

**PROCEEDINGS OF THE POLICE JURY, PARISH OF OUACHITA,  
STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD ON,  
MONDAY, NOVEMBER 16, 2015 AT 5:35 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, November 16, 2015 at 5:35 p.m., and was duly convened by Mr. Scotty Robinson, President.

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

<b><u>Members Present</u></b>	<b>(6)</b>
<b>Scotty Robinson</b>	<b>District A</b>
<b>Mack Calhoun</b>	<b>District B</b>
<b>Walt Caldwell</b>	<b>District C</b>
<b>Ollibeth Reddix</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>

**APPROVAL OF AGENDA:**

The president asked if there were any additions or amendments to the agenda. There were none. Motion offered by Ms. Moore, seconded by Dr. Reddix 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 November 3, 2015 was offered by Mr. Caldwell seconded by Mr. Calhoun. Motion passed with Dr. Reddix and Mr. Smiley abstaining.

**PUBLIC HEARING:**

The president convened a public hearing on Ordinance No. 9084 – An Ordinance supplementing and amending Chapter 8, Article III, of the Compiled Ordinances of Ouachita Parish governing “Collection of Solid Waste” to require the owner of each occupied residence or commercial building in Garbage District No. 1 of the Parish of Ouachita to maintain a contractual arrangement for the periodic collection, conveyance, and disposal of solid waste from such residence or commercial building by a franchise agent; and, further providing with respect thereto.

The president recognized Brady Camplain, 3420 Garret Road, Monroe. Mr. Camplain stated that he is not against a mandatory garbage collection but he is against the property owners being fined if the tenants do not maintain a garbage contract. Discussion ensued.

The president recognized Dozier Harrell, 126 Savannah Street, Monroe. Mr. Harrell stated that he is against the ordinance and would like to take his own trash to the landfill instead of having a garbage contract. Discussion ensued.

The president recognized Charles Brown, 120 Eagle Lake Drive, West Monroe. Mr. Brown stated that he is against the ordinance due to the property owners being held accountable for their tenants. Discussion ensued.

The president recognized Stephanie Smith, 183 Cleo Road, Monroe. Ms. Smith stated that she is against the ordinance since it is only for two districts and not the whole parish. Discussion ensued.

The president recognized Joe Holyfield, 3313 Deborah Drive, Monroe. Mr. Holyfield stated that he was representing the Ouachita Business Alliance and that he is in favor of the ordinance. Mr. Holyfield stated that beautification is a concern in the parish and that this ordinance will help address litter problems.

The president recognized Carrick Inabnett with CenturyLink. Mr. Inabnett stated that CenturyLink made a commitment to bring 800 jobs to the area but one of the biggest concerns for new recruits is beautification. Mr. Inabnett stated that this ordinance will help make a positive change to the area.

The president recognized Greg Smith, Keep Monroe Beautiful director. Mr. Smith stated that the City of Monroe supports the ordinance and that it will help the City with their beautification efforts.

The president recognized Sue Nicholson with the Monroe Chamber of Commerce. Ms. Nicholson stated that the Chamber supports the ordinance. Ms. Nicholson stated that beautification is a concern for many businesses in the parish.

The president recognized James Poe, 4106 Forsythe Avenue, Monroe. Mr. Poe stated that he is a landlord and that he supports the ordinance. Mr. Poe stated that he would like for it to be parish wide.

Motion offered by Mr. Smiley, seconded by Mr. Caldwell to close the public hearing. Motion passed without opposition.

The president asked if Ms. Moore would like to take up Ordinance No. 9084 at this time.

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

**ORDINANCE NO. 9084**

**AN ORDINANCE SUPPLEMENTING AND AMENDING CHAPTER 8, ARTICLE III, OF THE COMPILED ORDINANCES OF OUACHITA PARISH GOVERNING “COLLECTION OF SOLID WASTE” TO REQUIRE THE OWNER OF EACH OCCUPIED RESIDENCE OR COMMERCIAL BUILDING IN GARBAGE DISTRICT NO. 1 OF THE PARISH OF OUACHITA TO MAINTAIN A CONTRACTUAL ARRANGEMENT FOR THE PERIODIC COLLECTION, CONVEYANCE, AND DISPOSAL OF SOLID WASTE FROM SUCH RESIDENCE OR COMMERCIAL BUILDING BY A FRANCHISE AGENT; AND, FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, pursuant to La. R.S. 33:8002 and Ordinance No. 9049 the Ouachita Parish Police Jury serves as the governing authority of Garbage District No. 1 of the Parish of Ouachita (“Garbage District No. 1”);

**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, including Garbage District No. 1, and most residents and businesses regularly utilize such services;

**WHEREAS**, because the use of such garbage service has heretofore been voluntary many residents and some businesses within Garbage District No. 1 have elected to use other means for the handling of their solid waste. Some of these residents and businesses fail to dispose of their solid waste in a legal or appropriate fashion;

**WHEREAS**, improper and illegal dumping of solid waste in Garbage District No. 1 causes the public to incur significant expense and difficulties within said District, 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 prior to mowing rights-of-way; and, code enforcement costs. Further such illegal dumping of solid waste causes general damage to the aesthetic beauty of said District; decreases the sense of pride among District citizens; and makes a negative impression on visitors and businesses that could adversely impact economic development in the area comprising Garbage District No. 1;

**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 the ill-effects of improper and illegal dumping of typical household or commercial solid are much more evident in urban or suburban areas of the parish having a high concentration of residential rental units such as Garbage District No. 1; and,

**WHEREAS**, the Ouachita Parish Police Jury finds that it is in the public interest to require the owners of each occupied residence or commercial building in Garbage District No. 1 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.

**NOW, THEREFORE:**

**BE IT ORDAINED** by the Ouachita Parish Police Jury, in legal and regular session and in its capacity as the governing authority of Garbage District No. 1 of the Parish of Ouachita, that Chapter 8, Article III, of the Compiled Ordinances of Ouachita Parish governing “Collection of Solid Waste” be, and hereby is, supplemented and amended to add Section 8-28.1, to provide as follows:

**“Sec. 8-28.1. – Mandatory Solid Waste Collection and Disposal in Garbage District Number 1 of Ouachita Parish.**

The owner of every occupied residence or commercial building in Garbage District No. 1 of Ouachita Parish shall maintain a contractual arrangement that provides for the collection, conveyance, and disposal of solid waste from such residence or commercial building by a franchise agent on a regular basis of not less than two (2) times per month. The obligation of the owner may be satisfied by a contractual arrangement maintained by the occupant of the residence.

The violation of this provision shall be deemed to be and is hereby declared to be a misdemeanor and any person convicted of the violation thereof shall be fined not more than two hundred fifty dollars (\$250.00) or ordered to perform not more than 40 hours of community service, or any combination of such penalties.

**BE IT FURTHER ORDAINED** that the provisions of this ordinance shall become effective on January 1, 2016, and continue through December 31, 2018; and,

**BE IT FURTHER ORDAINED** that Notice of the introduction of this Ordinance and of a public hearing to be held on November 16, 2015, at 5:30 p.m. in the Police Jury Meeting Room on the 2<sup>nd</sup> Floor of the Ouachita Parish Courthouse be published in the Official Journal and Auxiliary Journal prior to said Public Hearing.

The above Ordinance was introduced on the 3<sup>rd</sup> day of November, 2015.

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 16<sup>th</sup> day of November, 2015

\* \* \*

**VISITORS:**

There were none.

**ENGINEERING REPORT:**

The president recognized Mr. Riggin, Lazenby & Associates. Mr. Riggin stated that he did not have any items.

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

**FINANCE COMMITTEE MEETING**

The chairman, Mr. Caldwell, called the finance committee meeting to order at 6:37 p.m. The president recognized Mr. Cammack, Treasurer.

Mr. Cammack presented the claim statement for the period of October 16, 2015 through November 12, 2015 and recommended approval. Motion offered by Mr. Robinson, seconded by Ms. Moore to approve the claims for the period stated as recommended by the Treasurer. Motion passed without opposition.

Mr. Cammack presented the 2016 budget requests for the Assessor's Office. The estimated total is \$98,100.00 and includes an aerial photography flyover, one personal computer, one tablet personal computers, email reconfiguration and setup, telephone system upgrade, and one scanner. Motion offered by Mr. Smiley, seconded by Dr. Reddix to approve the 2016 budget requests for the Assessor's Office. 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 Dr. Reddix, seconded by Mr. Smiley. The finance committee meeting was adjourned at 6:42 p.m.

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Motion offered by Mr. Smiley, seconded by Mr. Caldwell 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 Animal Control's shelter.

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 to defer the matter concerning the transportation and drainage plan.

Mr. Caldwell asked for an update on Cargas Road. Mr. Mitchell stated that the west side should not be included in the revocation and recommended just revoking the eastern most portion of Cargas Road.

Mr. Caldwell spoke regarding D'Arbonne Crossing and stated that the homeowner's association would like to cover the roadside ditch on Pinecrest road adjacent to the subdivision. Mr. Murray stated that the cost estimate to place a culvert and enclose the ditch is \$37,768.

Mr. Caldwell asked for an update on Moon Lake Road. Mr. Mitchell stated that the Jury accepted the bid from Kepper Trucking subject to approval by FEMA and that confirmation has not been received from FEMA. Mr. Mitchell stated that the owner and low bidder can extend the agreement for thirty days and recommended approval. Motion offered by Mr. Caldwell, seconded by Mr. Smiley to extend the bid from Kepper Trucking for thirty days. Motion passed without opposition.

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

**ORDINANCE NO. 9085**

**AN ORDINANCE REVOKING A UTILITY SERVITUDE BURDENING A PORTION OF LOTS 3, 5, 6, 7 AND 2 OF THATCHER COMMERCIAL SUBDIVISION; AND, FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, the filing of the plat of Thatcher Place Commercial Subdivision, of record under DR#1456467 of the Conveyance Records of Ouachita Parish, dedicated to the public certain servitudes, including a 15' wide utility servitude along the north boundary of Lot 3, the northeast corner of Lot 5, the east boundary of Lot 6, the southeast corner of Lot 7 and the south boundary of Lot 2;

**WHEREAS**, in view of a utility servitude granted along the west side of U.S. Hwy. 165 by an adjacent property owner south of Lot 2, the 15' wide utility servitude described above is no longer needed for a public purpose; and,

**WHEREAS**, the continued existence above-described utility servitude would impede plans for the development of Lot 2 and the property immediately south of Lot 2; and,

**NOW, THEREFORE:**

**BE IT ORDAINED** by the Ouachita Parish Police Jury at a Regular Meeting held on November 16, 2015, that the 15' wide utility servitude along the north boundary of Lot 3, the northeast corner of Lot 5, the east boundary of Lot 6, the southeast corner of Lot 7 and the south boundary of Lot 2 of Thatcher Place Commercial Subdivision be, and is hereby, revoked; and,

**BE IT FURTHER ORDAINED** that any building set-back along the south line of Lot 2 of Thatcher Place Commercial Subdivision be, and is hereby, revoked; and,

**BE IT FURTHER ORDAINED** that a copy of this Ordinance be filed in the Conveyance Records of Ouachita Parish and that the Clerk of Court is hereby requested to note such filing and the matters set forth herein on the plat of Thatcher Place Commercial Subdivision filed of record under DR#1456467.

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 16<sup>th</sup> day of November, 2015

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Mr. Caldwell asked for an update on the drainage ditch adjacent to Maison Drive. Mr. Murray stated that the finalized cost estimate is \$10,351.

The president recognized Dr. Reddix, District D.

**DR. OLLIBETH REDDIX, DISTRICT D:**

Dr. Reddix spoke regarding the emergency response jurisdictions and stated that cooperation among the agencies is needed for better service for the residents. Mr. Caldwell stated that clarity of jurisdictions is needed for everyone.

Dr. Reddix spoke regarding Stubbs Vinson Road and Highway 80 and stated that she has received complaints from residents requesting stop signs and speed limit signs. Mr. Murray stated that DOTD did add signs at the intersection.

Dr. Reddix spoke regarding Sycamore Point and asked for an update on the retention pond that was to be put in. Mr. Riggin stated that it is being reviewed by the City of Monroe and the Ouachita Parish School Board.

The president recognized Mr. Smiley, District E.

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

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

The president recognized Ms. Moore, District F.

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

Ms. Moore stated that she did not have any additional items.

**ADMINISTRATIVE REPORTS:**

The president recognized Mr. Cammack, Treasurer. Mr. Cammack stated that the Ouachita Correctional Center requested to transfer a dog training suit to the Ouachita Parish Sheriff's Office. The warden indicated that the suit was no longer used at OCC and had no appreciable monetary value. Were it not for this transfer to OPSO the suit would likely be discarded. Motion offered by Mr. Caldwell, seconded by Dr. Reddix to transfer asset 12181 from Ouachita Correctional Center to the Ouachita Parish Sheriff's Office. Motion passed without opposition.

Mr. Cammack presented the proposed calendar for 2016 and recommended approval. Motion offered by Mr. Caldwell, seconded by Ms. Moore to approve the 2016 calendar as presented. Motion passed without opposition.

Mr. Cammack spoke regarding the personnel action for Animal Control and stated that Mr. Tull requested to hire Rosemary Miller as a kennel worker. Motion offered by Ms. Moore, seconded by Mr. Caldwell to hire Rosemary Miller. Motion passed without opposition.

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 spoke regarding the FEMA leases at 1398 Gourd Bayou Road and requested authorization to give notice to terminate the current lease. Mr. Mitchell recommended leasing 1334 Gourd Bayou Road and 1398 Gourd Bayou Road to Boris Richard and to lease 1177 Miller Road to John Sturdivant at



the scheduled rental per acre. Motion offered by Mr. Smiley, seconded by Mr. Caldwell to approve the leases as recommended. Motion passed without opposition.

Mr. Mitchell spoke regarding Change Order No. 9 for the Finks Hideaway Road project and stated that the change order will add 49 days to the contract due to weather through October 31 as approved by DOTD. Motion offered by Mr. Smiley, seconded by Mr. Caldwell to approve Change Order No. 9. Motion passed without opposition.

The president recognized Mr. Murray, Public Works Director. Mr. Murray spoke regarding final subdivision approval for Frenchman's Bend, Unit 17 and recommended approval. Motion offered by Mr. Calhoun, seconded by Dr. Reddix to grant final subdivision approval for Frenchman's Bend, Unit 17 subject to comments from the Public Works Department and parish engineer being adequately answered. Motion passed without opposition.

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

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

**AULAKH, LADDIE S.                    USA TRAVEL PLAZA, LLC DBA INTERSTATE LIQUORS, 450 HIGHWAY 546 WEST, WEST MONROE, LA 71292, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2015 NEW**

Mr. Mitchell spoke regarding the following beer and whiskey application renewals and recommended approval. Mr. Mitchell stated that the license for Smith Street Lounge will be approved contingent upon receiving a copy of the health permit. Motion offered by Mr. Calhoun, seconded by Mr. Robinson to approve the following applications as recommended by Mr. Mitchell. Motion passed without opposition.

**LUEDECKING, STEPHEN            DBA SMITH STREET LOUNGE, 602 SMITH STREET, WEST MONROE, LA 71292, RETAIL BEER "CLASS A", RETAIL LIQUOR "CLASS C", 2016 RENEWAL**

**TARABA, DAVID                    D & J ENTERPRISES, LLC., DBA DAVE'S U-PAK-IT, 2058 HWY 139, MONROE, LA 71203, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2016 RENEWAL**

**ODOM, ANNA                        MANN'S GROCERY LLC, 1964 HARMON JOHNSON ROAD, MONROE, LA 71202, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2016 RENEWAL**

<b>CHISHOLM, SUSAN</b>	<b>LOUISIANA CVS PHARMACY LLC, DBA CVS PHARMACY #10219, 5350 CYPRESS ST, WEST MONROE, LA 71291, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2016 RENEWAL</b>
<b>SARAI, BALJIT S.</b>	<b>SUNNY &amp; BROTHER LLC., DBA LIONS STOP, 1490 HWY 594, MONROE, LA 71203, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2016 RENEWAL</b>
<b>SARAI, BALJIT S.</b>	<b>WISHY, LLC., DBA S MART, 7998 CYPRESS STREET, WEST MONROE, LA 71291, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2016 RENEWAL</b>
<b>MAFLHI, NASSER</b>	<b>MUSE FOOD MART INC. DBA MUSE FOOD MART, 3163 HWY 594, MONROE, LA 71203, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2016 RENEWAL</b>
<b>COX, GREG</b>	<b>COX, INC., DBA GENE COX'S, 2401 ARKANSAS RD, WEST MONROE, LA 71291, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2016 RENEWAL</b>
<b>PATEL, HARSHADBHAI</b>	<b>SEVEN STARS OF MONROE, LLC, DBA TOBACCO STOP #3, 151 WELL RD, WEST MONROE, LA 71291, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2016 RENEWAL</b>
<b>QUARLES, MICHAEL</b>	<b>QUARLES ENTERPRISES INC DBA THE OASIS, 417 THOMAS RD, WEST MONROE, LA 71292, RETAIL BEER "CLASS A", RETAIL LIQUOR "CLASS C", 2016 RENEWAL</b>
<b>DAHAL, BAL</b>	<b>SMOKERS PARADISE OF MONROE II, LLC DBA TOBACCO STOP #5, 1500 BAILEY ST. STE. 1, WEST MONROE, LA 71292, RETAIL BEER "CLASS B", RETAIL LIQUOR "CLASS D", 2016 RENEWAL</b>
<b>DAHAL, BAL</b>	<b>SMOKER'S PARADISE OF MONROE II LLC DBA PARADISE LOUNGE, 1500 BAILEY ST. STE. 2, WEST MONROE, LA 71292, RETAIL BEER "CLASS A", RETAIL LIQUOR "CLASS C", 2016 RENEWAL</b>

**DAHAL, BAL**

**SMOKER'S EXPRESS OF SWARTZ, LLC DBA  
SMOKER'S EXPRESS, 518 LINCOLN RD,  
MONROE, LA 71203, RETAIL BEER "CLASS B",  
RETAIL LIQUOR "CLASS D", 2016 RENEWAL**

**OTHER BUSINESS:**

There being no other business to come before the Jury, a motion to adjourn was offered by Mr. Robinson, seconded by Mr. Caldwell. The meeting was adjourned at 7:10 p.m.

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Scotty Robinson, President

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Karen Cupit, Recording Secretary