure that is:

(1) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;

(2) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;

(3) Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or

(4) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:

(a) By an approved state program as determined by the Secretary of the Interior or;

(b) Directly by the Secretary of the Interior in states without approved programs.

LEVEE - means a man-made structure, usually an earthen embankment, designed and constructed in accordance with sound engineering practices to contain, control, or divert the flow of water so as to provide protection from temporary flooding.

LEVEE SYSTEM - means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

LOWEST FLOOR - means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for parking or vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; **provided** that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirement of Section 60.3 of the National Flood Insurance Program regulations.

MANUFACTURED HOME - means a structure transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

MANUFACTURED HOME PARK OR SUBDIVISION - means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

MEAN SEA LEVEL - means, for purposes of the National Flood Insurance Program, the American Vertical Datum (NAVD) of 1988 or other datum, to which base flood elevations shown on a community's Flood Insurance Rate Map are referenced.

NEW CONSTRUCTION - means, for the purpose of determining insurance rates, structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later, and includes any subsequent improvements to such structures. For floodplain management purposes, "new construction" means structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community and includes any subsequent improvements to such structures.

NEW MANUFACTURED HOME PARK OR SUBDIVISION - means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of floodplain management regulations adopted by a community.

RECREATIONAL VEHICLE - means a vehicle which is (i) built on a single chassis; (ii) 400 square feet or less when measured at the largest horizontal projections; (iii) designed to be self-propelled or permanently towable by a light duty truck; and (iv) designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

REGULATORY FLOODWAY - means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

RIVERINE - means relating to, formed by, or resembling a river (including tributaries), stream, brook, etc.

SPECIAL FLOOD HAZARD AREA - see Area of Special Flood Hazard

START OF CONSTRUCTION - (for other than new construction or substantial improvements under the Coastal Barrier Resources Act (Pub. L. 97-348)), includes substantial improvement and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

STRUCTURE – means, for floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home.

SUBSTANTIAL DAMAGE - means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT - means any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either: (1) Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions or (2) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure."

VARIANCE – means a grant of relief by a community from the terms of a floodplain management regulation. (For full requirements see Section 60.6 of the National Flood Insurance Program regulations.)

VIOLATION - means the failure of a structure or other development to be fully compliant with the community's floodplain management regulations. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in Section 60.3(b)(5), (c)(4), (c)(10), (d)(3), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

WATER SURFACE ELEVATION - means the height, in relation to the North American Vertical Datum (NAVD) of 1988 (or other datum, where specified), of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas.

ARTICLE 3

GENERAL PROVISIONS

SECTION A. LANDS TO WHICH THIS ORDINANCE APPLIES

The ordinance shall apply to all areas of special flood hazard with the jurisdiction of The Acadia Parish Police Jury.

SECTION B. BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard identified by the Federal Emergency Management Agency in the current scientific and engineering report entitled, "The Flood Insurance Study (FIS) for the Parish of Acadia, LA," dated November 26, 2010, with accompanying Flood Insurance Rate Maps (FIRM) dated November 26, 2010, and any revisions thereto are hereby adopted by reference and declared to be a part of this ordinance.

SECTION C. ESTABLISHMENT OF DEVELOPMENT PERMIT

A Floodplain Development Permit shall be required to ensure conformance with the provisions of this ordinance.

SECTION D. COMPLIANCE

No structure or land shall hereafter be located, altered, or have its use changed without full compliance with the terms of this ordinance and other applicable regulations.

SECTION E. ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and another ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

SECTION F. INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be; (1) considered as minimum requirements; (2) liberally construed in favor of the governing body; and (3) deemed neither to limit nor repeal any other powers granted under State statutes.

SECTION G. WARNING AND DISCLAIMER OR LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. On rare occasions greater floods can and will occur and flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the areas of special flood hazards or uses permitted within such areas will be free from flooding or flood damages. This ordinance shall not create liability on the part of the community or any official or employee thereof for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made hereunder.

ARTICLE 4

ADMINISTRATION

SECTION A. DESIGNATION OF THE FLOODPLAIN ADMINISTRATOR

The Parish Permit Officer is hereby appointed the Floodplain Administrator to administer and implement the provisions of this ordinance and other appropriate sections of 44 CFR (Emergency Management and Assistance - National Flood Insurance Program Regulations) pertaining to floodplain management.

SECTION B. DUTIES & RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR

Duties and responsibilities of the Floodplain Administrator shall include, but not be limited to, the following:

(1) Maintain and hold open for public inspection all records pertaining to the provisions of this ordinance.

(2) Review permit application to determine whether to ensure that the proposed building site project, including the placement of manufactured homes, will be reasonably safe from flooding.

(3) Review, approve or deny all applications for development permits required by adoption of this ordinance.

(4) Review permits for proposed development to assure that all necessary permits have been obtained from those Federal, State or local governmental agencies (including Section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334) from which prior approval is required.

(5) Where interpretation is needed as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions) the Floodplain Administrator shall make the necessary interpretation.

(6) Notify, in riverine situations, adjacent communities and the State Coordinating Agency which is the Louisiana Department of Transportation and Development, prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency.

(7) Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.

(8) When base flood elevation data has not been provided in accordance with Article 3, Section B, the Floodplain Administrator shall obtain, review and reasonably utilize any base flood elevation data and floodway data available from a Federal, State or other source, in order to administer the provisions of Article 5.

(9) When a regulatory floodway has not been designated, the Floodplain Administrator must require that no new construction, substantial improvements, or other development (including fill) shall be permitted within Zones A, A1-30 and AE on the community's FIRM, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community.

(10) Under the provisions of 44 CFR Chapter 1, Section 65.12, of the National Flood Insurance Program regulations, a community may approve certain development in Zones A, A1-30, AE, and AH, on the community's FIRM which increases the water surface elevation of the base flood by more than 1 foot, provided that the community first completes all of the provisions required by Section 65.12.

SECTION C. PERMIT PROCEDURES

(1) Application for a Floodplain Development Permit shall be presented to the Floodplain Administrator on forms furnished by him/her and may include, but not be limited to, plans in duplicate drawn to scale showing the location, dimensions, and elevation of proposed landscape alterations, existing and proposed structures, including the placement of manufactured homes, and the location of the foregoing in relation to areas of special flood hazard. Additionally, the following information is required:

(a) Elevation (in relation to mean sea level), of the lowest floor (including basement) of all new and substantially improved structures;

(b) Elevation in relation to mean sea level to which any nonresidential structure shall be floodproofed;

(c) A certificate from a registered professional engineer or architect that the nonresidential floodproofed structure shall meet the floodproofing criteria of Article 5, Section B (2);

(d) Description of the extent to which any watercourse or natural drainage will be altered or relocated as a result of proposed development;

(e) Maintain a record of all such information in accordance with Article 4, Section (B)(1);

(2) Approval or denial of a Floodplain Development Permit by the Floodplain Administrator shall be based on all of the provisions of this ordinance and the following relevant factors:

- (a) The danger to life and property due to flooding or erosion damage;
- (b) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
- (c) The danger that materials may be swept onto other lands to the injury of others;
- (d) The compatibility of the proposed use with existing and anticipated development;
- (e) The safety of access to the property in times of flood for ordinary and emergency vehicles;
- (f) The costs of providing governmental services during and after flood conditions including maintenance and repair of streets and bridges, and public utilities and facilities such as sewer, gas, electrical and water systems;
- (g) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site;
- (h) The necessity to the facility of a waterfront location, where applicable;
- (i) The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use.
- (j) The relationship of the proposed use to the comprehensive plan for that area.

SECTION D. VARIANCE PROCEDURES

(1) The Appeal Board, as established by the community, shall hear and render judgment on requests for variances from the requirements of this ordinance.

(2) The Appeal Board shall hear and render judgment on an appeal only when it is alleged there is an error in any requirement, decision, or determination made by the Floodplain Administrator in the enforcement or administration of this ordinance.

(3) Any person or persons aggrieved by the decision of the Appeal Board may appeal such decision in the courts of competent jurisdiction.

(4) The Floodplain Administrator shall maintain a record of all actions involving an appeal and shall report variances to the Federal Emergency Management Agency upon request.

(5) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or the State Inventory of Historic Places, without regard to the procedures set forth in the remainder of this ordinance.

(6) Variances may be issued for new construction and substantial improvements to be erected on a lot of 1/2 acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing the relevant factors in Section C (2) of this Article have been fully considered. As the lot size increases

beyond the 1/2 acre, the technical justification required for issuing the variance increases.

(7) Upon consideration of the factors noted above and the intent of this ordinance, the Appeal Board may attach such conditions to the granting of variances as it deems necessary to further the purpose and objectives of this ordinance (Article 1, Section C).

(8) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

(9) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.

(10) Prerequisites for granting variances:

(a) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

(b) Variances shall only be issued upon: (i) showing a good and sufficient cause; (ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant, and (iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.

(c) Any application to which a variance is granted shall be given written notice that the structure will be permitted to be built with the lowest floor elevation below the base flood elevation, and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

(11) Variances may be issued by a community for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use provided that (i) the criteria outlined in Article 4, Section D (1)-(9) are met, and (ii) the structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threats to public safety.

ARTICLE 5

PROVISIONS FOR FLOOD HAZARD REDUCTION

SECTION A. GENERAL STANDARDS

In all areas of special flood hazards the following provisions are required for all new construction and substantial improvements:

(1) All new construction or substantial improvements shall be designed (or modified) and adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;

(2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;

(3) All new construction or substantial improvements shall be constructed with materials resistant to flood damage;

(4) All new construction or substantial improvements shall be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other

service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding;

(5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;

(6) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the system and discharge from the systems into flood waters; and,

(7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

SECTION B. SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data has been provided as set forth in (i) Article 3, Section B, (ii) Article 4, Section B (8), or (iii) Article 5, Section C (3), the following provisions are required:

(1) For sites located in an unnumbered A Flood Zone, for which a BFE has been established, are subject to the elevation requirements for Flood Zone AE.

~~(1)~~(2) **Residential Construction** - new construction and substantial improvement of any residential structure shall have the lowest floor (including basement), elevated to or above the base flood elevation. A registered professional engineer, architect, or land surveyor shall submit a certification to the Floodplain Administrator that the standard of this subsection as proposed in Article 4, Section C (1) a., is satisfied.

~~(2)~~(3) **Nonresidential Construction** - new construction and substantial improvements of any commercial, industrial or other nonresidential structure shall either have the lowest floor (including basement) elevated to or above the base flood level or together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall develop and/or review structural design, specifications, and plans for the construction, and shall certify that the design and methods of construction are in accordance with accepted standards of practice as outlined in this subsection. A record of such certification which includes the specific elevation (in relation to mean sea level) to which such structures are floodproofed shall be maintained by the Floodplain Administrator.

~~(3)~~(4) **Enclosures** - new construction and substantial improvements, with fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria:

(a) A minimum of two openings on separate walls having a total net area of not less than 1 square inch for every square foot of enclosed area subject to flooding shall be provided.

(b) The bottom of all openings shall be no higher than 1 foot above grade.

(c) Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

~~(4)~~(5) **Manufactured Homes -**

(a) Require that all manufactured homes to be placed within Zone A on a community's FHBM or FIRM shall be installed using methods and practices which minimize flood damage. For the purposes of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

(b) Require that manufactured homes that are placed or substantially improved within Zones A, A1-30, AH, and AE on the community's FIRM on sites (i) outside of a manufactured home park or subdivision, (ii) in a new manufactured home park or subdivision, (iii) in an expansion to an existing manufactured home park or subdivision, or (iv) in an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as a result of a flood, be elevated on a permanent foundation such that the bottom of the longitudinal structural I beam of the manufactured home is elevated to or above the base flood elevation and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.

(c) Require that manufactured homes be placed or substantially improved on sites in an existing manufactured home park or subdivision with Zones A, A1-30, AH and AE on the community's FIRM that are not subject to the provisions of paragraph (4)b. of this section be elevated so that either:

(i) the bottom of the longitudinal structural I beam of the manufactured home is at or above the base flood elevation, or

(ii) the manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.

~~(5)~~(6) **Recreational Vehicles** - Require that recreational vehicles placed on sites within Zones A, A1-30, AH, and AE on the community's FIRM either (i) be on the site for fewer than 180 consecutive days, or (ii) be fully licensed and ready for highway use, or (iii) meet the permit requirements of Article 4, Section C (1), and the elevation and anchoring requirements for "manufactured homes" in paragraph (4) of this section. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

SECTION C. STANDARDS FOR SUBDIVISION PROPOSALS

(1) All subdivision proposals including the placement of manufactured home parks and subdivisions shall be consistent with Article 1, Sections B, C, and D of this ordinance.

(2) All proposals for the development of subdivisions including the placement of manufactured home parks and subdivisions shall meet Floodplain Development Permit requirements of Article 3, Section C; Article 4, Section C; and the provisions of Article 5 of this ordinance.

(3) Base flood elevation data shall be generated for subdivision proposals and other proposed development including the placement of manufactured home parks and subdivisions which is greater than 50 lots or 5 acres, whichever is lesser, if not otherwise provided pursuant to Article 3, Section B or Article 4, Section B (8) of this ordinance.

(4) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have adequate drainage provided to reduce exposure to flood hazards.

(5) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize or eliminate flood damage.

SECTION D. STANDARDS FOR AREAS OF SHALLOW FLOODING (AO/AH ZONES)

Located within the areas of special flood hazard established in Article 3, Section B, are areas designated as shallow flooding. These areas have special flood hazards associated with flood depths of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow; therefore, the following provisions apply:

(1) All new construction and substantial improvements of **residential** structures have the lowest floor (including basement) elevated to or above the base flood elevation or the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least 2 feet if no depth number is specified).

(2) All new construction and substantial improvements of **non-residential** structures;

(a) have the lowest floor (including basement) elevated to or above the base flood elevation or the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least 2 feet if no depth number is specified), or

(b) together with attendant utility and sanitary facilities be designed so that below the base specified flood depth in an AO Zone, or below the Base Flood Elevation in an AH Zone, level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads of effects of buoyancy.

(3) A registered professional engineer or architect shall submit a certification to the Floodplain Administrator that the standards of this Section, as proposed in Article 4, Section C (1)a., are satisfied.

(4) Require within Zones AH or AO adequate drainage paths around structures on slopes, to guide flood waters around and away from proposed structures.

SECTION E. FLOODWAYS

Floodways - located within areas of special flood hazard established in Article 3, Section B, are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles and erosion potential, the following provisions shall apply:

(1) Encroachments are prohibited, including fill, new construction, substantial improvements and other development within the adopted regulatory floodway unless it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in flood levels within the community during the occurrence of the base flood discharge.

(2) If Article 5, Section E (1) above is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of Article 5.

(3) Under the provisions of 44 CFR Chapter 1, Section 65.12, of the National Flood Insurance Program Regulations, a community may permit encroachments within the adopted regulatory floodway that would result in an increase in base flood elevations, provided that the community completes all of the provisions required by Section 65.12.

SECTION F. REPEAL OF CONFLICTING ORDINANCES

(1) This ordinance shall repeal ordinance number 485 adopted on February 10, 1987.

(2) All other ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION G. SEVERABILITY

If any section, clause, sentence, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION H. PENALTIES FOR NON COMPLIANCE

No structure or land shall hereafter be constructed, located, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$ 25.00 or imprisoned for not more than 30 days, or both, for each violation. Each day the violation continues shall be deemed a new violation. In addition, the violator shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent Acadia Parish from taking such other lawful action as is necessary to prevent or remedy any violation.

SECTION I. DEVELOPMENT PERMIT FEE

The following Development Fee shall apply to all permits issued by the Parish Permit Officer of the Acadia Parish Police Jury:

BUILDING DEVELOPMENT FEES

COST OF IMPROVEMENT		DEVELOPMENT PERMIT FEE	
\$ 0	\$ 2,001	\$ 15	
2,002	3,001	21	
3,002	4,001	27	
4,002	5,001	33	
5,002	6,001	39	
6,002	7,001	45	
7,002	8,001	51	
8,002	9,001	57	
9,002	10,001	63	
10,002	11,001	69	
11,002	12,001	75	
12,002	13,001	81	
13,002	14,001	87	

14,002	15,001	93
15,002	16,001	96
16,002	17,001	99
17,002	18,001	102
18,002	19,001	105
19,002	20,001	108
20,002	21,001	111
21,002	22,001	114
22,002	23,001	117
23,002	24,001	120
24,002	25,001	123
25,002	26,001	126
26,002	27,001	129
27,002	28,001	132
28,002	29,001	135
29,002	30,001	138
30,002	31,001	141
31,002	32,001	144
32,002	33,001	147
33,002	34,001	150
34,002	35,001	153
35,002	36,001	156
36,002	37,001	159
37,002	38,001	162
38,002	39,001	165
39,002	40,001	168
40,002	41,001	171
41,002	42,001	174
42,002	43,001	177
43,002	44,001	180
44,002	45,001	183
45,002	46,001	186
46,002	47,001	189
47,002	48,001	192
48,002	49,001	195
49,002	50,000	198

\$1.50 for each additional \$1,000 or fraction thereof

\$	55,000	\$	205.50
	60,000		213.00
	65,000		220.50
	70,000		228.00
	75,000		235.50
	80,000		243.00
	85,000		250.50
	90,000		258.00
	95,000		265.50
	100,000		273.00
	150,000		348.00
	200,000		423.00
	300,000		573.00
	400,000		723.00
	500,000		873.00
	600,000		1,023.00
	700,000		1,173.00
	800,000		1,323.00
	900,000		1,473.00
	1,000,000		1,623.00

ORDINANCE BECOMES EFFECTIVE: January 1, 2013

The Ordinance was offered by Mr. Alton Stevenson, and seconded by Mrs. Julie Borill, after being read and considered section by section, was adopted as a whole by the following vote:

YEAS: Alton Stevenson, Julie Borill, Jimmie Pellerin, A. J. Credeur, David Savoy, and Robert Guidry.

NAYS: None.

ABSENT: Dale Trahan.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

RESOLUTION

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

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 11th day of December, 2012, does hereby re-appoint Mr. John D. Sittig, Mr. Lee Hebert, and Mr. Ralph Lacombe to the Communications District effective December, 2012.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

RESOLUTION

BY: MRS. JULIE BORILL AND MR. ROBERT GUIDRY

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 11th day of December, 2012, does hereby re-appoint Mr. Michael Richard to Fire Protection District #5 effective December, 2012.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

RESOLUTION

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

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 11th day of December, 2012, does hereby re-appoint Mr. Larry Regan to the Resource Conservation & Development Program effective December, 2012.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

A motion was offered by Mr. Jimmie Pellerin, seconded by Mr. A. J .Credeur and carried, to accept the recommendation of the Building and Grounds Committee that the Police Jury have the modular buildings at the Acadia Parish Jail inspected.

A motion was offered by Mr. Jimmie Pellerin, seconded by Mr. A. J .Credeur and carried, to accept the recommendation of the Building and Grounds Committee that the Police Jury authorize the advertisement of bids for Microbial Abatement and building repairs at the Rayne Community Clinic and authorize the President to execute a lease to rent a building located in Rayne, LA. Mr. Alton Stevenson opposed.

A motion was offered by Mr. Jimmie Pellerin, seconded by Mr. A. J .Credeur and carried, to accept the recommendation of the Building and Grounds Committee that the Police Jury request an Attorney General's Opinion regarding donating or leasing property.

A motion was offered by Mr. Jimmie Pellerin, seconded by Mr. A. J .Credeur and carried, to accept the recommendation of the Building and Grounds Committee that the Police Jury to review the budget for funding to construct a new maintenance barn and to instruct the Parish Engineer and Parish Road Manager to develop plans for a new maintenance barn.

A motion was offered by Mr. A. J. Credeur, seconded by Mr. Alton Stevenson, to accept the recommendation of the Personnel Committee that the Police Jury authorize the research of hiring an outside firm to conduct employee evaluations.

A substitute motion was offered by Mr. Robert Guidry, seconded by Mrs. Julie Borill, to grant merit raises to employees based upon employee evaluations conducted by the department supervisors as well as the Secretary-Treasurer and Committee Chairpersons, if necessary. YEAS: Mr. A. J. Broussard, Mrs. Julie Borill, Mr. Jimmie Pellerin, Mr. David Guidry, and Mr. Robert Guidry. NAYS: Alton Stevenson and A. J. Credeur. Motion Carried.

A motion was offered by Mr. Alton Stevenson, seconded by Mr. A. J. Credeur, to accept the recommendation of the Personnel Committee to conduct a public hearing to authorize a \$500/month salary raise for the Police Jurors. YEAS: Mr. Alton Stevenson, Mr. A. J. Broussard, Mr. Jimmie Pellerin, Mr. A. J. Credeur, and Mr. David Guidry. NAYS: Mrs. Julie Borill and Mr. Robert Guidry. Motion Carried.

RESOLUTION

BY MESSRS: A. J. CREDEUR AND DAVID SAVOY

**A RESOLUTION GRANTING EXCEPTIONS TO THE
CURRENT LOUISIANA DEPARTMENT OF
TRANSPORTATION AND DEVELOPMENT DESIGN
STANDARDS FOR THE CONSTRUCTION OF THE
STATEWIDE FLOOD CONTROL IMPROVEMENTS PROJECT ON
FABACHER ROAD BRIDGE**

OVER BAYOU POINTE AUX LOUPS

WHEREAS, the ACADIA PARISH POLICE JURY (APPJ) has and maintains a parish road system, with bridges, in ACADIA PARISH for the use of its citizens; and,

WHEREAS, the APPJ and the LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT (DOTD) have entered into an agreement to rehabilitate Fabacher Road Bridge in Acadia Parish under the Statewide Flood Control Program and,

WHEREAS, the APPJ and DOTD have engaged for the design of the Fabacher Road Bridge over Bayou Pointe Aux Loups rehabilitation and the design has been completed; and,

WHEREAS, the design improves upon the existing cross drains by providing a bridge structure with transitions, the proposed bridge travel width is greater than the existing roadway width, and the proposed roadway widths within the project limits are greater than the existing roadway widths; and,

WHEREAS, the proposed design does not comply with current DOTD design standards as follows:

The roadway is classified as an RL-1 as per DOTD's Design Standards dated 12/04/2009 with an ADT of 30 and a design speed of 30 mph. The existing crossing consists of (4) 84" diameter x 80' corrugated metal pipes. The proposed bridge is 100' long on the same general alignment and has 5 spans (45 degree skew) with a clear bridge width of 24'. The horizontal alignment does not meet the LA DOTD requirements for a minimum radius of 7,585' (with a normal crown). The proposed bridge is partially curved with a centerline radius of 144.73' (with a normal crown). The minimum stopping site distance for an RL-1 roadway classification is 200'. Furthermore, the AASHTO Guidelines for Geometric Design of Very Low Volume Roads (ADT < 400) allows a 135' minimum for a design speed of 30 mph and 0-100 veh/day. Due to the bridge concrete barrier rails, the provided sight distance will be 96'.

DOTD's Design Standards for an RL-1, require a minimum shoulder width of 2'. The existing roadway has no shoulders. The proposed roadway will have no shoulders. The proposed roadway width transitions from 18' to 24'. The posted speed is 30 mph. DOTD's Design Standards for an RL-1 requires a minimum radius of 250' with a full super elevation rate of 10%. The existing roadway is not super elevated and there have been no reported safety issues. The design matches the existing centerline alignment and normal crown (2.5%).

The terrain is relatively flat within the project limits. Due to the skew of the channel and the paralleling of the existing alignment, realigning the roadway is not cost effective for a "spot" replacement project.

As per the Acadiana Transportation Safety Coalition, there were no traffic accidents at the site within the last 5 years.

WHEREAS, additional right of way, wetlands mitigation and added construction costs would be required to change the horizontal alignment to meet the current LA DOTD standards and guidelines for Horizontal Curves.

NOW, THEREFORE, BE IT RESOLVED that the APPJ does hereby agree to allow an exception to the DOTD design standards to allow this project to be constructed as designed;

BE IT FURTHER RESOLVED that the APPJ in regular session duly convened on this day the 12th day of December, 2012, does hereby agree to allow this project to be constructed as designed.

BE IT FURTHER RESOLVED that A.J. "Fatty" BROUSSARD, President of the Acadia Parish Police Jury is hereby authorized to sign such resolution.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

A motion was offered by Mr. A. J. Credeur, seconded by Mrs. Julie Borill and carried, to accept the recommendation of the Road and Bridge Committee that the Police Jury conduct a public hearing for a 25 MPH Speed Limit on Beau Che'ne Road.

A motion was offered by Mr. A. J. Credeur, seconded by Mrs. Julie Borill and carried, to accept the recommendation of the Road and Bridge Committee that the Police Jury conduct a public hearing for a 35 MPH Speed Limit on Olenfost Road.

A motion was offered by Mrs. Julie Borill, seconded by Mr. Robert Guidry and carried, to accept the recommendation of the Road and Bridge that the Police Jury conduct a public hearing for the partial abandonment of Quebodeaux Road for a portion beginning at the end of the cemetery and ending at the bayou.

A motion was offered by Mr. A. J. Credeur, seconded by Mr. Jimmie Pellerin and carried, to accept the recommendation of the Road and Bridge Committee that the Police Jury incorporate Bulldog Lane into the Parish Road System contingent upon the approval of the Parish Road Manager and that the proper rights-of-way have been obtained.

A motion was offered by Mr. A. J. Credeur, seconded by Mrs. Julie Borill and carried, to accept the recommendation of the Road and Bridge Committee that the Police Jury authorize the President to sign a Letter of No Objection to allow Michael Pisani & Associates, Inc. to install 3 flush-mount temporary monitoring wells in the vicinity of Evangeline, La to monitor the Chicot Aquifer.

RESOLUTION

BY MRS. JULIE BORILL AND MR. JIMMIE PELLERIN

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 11th day of December, 2012, does hereby empower, authorize & direct the President to execute Partial Payment Request No. 5 for the Phase III Subtitle D Liner Project at the Acadia Parish Sanitary Landfill in the amount of One Hundred Eighty-Three Thousand Three Hundred Fifty-Six and 48/100 (\$183,356.48) Dollars.

ADOPTED: DECEMBER 11, 2012

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

A motion was offered by Mrs. Julie Borill, seconded by Mr. Jimmie Pellerin and carried, to accept the recommendation of the Solid Waste Committee that the Police Jury accept the proposal of Franklin Engineers & Consultants, LLC for Annual Reporting Assistance for Air Permit at the Acadia Parish Sanitary Landfill.

The Secretary-Treasurer presented the monthly financial report.

Mr. A. J. Credeur stated that he had recently attended the December Police Jury Meeting of the Evangeline Parish Police Jury and that they had conducted the entire meeting in French. He suggested that everyone should attend the event next year.

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, JANUARY 15, 2013, AT THE HOUR OF 6:30 P.M.

SECRETARY-TREASURER

PRESIDENT