

**PROCEEDINGS OF THE POLICE JURY, PARISH OF OUACHITA,  
STATE OF LOUISIANA, TAKEN AT A SPECIAL CALLED  
MEETING HELD FRIDAY, JUNE 5, 2009 AT 12:37 P.M.**

The Police Jury of the Parish of Ouachita, State of Louisiana met in Special called legal session in the Ouachita Parish Police Jury Meeting Room, Courthouse Building, Monroe, Louisiana on Monday, June 5, 2009 at 12:37 p.m., and was duly convened by Mr. Shane Smiley, President, who stated that the Police Jury was ready for the transaction of business.

<b><u>Members Present</u></b>	<b>(6)</b>
<b>Charles Jackson</b>	<b>District A</b>
<b>Mack Calhoun</b>	<b>District B</b>
<b>Walt Caldwell</b>	<b>District C</b>
<b>Dorth Blade</b>	<b>District D</b>
<b>Shane Smiley</b>	<b>District E</b>
<b>Pat Moore</b>	<b>District F</b>

<b><u>Members Absent</u></b>	<b>(0)</b>
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Invocation was given by Mr. Cammack. Pledge of Allegiance to the flag was led by Mr. Cammack.

The president spoke regarding the Economic Development Funding Agreement. The following resolution was offered by Mr. Smiley, seconded unanimously:

**RESOLUTION NO. 09-50**

**A RESOLUTION AUTHORIZING A CO-OPERATIVE ENDEAVOR WITH THE CITIES OF MONROE AND WEST MONROE, *ET AL*, TO PROVIDE ECONOMIC DEVELOPMENT AND/OR INDUSTRIAL INDUCEMENT FUNDING IN CONNECTION WITH THE LOCATION OF A MAJOR EMPLOYER IN THE FORMER “GUIDE PLANT” IN OUACHITA PARISH, LOUISIANA; AND FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, the State of Louisiana’s Department of Economic Development (“Louisiana Economic Development” or “LED”) has received an application from a private industrial concern (hereinafter “Company”), for benefits to be awarded under LED program(s) that, in accordance with Louisiana law, provide inducements for businesses to locate their operations in the State of Louisiana and to employ Louisiana residents;

**WHEREAS**, the inducement benefits requested from LED by the Company will include funds to be used by or for the Company for expenses incurred in connection with remodeling, improving, equipping, and operating the building, formerly known as the Guide Plant, located at

or near the intersection of U.S. Interstate 20 and La. Hwy. 594 in Ouachita Parish, Louisiana, where the Company will operate a manufacturing facility.

**WHEREAS**, the Company's operations will result in the employment of a significant number of local residents in quality jobs with benefits, as well as other positive impacts on the local, regional and state economies.

**WHEREAS**, the provision of these inducement benefits to the Company by LED will be governed by and subject to an agreement between LED and the Company, *et al* , (hereinafter referred to as the "Inducement Agreement").

**WHEREAS**, LED has advised the Ouachita Parish Police Jury that the funding of the Inducement Agreement could require a significant financial contribution from local government in the event that LED is not able to complete said funding from other sources available to it.

**WHEREAS**, LED has also advised the Ouachita Parish Police Jury that in the event it becomes necessary for LED to recover any portion of the funding of the Inducement Agreement through any mortgage, security device, contractual agreement, call-back, or other arrangement securing the funding provided to or for the Company by LED, then the Ouachita Parish Police Jury shall receive a proportionate share of such recovery

**WHEREAS**, the Ouachita Parish Police Jury finds that it is in the interest of the citizens of Ouachita Parish for their local governments to co-operatively provide an assurance of financial assistance and support to LED by the commitment of financial contributions to the funding of the Inducement Agreement should such contributions become necessary.

**NOW, THEREFORE:**

**BE IT RESOLVED** by the Ouachita Parish Police Jury in a called special and legal session that the President be authorized to execute a Co-operative Endeavor Agreement with the cities of Monroe and West Monroe, *et al*, to provide an assurance of financial assistance and support to LED by the commitment of financial contributions to the funding of the Inducement Agreement should such contributions become necessary and to determine the conditions and allocation of such contributions; and,

**BE IT FURTHER RESOLVED** that in order to carry out the purposes of the above referenced Co-Operative Endeavor Agreement, the President is further authorized to execute the Inducement Agreement referred to above on behalf of the Ouachita Parish Police Jury.

The above resolution was adopted the 5<sup>th</sup> day of June 2009.

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The president asked Mr. Murray to speak regarding the change order for the vehicle wash facility. Mr. Murray spoke regarding the matter and stated that funding was available for the facility. Motion offered by Mr. Calhoun, seconded by Mr. Blade to accept the recommendation

of the Public Works Director for Option 2 of the Change Order for the Vehicle Wash Facility. Motion passed without opposition.

The president asked Mr. Harrison to speak regarding the supplemental contract for the Finks Hideaway Road Project. Mr. Harrison stated that the original contract was signed in 1996 and since that time the contractual language has changed. Mr. Harrison recommended that the authorization of supplemental agreement no. 1 and authorize the president to sign the document. Discussion ensued. The following resolution was offered by Mr. Smiley, seconded by Mr. Calhoun:

### **RESOLUTION NO. 09-51**

**A RESOLUTION AUTHORIZING THE EXECUTION OF SUPPLEMENTAL AGREEMENT NO. 1 TO THE AGREEMENT BETWEEN THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT AND THE OUACHITA PARISH POLICE JURY FOR STATE PROJECT NOS. 700-24-0087 & 742-06-0050, F.A.P. NOS. STPM – 8546(001) & STPM - 8456(002), FINK'S HIDEAWAY ROAD (US 165 – RAYMOND DR.), OUACHITA PARISH, LOUISIANA; AND FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, on October 15, 1996, the Louisiana Department of Transportation and Development and the Ouachita Parish Police Jury entered into an Agreement for State Project Nos. 700-24-0087 & 742-06-0050, F.A.P. Nos. STPM – 8546(001) & STPM - 8456(002), Fink's Hideaway Road (US 165 – Raymond Dr.), Ouachita Parish; and

**WHEREAS**, the Louisiana Department of Transportation and Development now wishes to amend the original Agreement to update with current language; and

**WHEREAS**, the Ouachita Parish Police Jury is agreeable to amending the original Agreement as provided for in Supplemental Agreement No. 1, attached hereto and made a part hereof;

**NOW THEREFORE:**

**BE IT RESOLVED** by the Ouachita Parish Police Jury in legal and special session convened on the 5<sup>th</sup> day of June, 2009, that the Ouachita Parish Police Jury hereby authorizes the execution of Supplemental Agreement No. 1 to the Agreement with the Louisiana Department of Transportation and Development for State Project Nos. 700-24-0087 & 742-06-0050, F.A.P. Nos. STPM - 8546(001) & STPM - 8456(002), Fink's Hideaway Road (US 165 – Raymond Dr.), Ouachita Parish, Louisiana; and

**BE IT FURTHER RESOLVED** that Shane Smiley, President, is hereby authorized and empowered to execute said Supplemental Agreement No. 1 on behalf of the Ouachita Parish Police Jury.

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**OTHER BUSINESS:**

Mr. Mitchell spoke regarding a waiver to the agenda to consider a Special Events Alcoholic Beverage Permit for the Ouachita Council on Aging. Motion offered by Mr. Blade, seconded by

Mr. Caldwell to amend the agenda to take up the matter of a special events permit to meet the deadlines of the state. Motion passed unanimously.

Mr. Mitchell recommended approval of a Special Events Alcoholic Beverage Permit for the Ouachita Council on Aging fund raising event. Motion offered by Ms. Moore, seconded by Mr. Caldwell to approve the permit. Motion passed without opposition.

There being no other business to come before the jury, a motion to adjourn was offered by Mr. Caldwell, seconded by Mr. Jackson. The meeting was adjourned at 12:48 p.m.

**ADJOURN!**