

**PROCEEDINGS OF THE POLICE JURY, PARISH OF OUACHITA,  
STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD ON,  
MONDAY, JULY 20, 2015 AT 5:36 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, July 20, 2015 at 5:36 p.m., and was duly convened by Mr. Scotty Robinson, President.

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

<b><u>Members Present</u></b>	<b>(4)</b>
<b>Scotty Robinson</b>	<b>District A</b>
<b>Mack Calhoun</b>	<b>District B</b>
<b>Shane Smiley</b>	<b>District E</b>
<b>Pat Moore</b>	<b>District F</b>
<b><u>Members Absent</u></b>	<b>(2)</b>
<b>Walt Caldwell</b>	<b>District C</b>
<b>Ollibeth Reddix</b>	<b>District D</b>

**APPROVAL OF AGENDA:**

The president asked if there were any additions or amendments to the agenda. Ms. Moore asked to add Iona Smith as a visitor. Motion offered by Mr. Smiley, seconded by Ms. Moore to approve the agenda as published. Motion passed without opposition.

**PUBLIC COMMENT PERIOD:**

The president asked for public comments on the agenda as approved. No one came forth at this point in the meeting.

**ADOPTION OF MINUTES:**

A motion to adopt the minutes of the regular Police Jury meeting including the committee meetings held on July 6, 2015 was offered by Mr. Smiley seconded by Mr. Robinson. Motion passed with Ms. Moore abstaining.

**ANNOUNCEMENT OF 2015 TAX LEVY:**

Mr. Mitchel announced that the 2015 tax levy will be held at the September 8, 2015 Police Jury meeting.

**PUBLIC HEARINGS:**

The president convened a public hearing on Ordinance No. 9076 – An Ordinance to authorize an Act of Sale by the Parish of Ouachita to sell adjudicated property described as: Parcel No. 25122 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 the matters relative thereto. No one

appeared to speak in favor of or against said ordinance. Motion offered by Ms. Moore, seconded by Mr. Calhoun to close the public hearing. Motion passed without opposition.

The president convened a public hearing on Ordinance No. 9077 – An Ordinance amending Section 14-1 of the compiled ordinances of the Ouachita Parish Police Jury, to establish a speed limit of fifteen (15) miles per hour for Malikowski Road; providing for a public hearing; and further providing with respect thereto. No one appeared to speak in favor of or against said ordinance. Motion offered by Ms. Moore, seconded by Mr. Robinson to close the public hearing. Motion passed without opposition.

The president convened a public hearing on Ordinance No. 9079 – An Ordinance clarifying the portion of Buckley Hill Road under the jurisdiction of the Ouachita Parish Police Jury; and, further providing with respect thereto. No one appeared to speak in favor of or against said ordinance. Motion offered by Mr. Smiley, seconded by Mr. Calhoun to close the public hearing. Motion passed without opposition.

### **VISITORS:**

The president recognized Iona Smith, 1401 Parker Road, Monroe. Ms. Smith asked when the Moore Road Bridge would be reopened. Mr. Crosby stated that DOTD is anticipating that the project will be complete in August. Ms. Smith also asked to be put on the list to receive spoil dirt when there is some available in her area.

### **ENGINEERING REPORT:**

The president recognized Mr. Crosby, Engineer. Mr. Crosby presented the 2015 Public Works Road Program which includes segments of roads to be sealed or improved and recommended approval. Motion offered by Ms. Moore, seconded by Mr. Smiley to approve the 2015 Public Works Road Program as recommend. Motion passed without opposition.

Motion offered by Mr. Smiley, seconded by Mr. Robinson to recess the regular meeting in favor of the finance committee meeting. Motion passed without opposition.

### **FINANCE COMMITTEE MEETING**

The president called the finance committee meeting to order at 5:47 p.m. The president recognized Mr. Cammack, Treasurer.

Mr. Cammack presented the claim statement for the period of June 19, 2015 through July 16, 2015 and recommended approval. Motion offered by Ms. Moore, seconded by Mr. Smiley to approve the claims for the period stated as recommended by the Treasurer. Motion passed without opposition.

Mr. Cammack requested approval for the Land 3 Architect, Inc. invoice for \$3,645 for a building evaluation for Federal Programs. Motion offered by Ms. Moore, seconded by Mr. Calhoun to approve the invoice to be paid from Section 8 Housing and WIA funds. Motion passed without opposition.

Mr. Cammack presented the third quarter food and food products bid results for Green Oaks and stated that the lowest conforming bid was from Sysco Food Service in the amount of \$23,959.27. Motion offered by Mr. Robinson, seconded by Ms. Moore to accept the bid from Sysco Food Service. Motion passed without opposition.

There being no further business to come before this committee, a motion to adjourn the finance committee meeting and reconvene the regular meeting was offered by Ms. Moore, seconded by Mr. Robinson. The finance committee meeting was adjourned at 5:51 p.m.

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Motion offered by Mr. Robinson, seconded by Mr. Smiley to ratify and adopt all actions taken in the committee meeting. Motion passed without opposition.

### **MOTIONS \* ORDINANCES \* RESOLUTIONS:**

#### **MR. SCOTTY ROBINSON, DISTRICT A:**

Mr. Robinson asked to defer the matter concerning the 911 mobile computers until the August 17 meeting.

Mr. Robinson asked to defer the matter concerning St. Andrews Drive until the August 3 meeting.

Mr. Robinson, seconded by Ms. Moore offered the following ordinance for adoption.

#### **ORDINANCE NO. 9076**

**AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF OUACHITA TO SELL ADJUDICATED PROPERTY DESCRIBED AS: PARCEL NO. 25122 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 THE MATTERS RELATIVE THERETO**

**WHEREAS**, the immovable property described below was adjudicated to the Parish of Ouachita on July 9, 1990, 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 \$2,666.66; and

**WHEREAS**, the Parish of Ouachita has received a written offer to purchase said property from Leon and Lee Wesley, for the consideration of \$2,666.66 (two thousand six hundred sixty six dollars and sixty six cents) cash, at the time of sale and has been accepted by the Ouachita Parish Police Jury; and

**WHEREAS**, the property described herein below will be purchased through the Parish “Lot Next Door” program and is therefore exempt from the public bidding requirement.

**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 #25122, with municipal address 2918 Robinson Road, Richwood, LA 71202 and more fully described as:

**Lot Eight (8) of Square Two (2) of Mattie Grove Heights Subdivision to  
Ouachita Parish, Louisiana**

- 2) This property shall be sold in accordance with LS-R.S. 47:2201 et. seq., without any warranty, from either the Parish or Management Company, whatsoever, even as to the return of the purchase price.
- 3) 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.
- 4) The sale shall include a reservation of all mineral rights to the Parish, but shall convey all surface rights.
- 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.

The above Ordinance was introduced on the 6<sup>th</sup> day of July, 2015.

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

YEAS:	(4)	Mr. Scotty Robinson, District A; Mr. Mack Calhoun, District B; Mr. Shane Smiley, District E; and Ms. Pat Moore, District F.
NAYS:	(0)	
ABSTAIN:	(0)	
ABSENT:	(2)	Mr. Walt Caldwell, District C; Dr. Ollibeth Reddix, District D

The above Ordinance was adopted on the 20<sup>th</sup> day of July, 2015.

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

**RESOLUTION NO. 15-27**

**A RESOLUTION DESIGNATING JEREMY CLACK TO SERVE AS THE OUACHITA PARISH POLICE JURY’S “RESPONSIBLE CHARGE” FOR CERTAIN ROAD PROJECTS; AND, FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, the Ouachita Parish Police Jury (“OPPJ”) has applied for grant funding through the Louisiana Department of Transportation and Development (“LaDOTD”) to improve a number of roads in the unincorporated area of Ouachita Parish;

**WHEREAS**, these projects are identified as follows:

- 1) Project No. H.011784      Stubbs Vinson Rd. (Stubbs-Ritchie – US 80);
- 2) Project No. H.011747      Edwards Rd. (LA 3033 – Pine Ridge Rd.);
- 3) Project No. H.011785      Stubbs Vinson Rd. (LA 139 – Stubbs Ritchie); and,
- 4) Project No. H.011745      Sandal Street (LA 3033 – LA 34);

**WHEREAS**, the Ouachita Parish Police Jury is required to designate an employee to serve as its representative and “Responsible Charge” for these projects;

**NOW, THEREFORE:**

**BE IT RESOLVED** that the Ouachita Parish Police Jury does hereby designate its Special Projects Coordinator, Jeremy Clack, as “Responsible Charge” for the above-described projects.

The above resolution was adopted the 20<sup>th</sup> day of July, 2015.

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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 stated that Mr. Caldwell and Dr. Reddix were not at the meeting.

The president recognized Mr. Smiley, District E.

**MR. SHANE SMILEY, DISTRICT E:**

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

**ORDINANCE NO. 9079**

**AN ORDINANCE CLARIFYING THE PORTION OF BUCKLEY HILL ROAD UNDER THE JURISDICTION OF THE OUACHITA PARISH POLICE JURY; AND, FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, the State of Louisiana has indicated that it intends to replace the bridge on Buckley Hill Road immediately west of Wham Brake;

**WHEREAS**, the measurements reflected in the Ouachita Parish Police Jury’s inventory of parish roads leave some uncertainty as to whether any portion of Buckley Hill road traversing that bridge is a parish road of the Ouachita Parish Police Jury; and,

**WHEREAS**, in view of the proposed construction of a new bridge the Ouachita Parish Police Jury deems it appropriate to clarify that the portion of Buckley Hill Road under the jurisdiction of the Ouachita Parish Police Jury ends at a point immediately west of the existing bridge;

**NOW, THEREFORE:**

**BE IT ORDAINED** by the Ouachita Parish Police Jury at a Regular Meeting held on July 20, 2015, that the portion of Buckley Hill Road under the jurisdiction of the Ouachita Parish Police Jury ends at a point immediately west of the existing bridge;

**BE IT FURTHER ORDAINED** that in order to facilitate the State of Louisiana's construction of a new bridge on Buckley Hill Road at Wham Brake the Ouachita Parish Police Jury hereby revokes any claim that the portion of Buckley Hill Road extending easterly from the western approach of the existing bridge is a parish road under the jurisdiction of the Ouachita Parish Police Jury.

The ordinance was introduced on the 6<sup>th</sup> day of July, 2015.

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

YEAS: (4) Mr. Scotty Robinson, District A; Mr. Mack Calhoun, District B; Mr. Shane Smiley, District E; and Ms. Pat Moore, District F.

NAYS: (0)

ABSTAIN: (0)

ABSENT: (2) Mr. Walt Caldwell, District C; Dr. Ollibeth Reddix, District D

The above ordinance was adopted on the 20<sup>th</sup> day of July, 2015.

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

#### **RESOLUTION NO. 15-26**

**A RESOLUTION RE-APPOINTING DR. FLORENCETTA GIBSON TO THE BOARD OF DIRECTORS OF THE WARD FIVE HEALTHCARE FOUNDATION (A/K/A "THE LIVING WELL FOUNDATION"); AND FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, the Coordination Agreement entered into on or about November 17, 2007, entitles the Ouachita Parish Police Jury to elect or appoint one-third of the members of the Board of Directors of The Ward Five Healthcare Foundation (a/k/a "The Living Well Foundation")(hereinafter "Foundation") subject to certain requirements set forth in the Coordination Agreements;

**WHEREAS**, the term of one of the OPPJ appointees to the Foundation's Board of Directors, Dr. Florencetta Gibson, will expire on December 31, 2015;

**WHEREAS**, Dr. Gibson serves the Foundation as an "at large" director appointed by the Ouachita Parish Police Jury as set forth in the Coordination Agreement;

**WHEREAS**, the Ouachita Parish Police Jury finds that Dr. Gibson's continued service on the Foundation's Board of Directors is in the public interest;

**NOW, THEREFORE:**

**BE IT RESOLVED** that Dr. Florencetta Gibson be, and hereby is, re-appointed to a new term as a Director of the Foundation;

**BE IT FURTHER RESOLVED** that the Foundation is hereby requested to recognize this re-appointment of Dr. Florencetta Gibson to serve a new term as a Director of the Foundation and to take all steps necessary to give effect to such appointment.

The above Resolution was adopted on the 20<sup>th</sup> day of July, 2015.

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Mr. Smiley spoke regarding Change Order No. 1 for the Oak Circle project and stated that the change order was for a decrease of \$46,000. Mr. Crosby stated that the footage of the outfall ditch will be decreased which resulted in a decrease in the contract amount. Motion offered by Mr. Smiley, seconded by Ms. Moore to ratify Change Order No. 1 for the Oak Circle project. Motion passed without opposition.

The president recognized Ms. Moore, District F.

**MS. PAT MOORE, DISTRICT F:**

Ms. Moore spoke regarding the off road ditch between Louisiana Machinery and Garden Park Subdivision and stated that there is high grass in the ditch and requested that the Public Works Department to clean out the ditch. Motion offered by Ms. Moore, seconded by Mr. Smiley to authorize the Public Works Department to mow the ditch to be paid from the General Fund and to also add the ditch and the Shady Grove Elementary ditch to the spray program. Motion passed without opposition.

Ms. Moore, seconded by Mr. Robinson offered the following ordinance for adoption.

**ORDINANCE NO. 9077**

**AN ORDINANCE AMENDING SECTION 14-1 OF THE COMPILED ORDINANCES OF THE OUACHITA PARISH POLICE JURY, TO ESTABLISH A SPEED LIMIT OF FIFTEEN (15) MILES PER HOUR FOR MALIKOWSKI ROAD; PROVIDING FOR A PUBLIC HEARING; AND FURTHER PROVIDING WITH RESPECT THERETO.**



**WHEREAS**, the Ouachita Parish Police Jury finds that the establishment of a speed limit of Fifteen miles per hour (15 mph) for Malikowski Road in Ouachita Parish Police Jury District “F” is in the public interest;

**NOW, THEREFORE:**

**BE IT ORDAINED** by the Ouachita Parish Police Jury in legal and regular session that Section 14-1 of the Compiled Ordinances of the Ouachita Parish Police Jury, be, and is hereby, supplemented and amended to establish and provide for a specific speed limit of Fifteen miles per hour (15 mph) for Malikowski Road.

The ordinance was introduced on the 6<sup>th</sup> day of July, 2015.

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

YEAS:	(4)	Mr. Scotty Robinson, District A; Mr. Mack Calhoun, District B; Mr. Shane Smiley, District E; and Ms. Pat Moore, District F.
NAYS:	(0)	
ABSTAIN:	(0)	
ABSENT:	(2)	Mr. Walt Caldwell, District C; Dr. Ollibeth Reddix, District D

The above ordinance was adopted on the 20<sup>th</sup> day of July, 2015.

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Mr. Mitchell spoke regarding the LCDBG-DN project for Tanglewood Subdivision and stated that approval was needed to authorize the engineer to advertise for bids once the approval letter from the state is received. Motion offered by Ms. Moore, seconded by Mr. Smiley to authorize Mr. Shuler to advertise for bids subject to receiving approval from the state. Motion passed without opposition.

Ms. Moore asked to defer the matter concerning Tanglewood Subdivision drainage until the next meeting of the Jury.

**ADMINISTRATIVE REPORTS:**

The president recognized Mr. Cammack, Treasurer. Mr. Cammack stated that he did not have any additional items.

The president recognized Chief Hemphill, Fire Department. Chief Hemphill stated that he did not have any items.

The president recognized Mr. Mitchell, Assistant District Attorney. Mr. Mitchell recommended transferring some storage cabinets to Morehouse Parish through a cooperative endeavor agreement. Motion offered by Ms. Moore, seconded by Mr. Calhoun to enter into a cooperative

endeavor agreement with Morehouse Parish for the storage cabinets. Motion passed without opposition.

Mr. Mitchell recommended transferring a guard tower at the Ouachita Parish Correctional Center to the Ouachita Parish Sheriff's Department through a cooperative endeavor agreement. Motion offered by Ms. Moore, seconded by Mr. Calhoun to enter into a cooperative endeavor agreement with the sheriff's department for the guard tower. Motion passed without opposition.

The president recognized Mr. Cobb, Public Works Assistant Director. Mr. Cobb requested approval to purchase a Caterpillar pneumatic roller for \$72,553.67. Mr. Cobb stated that it was on the state contract. Motion offered by Mr. Calhoun, seconded by Mr. Smiley to approve the purchase. Motion passed without opposition.

Mr. Cobb requested to declare a 1999 Hypac pneumatic roller, asset 9172, as surplus and allow for sale at public auction. Motion offered by Ms. Moore, seconded by Mr. Calhoun to declare the equipment as surplus and allow for sale at public auction. Motion passed without opposition.

Dr. Reddix entered at this point in the meeting.

Mr. Cobb recommended terminating James McClellan. Motion offered by Ms. Moore, seconded by Mr. Smiley to approve the termination. Motion passed without opposition.

Mr. Cobb recommended terminating Ryan Simmons. Motion offered by Ms. Moore, seconded by Mr. Smiley to approve the termination. Motion passed without opposition.

### **BEER AND WHISKEY APPLICATIONS:**

Mr. Mitchell spoke regarding the beer and whiskey application and recommended approval. Motion offered by Mr. Smiley, seconded by Ms. Moore to approve the following application. Motion passed without opposition.

**FRANKLIN, WAYNE**

**DBA BROKEN PROMISES LOUNGE LIVE ENTERTAINMENT AND BAR, 134 KINGS LAKE RD, WEST MONROE, LA 71292, RETAIL BEER "CLASS A", RETAIL LIQUOR "CLASS C", 2015 NEW**

### **OTHER BUSINESS:**

There being no other business to come before the Jury, a motion to adjourn was offered by Ms. Moore, seconded by Mr. Calhoun. The meeting was adjourned at 6:10 p.m.

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Scotty Robinson, President

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Karen Cupit, Recording Secretary