

**PROCEEDINGS OF THE POLICE JURY, PARISH OF OUACHITA,
STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING
HELD ON, MONDAY, APRIL 7, 2014 AT 5:31 P.M.**

The Police Jury of the Parish of Ouachita, State of Louisiana met in a regular session in the Ouachita Parish Police Jury Meeting Room, Courthouse Building, Monroe, Louisiana on Monday, April 7, 2014 at 5:31 p.m., and was duly convened by Mr. Shane Smiley, President.

The invocation was given by the president. The Pledge of Allegiance to the flag was led by the president.

<u>Members Present</u>	(5)
Scotty Robinson	District A
Mack Calhoun	District B
Walt Caldwell	District C
Shane Smiley	District E
Pat Moore	District F
<u>Members Absent</u>	(1)
Ollibeth Reddix	District D

APPROVAL OF AGENDA:

The president asked if there were any additions or amendments to the agenda. There were none. Motion offered by Mr. Caldwell, seconded by Mr. Robinson to approve the agenda as published. Motion passed without opposition.

Dr. Reddix entered the meeting at this point.

PUBLIC COMMENT PERIOD:

The president asked for public comments on the agenda as approved. No one appeared or came forth to speak during this time.

A motion to adopt the minutes of the regular Police Jury meeting including the Committee Meetings held on March 17, 2014, was offered by Mr. Caldwell, seconded by Mr. Robinson. Motion passed with Ms. Moore and Dr. Reddix abstaining.

PUBLIC HEARING:

The president convened a public hearing on Ordinance No. 9032 – An Ordinance authorizing a conveyance of certain adjudicated properties to the Monroe Housing Authority pursuant to La. Const. Art. 14, Sec. 7 (b) and La. R.S. 47:2205, et seq.; and further providing with respect thereto. No one appeared to speak in favor of or against said ordinance. Motion offered by Mr. Caldwell, seconded by Ms. Moore to close the public hearing. Motion passed without opposition.

The president announced the following service award for the month of March.

GREEN OAKS

Mahogany Gates – 5 Years

PUBLIC WORKS

Michael Adams – 20 Years

Ms. Moore recognized Robin Toms and stated that Ms. Toms was named Library Director of the Year for the state of Louisiana and that the Ouachita Parish Public Library was recognized as a Star Library by the Louisiana Journal.

Mr. Mitchell presented Mr. Calhoun a pin from the Police Jury Association of Louisiana for completing three terms.

VISITORS:

The president recognized Gardner Smith, 1427 Finks Hideaway Road, Monroe. Mr. Smith spoke regarding possibly developing a public rifle range on Moore Road. Mr. Smith stated that the closet neighbor is 501 yards away. Mr. Smith stated that there is only one egress to the property and he would like for there to be a bridge over Gourd Bayou to access the property. Mr. Smith stated that berms will be built using dirt from the property. Discussion ensued.

The president recognized Rev. James Johnson, 95 Moore Road, Monroe. Rev. Johnson stated his opposition to the proposed rifle range and stated that he would prefer a more positive development in that area.

The president recognized Bill Land, Land 3 Architect, Inc. Mr. Land spoke regarding the fire station renovations to add a truck bay at three stations. Mr. Land stated that the estimate is \$175,000 per station. Motion offered by Mr. Calhoun, seconded by Dr. Reddix to approve the contract with Land 3 Architect, Inc. for the renovations. Motion passed without opposition.

Mr. Land spoke regarding the courthouse annex HVAC project and stated that there were some changes after reviewing the list of work needed. Mr. Land explained that there is a problem with humidity in two of the courtrooms and that the system at the annex is antiquated. Mr. Land stated that the mechanical engineer recommended upgrading the annex system to the same system as the courthouse. Mr. Cammack recommended moving forward with the HVAC repairs for the courtrooms and a pump repair for the annex, but not the major renovation of the annex HVAC system at this time but the Jury could review the project during the fall budget process. Motion offered by Mr. Calhoun, seconded by Ms. Moore to approve repairs to the HVAC system as recommended by Mr. Cammack. Motion passed without opposition.

DEPARTMENT HEAD REPORTS

The following department heads presented monthly reports.

CODE ENFORCEMENT:

Deputy Wayne Heckford

Deputy Heckford spoke regarding Leaders Against Litter and stated that there will be a press conference on April 11 at 9:30 at the RiverMarket. Deputy Heckford also spoke regarding the Household Hazardous Waste Collection and stated that they had 517 vehicles come through.

FEDERAL PROGRAMS:

Ms. Doretha Bennett, Director

Ms. Bennett stated that she did not have any items to add to her written report.

FIRE DEPARTMENT:

Chief Patrick Hemphill

Chief Hemphill stated there was a lightning strike at headquarters that damaged some equipment but that service was uninterrupted.

GREEN OAKS:

Mr. Lamar Anderson, Director

Mr. Anderson presented the bid results for the second quarter food and food products. Motion offered by Dr. Reddix, seconded by Mr. Caldwell to accept the low bid of \$25,634.81 from Reinhart Food Service. Motion passed without opposition.

HOMELAND SECURITY &

EMERGENCY PREPAREDNESS:

Mr. Neal Brown, Director

Mr. Brown stated that he did not have any items to add to his written report.

LIBRARY:

Ms. Robin Toms, Director

Ms. Toms stated that she did not have any items to add to her written report.

OCC:

Warden Patrick Johnson

Warden Johnson stated that he did not have any items to add to his written report.

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A motion to recess the regular meeting in favor of the Personnel Committee meeting was offered by Mr. Caldwell, seconded by Ms. Moore. Motion passed without opposition.

PERSONNEL COMMITTEE MEETING

The chairman, Mr. Robinson, called the Personnel Committee meeting to order at 6:06 p.m. The chairman recognized Chief Hemphill, Fire Department.

Chief Hemphill recommended the following personnel actions for approval.

SICK LEAVE

Amin, I.	Extended Sick Leave	Effective 03/16/2014
Hannon, M.	Termination of Extended Sick Leave	Effective 03/10/2014

Jones, J.	Termination of Extended Sick Leave	Effective 03/11/2014
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Motion offered by Mr. Caldwell, seconded by Dr. Reddix to approve the sick leave as recommended by the chief. Motion passed without opposition.

CONFIRMATIONS

Daniels, R.	From Prob Deputy Chief	To Deputy Chief	Effective 04/01/2014
Bennett, M.	From Prob District Chief	To District Chief	Effective 04/01/2014
Jackson, M.	From Prob Fire Captain	To Fire Captain	Effective 04/01/2014

Motion offered by Mr. Calhoun, seconded by Mr. Caldwell to approve the confirmations as recommended by the chief. Motion passed without opposition.

RESIGNATIONS

Flintroy, J.	Firefighter Recruit	Effective 03/25/2014
Underwood, C.	Firefighter Recruit	Effective 04/01/2014
Eleam, D.	Firefighter Recruit	Effective 04/02/2014

Motion offered by Mr. Caldwell, seconded by Mr. Smiley to approve the resignations as recommended by the chief. Motion passed without opposition.

The chairman recognized Mr. Cammack, Treasurer. Mr. Cammack requested to promote Caitlyn Stewart from temporary to permanent part-time. Motion offered by Mr. Calhoun, seconded by Mr. Robinson to approve the request. Motion passed with Mr. Caldwell abstaining.

The chairman recognized Mr. Murray, Public Works. Mr. Murray requested to promote Roger Lee from Vehicle Wash Facility Operator to Auto Mechanic II. Motion offered by Mr. Caldwell, seconded by Mr. Calhoun to approve the request. Motion passed without opposition.

There being no other business to come before this committee, a motion to adjourn and enter into the Public Works Committee meeting was offered by Mr. Smiley, seconded by Mr. Caldwell. Motion passed without opposition.

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PUBLIC WORKS COMMITTEE MEETING

The chairman, Mr. Calhoun, called the Public Works Committee meeting to order at 6:09 p.m. The chairman recognized Mr. Murray, Director.

Mr. Murray spoke regarding the bid results for the motor grader and stated that the low bid was from LA Machinery Co. LLC. Motion offered by Mr. Calhoun, seconded by Dr. Reddix to accept the low bid from LA Machinery Co. LLC. Motion passed without opposition.

Mr. Murray spoke regarding preliminary subdivision approval for River Styx Subdivision, Unit 2 and recommended approval. Mr. Caldwell asked if the previous comments have been addressed for this subdivision. Mr. Murray stated that he has met

with the developer and his engineer and all comments have been addressed. Mr. Caldwell also asked about drainage concerns in this development. Mr. Murray explained how the developer has addressed those concerns. Motion offered by Mr. Robinson, seconded by Mr. Calhoun to grant preliminary subdivision approval for River Styx Subdivision, Unit 2 subject to comments from the Public Works Department and parish engineer. Motion passed with Mr. Caldwell opposing.

Mr. Murray spoke regarding preliminary subdivision approval for Parkwood II Estates, Unit 8 and recommended approval. Motion offered by Mr. Caldwell, seconded by Mr. Smiley to grant preliminary subdivision approval for Parkwood II Estates, Unit 8 subject to comments from the Public Works Department and parish engineer. Motion passed with Mr. Robinson abstaining.

The chairman recognized Joey Riggin, Lazenby & Associates. Mr. Riggin spoke regarding the KNOE Tower Road revocation and stated that the property owners are in agreement with the revocation. Motion offered by Mr. Smiley, seconded by Dr. Reddix to revoke KNOE Tower Road. Motion passed without opposition. Mr. Mitchell stated that this will need to be in the form of an ordinance to be introduced at the next meeting.

Mr. Riggin spoke regarding the J-1D Canal project and stated the project has been awarded to R. D. Owens Construction and that all contracts and bonds have been signed. Mr. Riggin stated that a pre-construction meeting will be April 15.

Mr. Riggin spoke regarding the T-1A Canal project and stated that the bid opening will be April 10.

Mr. Caldwell asked about the Treasure Island drainage project. Mr. Riggin stated that the Capital Outlay application has been submitted but his office has not received a response.

There being no other business to come before this committee, a motion to adjourn and reconvene the regular meeting was offered by Mr. Smiley, seconded by Dr. Reddix. Motion passed without opposition. The meeting was adjourned at 6:17 p.m.

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MOTIONS * ORDINANCES * RESOLUTIONS:

The president recognized Mr. Robinson, District A.

MR. SCOTTY ROBINSON, DISTRICT A:

Mr. Robinson introduced the following ordinance.

ORDINANCE NO. 9034

AN ORDINANCE AMENDING THE BOUNDARIES OF PRECINCTS 51 AND 53(A) OF OUACHITA PARISH, LA; AND, FURTHER PROVIDING WITH RESPECT THERETO.

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The president recognized Mr. Calhoun, District B.

MR. MACK CALHOUN, DISTRICT B:

Mr. Calhoun stated that he did not have any items.

The president recognized Mr. Caldwell, District C.

MR. WALT CALDWELL, DISTRICT C:

Mr. Caldwell asked Mr. Murray the status of Old Wall Lake Road Bridge and Cox Street Bridge. Mr. Murray stated that both bridges have been condemned by LA DOTD but that they can be replaced with culverts. Mr. Mitchell stated that the supplier could not provide the culverts needed for these projects under the present culvert supply contract. Mr. Mitchell stated that an emergency can be declared to allow for deviation from public bid law due to the closures being sudden and unexpected. This would allow the culverts needed for these bridge replacements to be purchased by obtaining quotes, thereby avoiding the delay of formal advertisement and bids. Motion offered by Mr. Caldwell, seconded by Dr. Reddix to certify the existence of a public emergency concerning the replacement of these bridges and to approve the purchase of the culverts. Ms. Moore asked about the Hadley Street Bridge. Mr. Murray stated that the he is working on obtaining quotes for repairs to the Hadley Street Bridge in an effort to get the bridge open. After discussion, motion passed without opposition.

Mr. Caldwell asked about a temporary right-of-way for a detour at Old Wall Lake Road. Mr. Mitchell stated that the property owner east of the bridge requested that the parish restore the property at the end of the end of the use of the detour and that the parish hold him harmless from any claims. Mr. Mitchell requested approval for the president to execute the temporary right-of-way agreement. Motion offered by Mr. Caldwell, seconded by Mr. Robinson to approve the president to sign the agreement. Motion passed without opposition.

The president recognized Dr. Reddix, District D.

DR. OLLIBETH REDDIX, DISTRICT D:

Dr. Reddix spoke regarding a letter of support for Rowan Court and asked for support from the Jury. Motion offered by Dr. Reddix, seconded by Mr. Caldwell to provide a letter of support from the Jury. Motion passed without opposition.

MR. SHANE SMILEY, DISTRICT E:

Mr. Smiley, seconded by Mr. Caldwell offered the following ordinance for adoption.

ORDINANCE NO. 9032

AN ORDINANCE AUTHORIZING A CONVEYANCE OF CERTAIN ADJUDICATED PROPERTIES TO THE MONROE HOUSING AUTHORITY PURSUANT TO LA. CONST. ART. 14, Sec. 7 (B) AND LA. R.S. 47:2205, ET SEQ.; AND FURTHER PROVIDING WITH RESPECT THERETO.

WHEREAS, La. R.S. 47:2205 authorizes the donation of adjudicated properties for purposes allowed by the Louisiana Constitution;

WHEREAS, La. Const. Art. 14, Sec. (7)(B) authorizes the donation of blighted or abandoned housing property to non-profit organization who agree to renovate and maintain such properties until conveyance of such properties by the organization;

WHEREAS, the Monroe Housing Authority (“MHA”) has requested the donation of the following properties in the Robinson Place Subdivision that have long been abandoned and adjudicated to the Ouachita Parish Police Jury for the purpose of constructing quality affordable housing thereon:

1. Parcel 9174 Ward 30 Lot 22 SQ D Robinson Place Addn
2. Parcel 58644 Ward 30 Lot 6 Sq c Robinson Place Addn
3. Parcel 87040 Ward 30 Lots 2 & 3 SQ E Robinson Place Addn
4. Parcel 61130 Ward 30 Lot 1 SQ F Robinson Place Addn
5. Parcel 80015 Ward 30 Lot 13 SQ F Robinson Place Addn; and,

WHEREAS, the Ouachita Parish Police Jury finds that such donation is in the public interest and in accordance with applicable law;

NOW, THEREFORE:

BE IT ORDAINED that the Ouachita Parish Police Jury does hereby authorize the donation of the abandoned adjudicated properties identified above to the Monroe Housing Authority upon completion of the procedures for the donation of adjudicated property pursuant to La. R.S. 47:4201, *et seq.*;

BE IT FURTHER ORDAINED that the President of the Ouachita Parish Police Jury be, and hereby is, authorized to execute such document as are reasonable and necessary to complete the donation described above.

The ordinance was introduced on the 17th day of March, 2014.

The ordinance was submitted to a roll call vote, and the vote thereon was as follows:

YEAS: (6) Mr. Scotty Robinson, District A; Mr. Mack Calhoun, District B; Mr. Walt Caldwell, District C; Dr. Ollibeth Reddix, District D; Mr. Shane Smiley, District E; and Ms. Pat Moore, District F.

NAYS: (0)

ABSTAIN: (0)

ABSENT: (0)

The ordinance was adopted this 7th day of April, 2014.

Mr. Smiley, seconded by Mr. Robinson offered the following resolution for adoption.

RESOLUTION NO. 14-15

A RESOLUTION PROCLAIMING THE MONTH OF APRIL AS FAIR HOUSING MONTH IN OUACHITA PARISH; AND FURTHER PROVIDING WITH RESPECT THERETO:

WHEREAS, the strength of our nation flows from the promise of individual equality an freedom of choice; and

WHEREAS, the 46th Anniversary of the National Fair Housing Law, Title VIII of the Civil Rights Act of 1968, during the month of April, is an occasion for all Americans – individually and collectively – to rededicate themselves to the principle of freedom from housing discrimination whenever it exists. This law guarantees for each citizen that critical, personal element of freedom of choice – selection of the home; and

WHEREAS, a fair housing law has been passed by the state of Louisiana, and implementation of the law requires the positive commitment, involvement, and support of each of our citizens; and

WHEREAS, the departments and agencies of the state of Louisiana are to provide leadership in the effort to make fair housing not just an idea, but an ideal for all our citizens; and

WHEREAS, barriers that diminish the rights and limit the options of any citizen will ultimately diminish the rights and limit the options of all

NOW, THEREFORE, we the Ouachita Parish Police Jury do hereby proclaim the month of April 2014, as Fair Housing Month in the Parish of Ouachita.

The above resolution was adopted the 7th day of April 2014.

* * *

Mr. Smiley, seconded by Mr. Caldwell offered the following proclamation.

PROCLAMATION

WHEREAS, the health, cleanliness, and beautification of our community and state greatly depend on the services of Keep Monroe Beautiful, Keep West Monroe Beautiful, Keep Ouachita Parish Beautiful and Keep Louisiana Beautiful; and

WHEREAS, the support of an informed citizenry and strong community leaders from all walks of life is vital to the accomplishment of strong litter prevention, recycling, beautification and community enhancement programs; and

WHEREAS, the quality and effectiveness of litter prevention, recycling, beautification and community enhancement programs is vitally dependent upon the efforts and skills of Keep Monroe Beautiful, Keep West Monroe Beautiful, Keep Ouachita Parish Beautiful, Keep Louisiana Beautiful, and a team of dedicated political officials, the business community, school and church leaders, community and civic groups, and individual volunteers, all working together for a cleaner Louisiana;

NOW, THEREFORE, I, Shane Smiley, President of Ouachita Parish Police Jury, do hereby proclaim Friday, April 11th, 2014 as ***Leaders Against Litter Day*** in Ouachita Parish and call upon all citizens and local leaders to recognize the contributions which Keep Ouachita Parish Beautiful makes daily to the cleanliness and beautification of our community, and in doing so, for said citizens and local leaders to pledge their support to Keep Ouachita Parish Beautiful and to take a stand against litter.

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Mr. Smiley, seconded by Mr. Caldwell offered the following resolution for adoption.

RESOLUTION NO. 14-17

A RESOLUTION REQUESTING THAT STATE FUNDS ALLOCATED BY LAW TO OUACHITA PARISH FROM THE “PARISH TRANSPORTATION FUND” NOT BE DIRECTED TO THE TOWN OF RICHWOOD OR THE TOWN OF STERLINGTON; AND, FURTHER PROVIDING WITH RESPECT THERETO.

WHEREAS, Article VII Section 27 of the Constitution of Louisiana allocates certain gasoline taxes to the Parish Transportation Fund to provide “monies to the parishes for road purposes” in accordance with the provisions of La. R.S. 48:751, *et seq.*;

WHEREAS, La. R.S. 48:756 provides that a portion of the monies from the Parish Transportation Fund “shall be distributed to the several parish governing authorities on a per capita basis in population categories” and that additional monies from the Parish Transportation Fund “shall be distributed to the parishes” on the basis of the total miles of parish roads;

WHEREAS, La. R.S. 48:755 requires each parish governing authority to “adopt a parishwide system of administration inclusive of parish roads within municipalities” and “shall develop a parishwide program of construction inclusive of parish roads within municipalities;”

WHEREAS, the Ouachita Parish Police Jury, as the governing authority of Ouachita Parish, has a parishwide system for the administration of parish road and a parishwide program for the construction of parish roads, both of which include the parish roads in the Towns of Richwood and Sterlington;

WHEREAS, the Louisiana law makes no provision for the allocation of Parish Transportation Fund monies to municipalities, except for allocations to specified cities for public transit services; and,

WHEREAS, for several years the Louisiana Legislature has adopted late amendments to the state budget directing eight-percent (8%) of the Parish Transportation Fund allocation for Ouachita Parish to the Town of Richwood, despite the fact that the Ouachita Parish Police Jury is responsible for road construction and maintenance in said town and the fact that said allocation far exceeds the percentage of both parish roads and parish population in said town;

WHEREAS, additionally in 2013 the Legislature similarly directed three percent (3%) of the Parish Transportation Fund allocation for Ouachita Parish to the Town of Sterlington;

WHEREAS, these legislative allocations to the Town of Richwood and the Town of Sterlington result in a grossly disproportionate share of Parish Transportation Fund money being directed to Richwood and Sterlington to the detriment of all citizens in the unincorporated areas of Ouachita Parish, particularly given that the Ouachita Parish Police Jury includes the parish roads in Richwood and Sterlington in its parishwide system for administration and construction of parish roads; and,

WHEREAS, of Louisiana's sixty four parishes it appears the only other instance in which amendments are made to the state budget to direct such monies from the Parish Transportation Fund to municipalities occurs with respect Jefferson Parish where specific portions of Jefferson Parish's statutory Parish Transportation Fund allocation are directed to municipalities in that parish. It is the Ouachita Parish Police Jury's understanding that such allocations are made with the consent of the parish governing authority of Jefferson Parish;

NOW, THEREFORE:

BE IT RESOLVED that the Ouachita Parish Police Jury in regular and legal session does hereby request that the Parish Transportation Fund allocation for Ouachita Parish be distributed in accordance with the Parish Transportation Fund Law (La. R.S. 48:751, et seq.) and that the 2014-15 budget adopted for the State of Louisiana not direct any portion of Ouachita Parish's allocation to the Towns of Richwood or Sterlington;

BE IT FURTHER RESOLVED that in accordance with said Parish Transportation Fund Law the Ouachita Parish Police Jury will continue to include those parish roads within the Towns of Richwood and Sterlington in its parishwide system for the administration and construction of parish roads.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the delegation representing citizens of Ouachita Parish in the Louisiana Legislature and to the members of the legislature's appropriation committees.

The above resolution was adopted the 7th day of April, 2014. Dr. Reddix opposed.

Mr. Smiley introduced the following ordinance.

ORDINANCE NO. 9033

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF OUACHITA TO SELL ADJUDICATED PROPERTY DESCRIBED AS: Parcel No. 13470 IN ACCORDANCE WITH LA R.S. 47: 2202 ET SEQ. AND TO AUTHORIZE THE OUACHITA PARISH POLICE JURY PRESIDENT TO SIGN ALL NECESSARY DOCUMENTS AND TO ADDRESS THEIR MATTERS RELATIVE THERETO

WHEREAS, the immovable property described below was adjudicated to the Parish of Ouachita on June 1, 1994 for nonpayment of taxes; and

WHEREAS, the three (3) year period for redemption provided by Art. 7, §25 of the Louisiana Constitution has elapsed, as well as the five (5) year redemption period established by Parish Ordinance No: 9016 and the owner of record has failed to redeem the adjudicated property; and

WHEREAS, LA R.S. 47: 2202 et seq. provides that the Parish may sell adjudicated property in accordance with law after the expiration of the period for redemption; and

WHEREAS, the Parish of Ouachita has declared the property described below surplus and not needed for a public purpose and to dispose of said property in accordance with LA R.S. 47:2202, et seq.; and

WHEREAS, in accordance with L.A. R.S. 47:2202 the Parish of Ouachita has set a minimum bid for public sale at \$1909.00; and

WHEREAS, the property described herein below is scheduled for public auction on Tuesday, May 13, 2014 at 11:00 am at 300 St. John Street, Suite 200, Monroe, Louisiana 71210.

WHEREAS, the Parish of Ouachita has received a written offer to purchase said property from ___ [to be determined at auction] ___ for the consideration of \$_____ (___ [to be determined at auction] ___) cash, at the time of sale and has been accepted by the Ouachita Parish Police Jury; and

NOW BE IT ORDAINED by the Ouachita Parish Police Jury, that any Act of Sale of the below described property shall contain the following conditions and requirements:

- 1) This property described as Ouachita Parish Parcel #1347, and more fully described as:

1.9 acres in NE4 of NW4, Sec. 13, T17N, R4E beginning 380 feet, W of NE corner, parcel # 13470

- 2) This property shall be sold in accordance with LS-R.S. 47:2201 et. seq., without any warranty, from either the Parish or its agent, Management Company, whatsoever, even as to the return of the purchase price.
- 3) The sale shall include a reservation of all mineral rights to the Parish, but shall convey all surface rights.
- 4) The sale shall be on a form approved by the Parish Attorney and that the sales price is paid by certified funds at the time of the sale.
- 5) The following shall be completed prior to closing of sale:
 - a. E&P LLC shall certify in writing to the Parish Attorney that they have examined the mortgage records, conveyance records, probate and civil suit records of the Parish of Ouachita and that attached to this certification will be a written list of names and last known addresses of all owners, mortgagees, and any other person who may have a vested or contingent interest in the property, or who has filed a request for notice as provided in the former provisions LS-R.S. 33:4720.17(B), as indicated in those records.
 - b. E&P LLC will provide notice to those persons identified in accordance with LS-R.S. 47:2201 et. seq. Proof of said notice will be filed in the conveyance records of Ouachita Parish immediately after the Act of Sale.
 - c. At the time of closing, the E&P LLC will certify in writing to Parish Attorney and Clerk of Court that the number of days mandated by LS-R.S. 47:2201 et. seq. has elapsed since the above required notice was made or attempted and that the property has not been redeemed by the payment of the taxes owed.

BE IT FURTHER ORDAINED, by the Ouachita Parish Policy Jury, that the Police Jury President is hereby authorized to execute a Cash Sale of the above described adjudicated property to the highest acceptable bidder. The Cash Sale shall contain all of the above conditions and requirements and shall be executed within the timelines specified.

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The president recognized Ms. Moore, District F.

MS. PAT MOORE, DISTRICT F:

Ms. Moore, seconded by Dr. Reddix offered the following resolution for adoption.

RESOLUTION NO. 14-16

AN RESOLUTION DIRECTING THE OUACHITA PARISH HOUSING OFFICE TO REQUIRE THE OWNER OF EACH OCCUPIED RESIDENTIAL

RENTAL UNIT IN THE UNINCORPORATED AREA OF OUACHITA PARISH, LOUISIANA, FOR WHICH A VOUCHER IS ISSUED OR ADMINISTERED BY THE OUACHITA PARISH HOUSING OFFICE, TO MAINTAIN A CONTRACTUAL ARRANGEMENT FOR THE PERIODIC COLLECTION, CONVEYANCE, AND DISPOSAL OF SOLID WASTE FROM SUCH RESIDENCE BY A FRANCHISE AGENT; AND, FURTHER PROVIDING WITH RESPECT THERETO.

WHEREAS, La. R.S. 33:1236(31) generally authorizes the police juries of this state to regulate the disposal of garbage;

WHEREAS, the Ouachita Parish Police Jury issues non-exclusive franchises to companies in the business of collecting, conveying and properly disposing of solid waste in the unincorporated area of Ouachita Parish and most residents and businesses voluntarily utilize such services;

WHEREAS, nonetheless the use of such garbage service is voluntary and some residents fail to dispose of their solid waste in a legal or appropriate fashion;

WHEREAS, improper and illegal dumping of typical household solid waste causes the public to incur significant expense and difficulties, including but not limited to, trespassing by those dumping illegally; clean-up costs incurred by the public and by victimized landowners; congestion of public drains resulting in the aggravation of flooding problems; increased costs of roadside litter pick-up in connection with mowing; and, enforcement costs. Further such illegal dumping of household solid waste causes general damage to the aesthetic beauty of Ouachita Parish; decreases the sense of pride among parish citizens; and makes a negative impression on visitors and businesses that could adversely impact economic development in our region;

WHEREAS, the experience and information gained from the work of the Ouachita Parish Code Enforcement officers, the Ouachita Parish Administrative Hearing Officer, and the Ouachita Parish Public Works Department further shows that improper and illegal dumping of typical household solid waste from residences occurs most often from rental units and that the ill-effects of such illegal dumping are much more evident in urban or suburban areas of the parish having a high concentration of residential rental units;

WHEREAS, the Ouachita Parish Police Jury finds that it is in the public interest for the owners of all occupied residential rental units in the unincorporated areas of Ouachita Parish to provide a regular, reliable method for the proper collection, conveyance, and disposal of their solid waste through the services of a franchise agent; and,

WHEREAS, the owners of residential rental units participating in the voucher programs of the Ouachita Parish Housing Office have voluntarily agreed to subject those

properties to a higher level of governmental regulation in exchange for receiving the benefits of participation in said voucher programs; and,

WHEREAS, garbage pick-up is a utility that the Ouachita Parish Housing Office may require landowners to provide for their residential units under the HUD guidelines governing the voucher programs of the Ouachita Parish Housing Office;

NOW, THEREFORE:

BE IT RESOLVED by the Ouachita Parish Police Jury in legal and regular session that the Ouachita Parish Housing Office be, and hereby is, authorized and directed to take such steps as are reasonable and necessary to require the owner of every occupied residential rental unit in the unincorporated area of Ouachita Parish that participates in the voucher program(s) of the administered by the Ouachita Parish Housing Office to maintain a contractual arrangement that provides for the collection, conveyance, and disposal of solid waste from such residential rental unit by a franchise agent on a regular basis of not less than weekly.

For purposes of this Resolution the term “residential rental unit” shall include structures such as houses, mobile homes, apartments, duplexes, and the like, for which an owner or custodian receives compensation in the form of rent paid by or for tenants residing therein.”

BE IT FURTHER RESOLVED that to the extent allowed by HUD regulations the Ouachita Parish Housing Office shall further take steps to provide for the costs of such garbage service in the rent subsidy for residential rental units participating in the voucher program(s) administered by the Ouachita Parish housing Office.

The above resolution was adopted the 7th day of April, 2014.

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Ms. Moore asked to defer the matter concerning the Blue Cross Blue Shield/Shady Grove walking trail.

ADMINISTRATIVE REPORTS:

The president recognized Mr. Cammack, Treasurer.

FISCAL: Mr. Brad Cammack, Treasurer

Mr. Cammack stated that he did not have any additional items.

The president recognized Mr. Mitchell, Assistant District Attorney.

LEGAL: Mr. Jay B. Mitchell, Assist. Dist. Attorney

Mr. Mitchell recommended approval of the lease with Greg Madden for FEMA flood buy-out property at Jim Reeves Road. Motion offered by Mr. Robinson, seconded by Dr. Reddix to approve the lease. Motion passed without opposition.

Mr. Mitchell recommended approval of the lease with Carr Properties for FEMA flood buy-out property at Laurel Street. Mr. Mitchell asked the Jury to waive the first year's fee due to damages to the air conditioning unit on Carr's adjacent property from a large limb off a dead tree on the Parish's FEMA lot falling on the unit. Motion offered by Mr. Robinson, seconded by Dr. Reddix to approve the lease and waive the first year's fee. Motion passed without opposition.

Mr. Mitchell spoke regarding the LA DEQ MS4 agreement and recommending approval. Motion offered by Dr. Reddix, seconded by Ms. Moore to approve the agreement. Motion passed without opposition.

The president recognized Mr. John Tom Murray, Public Works Director.

PUBLIC WORKS: Mr. John Tom Murray, Director

Mr. Murray stated that he did not have any additional items.

BEER AND WHISKEY APPLICATIONS:

There were none.

OTHER BUSINESS:

There being no other business to come before the Jury, a motion to adjourn was offered by Mr. Caldwell, seconded by Mr. Robinson. The meeting was adjourned at 6:42 p.m.

Shane Smiley, President

Karen Cupit, Recording Secretary