

A G E N D A
OUACHITA PARISH POLICE JURY
REGULAR MEETING
MONDAY, APRIL 7, 2014 – 5:30 P.M.
POLICE JURY MEETING ROOM

CALL TO ORDER: Mr. Shane Smiley, President

INVOCATION:

PLEDGE OF ALLEGIANCE:

ROLL CALL: Ms. Karen Cupit, Recording Secretary

APPROVAL OF AGENDA:

PUBLIC COMMENT PERIOD:

DISCUSSION/ACTION: Motion to adopt the Minutes of the Regular Police Jury Meeting including the Committee Meetings held on March 17, 2013

PUBLIC HEARINGS:

Ordinance No. 9032 – An Ordinance authorizing a conveyance of the following 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.

SERVICE AWARDS FOR THE MONTH OF APRIL:

GREEN OAKS
Mahogany Gates – 5 Years

PUBLIC WORKS

Michael Adams – 20 Years

VISITORS:

- 1) Gardner Smith, District F
- 2) Rev. James Johnson, District F
- 3) Bill Land, Land 3 Architect Inc.
 - a) Contract for Fire Station Renovations
 - b) Update on Courthouse Annex HVAC project
- 4) Vernon Martin, District D

DEPARTMENT HEAD REPORTS

ANIMAL CONTROL: Hack Tull, OPSO, Acting Director

CODE ENFORCEMENT: Deputy Wayne Heckford

FEDERAL PROGRAMS: Ms. Doretha Bennett, Director

FIRE DEPARTMENT: Chief Patrick Hemphill
Discussion/Action: Contract with Bill Land for Fire Station Renovations

GREEN OAKS: Mr. Lamar Anderson, Director
Discussion/Action: Bid Results for Second Quarter Food & Food Products

**HOMELAND SECURITY &
EMERGENCY PREPAREDNESS:** Mr. Neal Brown, Director

LIBRARY: Ms. Robin Toms, Director

MOSQUITO CONTROL: Ms. Shannon Rider, Director

OCC CORRECTIONS: Warden Patrick Johnson

PRE-TRIAL DETAINEES: Ms. Julia Kirby, Coordinator

911 OFFICE: Mr. Craig Lott

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PERSONNEL COMMITTEE MEETING

CALL TO ORDER: **Mr. Scotty Robinson, Chairperson**

- 1) **Chief Pat Hemphill, Fire Department**
Discussion/Action: Personnel Actions
- 2) **Mr. Brad Cammack, Treasurer**
Discussion/Action: Personnel Action
- 3) **Mr. John Tom Murray, Public Works**
Discussion/Action: Personnel Action

OTHER BUSINESS:

ADJOURN!

PUBLIC WORKS COMMITTEE MEETING

CALL TO ORDER: **Mr. Mack Calhoun, Chairman**

- 1) **Mr. John Tom Murray, Director**
Discussion/Action:
 - Bid Results for Motor Grader
 - Preliminary Subdivision Approval – River Styx Subdivision, Unit 2
 - Preliminary Subdivision Approval – Parkwood II Estates, Unit 8
- 2) **Consulting Engineer(s)**
Discussion/Action:
 - KNOE Tower Road
 - Parish Project Updates

OTHER BUSINESS:

ADJOURN!

MOTIONS * ORDINANCES * RESOLUTIONS:

MR. SCOTTY ROBINSON, DISTRICT A:

1) DISCUSSION/ACTION:

**ORDINANCE NO. 9034
(INTRODUCTION ONLY)**

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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MR. MACK CALHOUN, DISTRICT B:

1) DISCUSSION/ACTION:

MR. WALT CALDWELL, DISTRICT C:

1) DISCUSSION/ACTION: Old Wall Lake Road Bridge and Cox Street Bridge

DR. OLLIBETH REDDIX, DISTRICT D:

1) DISCUSSION/ACTION: Rowan Court

MR. SHANE SMILEY, DISTRICT E:

1) DISCUSSION/ACTION:

**ORDINANCE NO. 9032
(FINAL)**

AN ORDINANCE AUTHORIZING A CONVEYANCE OF THE 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.

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

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2) DISCUSSION/ACTION:

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.

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3) DISCUSSION/ACTION:

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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- 4) DISCUSSION/ACTION: Parish Transportation Funds
- 5) DISCUSSION/ACTION:

**ORDINANCE NO. 9033
(INTRODUCTION ONLY)**

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 OTHER 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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MS. PAT MOORE, DISTRICT F:

1) DISCUSSION/ACTION:

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.

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2) DISCUSSION/ACTION: Blue Cross Blue Shield/Shady Grove Walking Trail

ADMINISTRATIVE REPORTS:

- A. FISCAL: Mr. Brad Cammack, Treasurer**
Discussion/Action:
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- B. FIRE: Chief Pat Hemphill, Fire Department**
Discussion/Action:
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- C. LEGAL: Mr. Jay B. Mitchell, Assist. Dist. Attorney**
Discussion/Action:
• Lease of property on Jim Reeves Road
• Lease of Property on Laurel Street
• LA DEQ MS4 Agreement
- D. PUBLIC WORKS: Mr. John Tom Murray, Director**
Discussion/Action:
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BEER AND WHISKEY APPLICATIONS:

OTHER BUSINESS:

DISCUSSION/ACTION:

A D J O U R N !