

CROWLEY, LOUISIANA

FEBRUARY 9, 2010

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

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

The President stated that the Police Jury had received a request from the First Ward Drainage District to hold a tax renewal election.

A motion was offered by Mr. John Quebodeaux, seconded by Mr. Kermit Richard, to add an item onto the agenda regarding the request of the drainage district. The Police Jury voted unanimously to add the item to the agenda.

A motion was offered by Mr. Kermit Richard, seconded by Mr. Alton Stevenson and carried, to dispense with the reading of the Minutes of the regular meeting held January 12, 2010 and the special meeting held January 15, 2010.

The following resolution was offered by Mr. John Quebodeaux and seconded by Mr. Kermit Richard:

RESOLUTION

A resolution approving the holding of an election in First Ward Drainage District of the Parish of Acadia, State of Louisiana, on Saturday, May 1, 2010, to authorize the levy of a special tax therein.

WHEREAS, the Board of Commissioners of First Ward Drainage District of the Parish of Acadia, State of Louisiana (the "Governing Authority"), acting as the governing authority of First Ward Drainage District of the Parish of Acadia, State of Louisiana (the "District"), proposes to adopt a resolution on February 15, 2010, calling a special election in the District on Saturday, May 1, 2010, to authorize the levy of a special tax therein; **and**

WHEREAS, the governing authority of the District has requested that this Police Jury, acting as the governing authority of the Parish of Acadia, State of Louisiana, gives its consent and authority for the District to hold the aforesaid election, and in the event that the election carries to levy and collect the special tax provided therein; **and**

WHEREAS, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, it is now the desire of this Police Jury to approve the holding of said election and in the event that the election carries, to levy and collect the special tax provided for therein;

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Acadia, State of Louisiana, acting as the governing authority of said Parish, that:

SECTION 1. In compliance with the provisions of Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, and in accordance with the request of the Board of Commissioners of First Ward Drainage District of the Parish of Acadia, State of Louisiana, this Police Jury hereby approves the holding of an election in the District on Saturday, May 1, 2010, at which election there will be submitted the following proposition, to-wit:

PROPOSITION

(MILLAGE RENEWAL)

Summary: 10 year, 8 mills property tax renewal for maintenance, construction and improvement of drainage works within and for the First Ward Drainage District of the Parish of Acadia, including the acquisition of equipment there for. Shall the First Ward Drainage District of the Parish of Acadia, State of Louisiana (the "District"), levy a special tax of eight (8) mills on all property subject to taxation within the District (an estimated \$343,000 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of ten (10) years beginning with the year 2011 and ending with the year 2020, for the purpose of the maintenance, construction and improvement of drainage works within and for the District, including the acquisition of equipment there for?

SECTION 2. In the event the election carries, this Police Jury does hereby further consent to and authorize the District to levy and collect the special tax provided therein.

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

Member	<u>Yea</u>	Nay	Absent	Abstaining
Alton Stevenson	<u> X </u>	_____	_____	_____
A. J. Broussard	<u> X </u>	_____	_____	_____
Kermit Richard	<u> X </u>	_____	_____	_____
John H. Quebodeaux	<u> X </u>	_____	_____	_____
Thomas Sonnier	<u> X </u>	_____	_____	_____
A. J. Credeur	<u> X </u>	_____	_____	_____
Thomas C. Benoit	<u> X </u>	_____	_____	_____
Felton Moreau	<u> X </u>	_____	_____	_____

And the resolution was declared adopted on this, the 9th day of February, 2010.

/s/ Terry L. Lacombe /s/ A. J. Credeur
Secretary-Treasurer President

A motion was offered by Mr. Cade Benoit, seconded by Mr. John Quebodeaux and carried, to authorize the President to sign and execute the Louisiana Compliance Questionnaire.

RESOLUTION

BY MESSRS: KERMIT RICHARD AND JOHN QUEBODEAUX

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 9th day of February, 2010, does hereby appoint MR. NICHOLAS WAYNE PENN to Fire Protection District #8 to fill the unexpired term of Mr. Johnnie Schexnayder effective February, 2010.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur
TERRY L. LACOMBE A. J. CREDEUR
SECRETARY-TREASURER PRESIDENT

RESOLUTION

BY MESSRS: CADE BENOIT AND ALTON STEVENSON

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 9th day of February, 2010, does hereby re-appoint MR. WAYNE MANUEL, MR. LAURENT BELLARD, and MR. ALAN MURPHY to the Bayou Mallet Drainage District effective February, 2010.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur
TERRY L. LACOMBE A. J. CREDEUR
SECRETARY-TREASURER PRESIDENT

RESOLUTION

BY MESSRS: FELTON MOREAU AND KERMIT RICHARD

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 9th day of February, 2010, does hereby re-appoint MRS. AMY SIMON and MR. MELVIN CLAY to Fire Protection District #3 effective February, 2010.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur
TERRY L. LACOMBE A. J. CREDEUR
SECRETARY-TREASURER PRESIDENT

RESOLUTION

BY MESSRS: THOMAS SONNIER AND JOHN QUEBODEAUX

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 9th day of February, 2010, does hereby re-appoint MR. JEFF BOUILLON, MR. ROBERT DOMINICK, MR. TROY RICHARD, MR. GREG RICHARD, MR. PHILLIP MYERS, MR. LYLE FOGLEMAN, MR. GREG BROWN, and MR. DENNIS LEONARDS to the Acadia Rice Arena Committee effective February, 2010.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur

TERRY L. LACOMBE A. J. CREDEUR
SECRETARY-TREASURER PRESIDENT

RESOLUTION

BY MESSRS: CADE BENOIT AND KERMIT RICHARD

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 9th day of February, 2010, does hereby appoint MS. DARLENE GUIDRY to the Acadia Parish Convention & Visitors Commission to fill the unexpired term of Ms. Mary Bordelon effective February, 2010.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur

TERRY L. LACOMBE A. J. CREDEUR
SECRETARY-TREASURER PRESIDENT

RESOLUTION

BY MESSRS: KERMIT RICHARD AND CADE BENOIT

BE IT RESOLVED: by the Acadia Parish Police Jury in regular session duly convened this 9th day of February, 2010, does hereby empower, authorize & direct the President to execute Change Order No. 1 (Final Contract Change Order) with Wastewater Services, Inc. for Sewer Extension to Coon Richard Road Project in the amount of Three Thousand Five Hundred Nine and 68/100 (\$3,509.68) Dollars be deducted, for an adjusted contract price of Two Hundred Sixty-eight Thousand Nine Hundred Ninety-five and 37/100 (\$268,995.37) Dollars.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur

TERRY L. LACOMBE A. J. CREDEUR
SECRETARY-TREASURER PRESIDENT

RESOLUTION OF TERMINATION

The following resolution was offered by Mr. Kermit Richard, duly seconded by Mr. Alton Stevenson, and duly resolved and adopted on February 9, 2010.

A resolution authorizing and directing the President to execute for and on behalf of the Acadia Parish Police Jury, a Notice of Termination from Wastewater Services, Inc., Contractor, pertaining to the completion of the contract, for "A Sewer Extension to Coon Richard Road" 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 on February 8, 2010 and incomplete miscellaneous work items were identified in the attached punch list; **and**

WHEREAS, Wastewater Services, Inc., as Contractor, has substantially completed the "A Sewer Extension to Coon Richard Road" in accordance with the 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 a Notice of Termination 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 Notice recorded in the Conveyance Records of the Parish of Acadia, State of Louisiana.

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

NAYS: None.

ABSENT: None.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur

TERRY L. LACOMBE A. J. CREDEUR
SECRETARY-TREASURER PRESIDENT

RESOLUTION

BY MESSRS: FELTON MOREAU AND KERMIT RICHARD

WHEREAS, the State of Louisiana, Department of Public Safety Motor Vehicle Office is considering closing down it=s Eunice office, **and**

WHEREAS, many residents of Acadia Parish conduct their business at the Eunice Office, **and**

WHEREAS, the Acadia Parish Police Jury would like for the director of the Department of Public Safety to allow the office in Eunice to remain open.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 9th day of February, 2010, does hereby request the director of the Department of Public Safety to reconsider the closing of the Eunice Office of Motor Vehicles.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur

TERRY L. LACOMBE A. J. CREDEUR

SECRETARY-TREASURER PRESIDENT

The following resolution was offered by Mr. John Quebodeaux and seconded by Mr. A. J. Broussard:

RESOLUTION

A resolution approving the issuance, sale and delivery of not exceeding \$900,000 of Certificates of Indebtedness, Series 2010, of Fire Protection District No. 9 of the Parish of Acadia, State of Louisiana.

WHEREAS, Fire protection District No. 9 of the Parish of Acadia, State of Louisiana (the "District"), proposes to issue \$900,000 of Certificate of Indebtedness, Series 2010 (the "Certificates") to pay costs of acquiring and constructing fire protection facilities and equipment, including fire trucks, and pay the costs of issuance; **and**

WHEREAS, the Certificates are payable from a pledge of the revenues to be derived by the District from the levy and collection of a special tax of ten (10) mills to be levied through the year 2019 (the rate thereof being subject to adjustment from time to time due to reassessment), inclusive, pursuant to a special election held therein on October 13, 2008 (the "Tax"); **and**

WHEREAS, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, it is now the desire of this Police Jury to approve the issuance of said Certificates of the District;

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Acadia, State of Louisiana, acting as the governing authority of the Parish of Acadia, State of Louisiana, that:

SECTION 1. In compliance with the provisions of Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, and in accordance with the request of the Board of Commissioners of Fire Protection District No. 9 of the Parish of Acadia, State of Louisiana, this Police Jury hereby approves the issuance, sale, and delivery of not exceeding \$900,000 of Certificates of Indebtedness, Series 2010, of the District, said Certificates to mature not later than March 1, 2020, and to be secured by and payable from a pledge of the revenues to be derived by the District from the Tax.

SECTION 2. Neither the Parish of Acadia nor this Police Jury shall not be liable in any manner for the payment of Certificates, and no funds of the Parish or the Police Jury shall be pledged to the payment thereof.

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

Member	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstaining</u>
Alton Stevenson	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
A. J. Broussard	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Kermit Richard	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
John H. Quebodeaux	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Thomas Sonnier	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
A. J. Credeur	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Thomas C. Benoit	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Felton Moreau	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

And the resolution was declared adopted on this, the 9th day of February, 2010.

/s/ Terry L. Lacombe /s/ A. J. Credeur

TERRY L. LACOMBE A. J. CREDEUR

SECRETARY-TREASURER PRESIDENT

A motion was offered by Mr. John Quebodeaux, seconded by Mr. Alton Stevenson and carried, that the Police Jury accept the recommendations of the Building and Grounds Committee:

1. That the Secretary-Treasurer be authorized to receive RFPs for the construction of sidewalks on the south lawn at the Courthouse.
2. To instruct Mr. Darrell Hicks to submit an electrical engineering proposal for the placement of the new generator at the Courthouse and also the redesign of the electrical panel of the old generator to be used to provide power to the old jail which is being renovated for Police Jury offices.

A motion was offered by Mr. Thomas Sonnier, seconded by Mr. John Quebodeaux and carried, that the Police Jury accept the recommendations of the Industrial Development Committee:

1. To table the requests of Canal BioFuels Company until next Committee meeting to be held March 2, 2010.
2. To authorize the President to sign a \$50,000.00 Memorandum of Understanding with the participating entities establishing an intent to participate and commit funds for economic development.

A motion was offered by Mr. John Quebodeaux, seconded by Mr. A. J. Broussard and carried, that the Police Jury accept the recommendations of the Legislative Committee:

1. That the Secretary-Treasurer contact surrounding rural Parishes regarding land use or zoning ordinances.
2. That the Police Jury go forward with implementing the provisions of LRS 15:705 (C), obtaining reimbursement from the inmates at the Parish Jail for their medical and dental care.

A motion was offered by Mr. Kermit Richard, seconded by Mr. Cade Benoit, that the police Jury accept the recommendation of the Mosquito Control Committee. Mr. A. J. Broussard voted no.

1. To extend the contract of Mosquito Control Contractors Incorporated for an additional one (1) year as provided in the contract documents.

A motion was offered by Mr. Cade Benoit, seconded by Mr. Felton Moreau and carried, that the Police Jury accept the recommendation of the Personnel Committee:

1. To ratify the appointment of Michael Schexnider as Parish Road Manager.

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

1. That the Police Jury accept the donation of property beneath Oaktree Lane in Oakwood Subdivision.
2. Instruct Parish Road Manager to receive additional proposals for a building to house overlay equipment.
3. Instruct the Parish Road Manager to obtain three quotes for the repair of the bridges on Muskrat Road and Ellis Road.

A motion was offered by Mr. Felton Moreau, seconded by Mr. A. J. Broussard and carried, that the Police Jury accept the recommendation of the Solid Waste Committee:

1. To authorize the Secretary-Treasurer to advertise for the purchase of a compactor for use at the Landfill.

RESOLUTION

BY MESSRS: CADE BENOIT AND KERMIT RICHARD

WHEREAS, the firm of Broussard, Poché, Lewis & Breaux submitted a proposal to serve as independent auditors for the Acadia Parish Police Jury, **and**

WHEREAS, the proposal is for an audit examination of the general purpose financial statements of the Acadia Parish Police Jury for the three years ending December 31, 2011, **and**

WHEREAS, the audits are to be in accordance with generally accepted governmental auditing standards adopted by the American Institute of Certified Public Accountants; the Governing Auditing Standards promulgated by the United States Comptroller General, as they pertain to financial and compliance audits; the Office of Management and Budget's Compliance Supplement for Single Audits of State and Local Governments, and Circular A-128, Audits of State and Local Governments; Public Law 98-502, Single Audit Act of 1984, and will include such tests of the accounting records and procedures that may be deemed necessary under the circumstances, and

WHEREAS, the proposal submitted was as follows:

Audit of the 2009 financial statements \$42,000
Audit of the 2010 financial statements \$37,000
Audit of the 2011 financial statements \$39,000

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 9th day of February, 2010, does hereby accept the proposal submitted by Broussard, Poché, Lewis & Breaux for the period of three years ending December 31, 2011.

BE IT FURTHER RESOLVED that the President is hereby empowered, authorized and directed to execute and engagement letter with the said Broussard, Poché, Lewis & Breaux.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur

TERRY L. LACOMBE A. J. CREDEUR

SECRETARY-TREASURER PRESIDENT

The Finance Committee had previously reviewed the proposals of Cloyd, Wimberly, and Villemarette, L.L.C. and Bellard Law Offices for legal services.

After reviewing the proposals the Committee recommended that the matter be brought to the full Jury.

A motion was offered by Mr. John Quebodeaux, seconded by Mr. Kermit Richard, that the Police Jury re-appoint Mr. Douglas Wimberly as Parish Attorney. A substitute motion was offered by Mr. Alton Stevenson, seconded by Mr. Felton Moreau, that the Police Jury appoint Mr. Nicholas Bellard as Parish Attorney. A roll call vote on the substitute motion to appoint Mr. Nicholas Bellard was as follows: YEAS: Cade Benoit, Felton Moreau, Thomas Sonnier, and Alton Stevenson. NAYS: A. J. Broussard, John Quebodeaux, and Kermit Richard.

RESOLUTION

BY MESSRS: ALTON STEVENSON AND FELTON MOREAU

WHEREAS, the Acadia Parish Police Jury deems it necessary to retain independent Legal Counsel, **and**

WHEREAS, Mr. Nicholas A. Bellard has been found to be appropriately versed and prepared in matters regarding Government practice.

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 9th day of February, 2010, does hereby employ the professional services of Mr. Nicholas A. Bellard, as Legal Counsel, subject to the approval of the Attorney General.

BE IT FURTHER RESOLVED that the an hourly fee be set at \$150.00 for the first ten hours billed each calender month and all subsequent monthly billed hours to be set at an hourly fee of \$125.00.

YEAS: Alton Stevenson, Thomas Sonnier, Cade Benoit and Felton Moreau.

NAYS: A. J. Broussard, Kermit Richard, and John Quebodeaux.

ABSENT: None.

ADOPTED: FEBRUARY 9, 2010

ATTEST:

/s/ Terry L. Lacombe /s/ A. J. Credeur

TERRY L. LACOMBE A. J. CREDEUR

SECRETARY-TREASURER PRESIDENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE MEETING, THE MOTION WAS OFFERED DULY SECONDED, THAT THE MEETING ADJOURN UNTIL THE NEXT REGULARLY SCHEDULED MEETING OF MARCH 9, 2010, AT THE HOUR OF 6:30 P.M.

SECRETARY-TREASURER PRESIDENT