

# **A G E N D A**

## **OUACHITA PARISH POLICE JURY REGULAR MEETING**

**MONDAY, SEPTEMBER 15, 2014 – 5:30 P.M.  
OUACHITA PARISH COURTHOUSE – COURTROOM 3**

**CALL TO ORDER:** Mr. Shane Smiley, President

**INVOCATION:**

**PLEDGE OF ALLEGIANCE:** Webelos Pack 234

**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 September 2, 2014

**PUBLIC HEARING:**

Ordinance No. 9052 – An ordinance to authorize an Act of Sale by the Parish of Ouachita to sell adjudicated property described as: Parcel No. 14092 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.

**VISITORS:**

- 1) Webelos Pack 234
- 2) Nina Bennett – PAWS of Northeast Louisiana

**ENGINEERING REPORT:**

Discussion/Action: Parish Project Updates

**FINANCE COMMITTEE MEETING**

**CALL TO ORDER: Mr. Walt Caldwell, Chairman**

**1) Mr. Brad Cammack, Treasurer**

Discussion/Action:

- Claim Statement (8/14/2014 – 9/11/2014)
- Animal Control Fund
- Animal Control Shelter Improvement Fund
- Administrative Fund
- CDBG Prairie Road Water Fund
- Code Enforcement Fund

**OTHER BUSINESS:**

**ADJOURN!**

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

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

- 1) DISCUSSION/ACTION: Vancil Road Turn Lane
- 2) DISCUSSION/ACTION:

**RESOLUTION NO. 14-46**

**A RESOLUTION REAPPOINTING JERRY EDMONDSON TO THE MONROE-WEST MONROE CONVENTION & VISITORS BUREAU, TERM EXPIRED, TO SERVE FOR A TERM OF THREE (3) YEARS BEGINNING SEPTEMBER 15, 2014 AND ENDING SEPTEMBER 15, 2017; AND FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS,** Jerry Edmondson term has expired as a member of the Board of Commissioners of the Monroe-West Monroe Convention & Visitors Bureau; and

**WHEREAS,** Jerry Edmondson, 302 Tupawek Drive, West Monroe, Louisiana 71291, has expressed a desire to continue to serve on said Monroe-West Monroe Convention & Visitors Bureau Board of Commissioners;

**NOW, THEREFORE:**

**BE IT RESOLVED** by the Ouachita Parish Police Jury in legal and regular session that Jerry Edmondson, 302 Tupawek Drive, West Monroe, Louisiana 71291 be and hereby is reappointed to the Monroe-West Monroe Convention & Visitors Bureau Board of Commissioners, said term to be for a period of three (3) years beginning September 15, 2014 and ending September 15, 2017.

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3) DISCUSSION/ACTION:

**RESOLUTION NO. 14-47**

**A RESOLUTION REAPPOINTING GRETCHEN KOVAC TO THE MONROE-WEST MONROE CONVENTION & VISITORS BUREAU, TERM EXPIRED, TO SERVE FOR A TERM OF THREE (3) YEARS BEGINNING SEPTEMBER 15, 2014 AND ENDING SEPTEMBER 15, 2017; AND FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, Gretchen Kovac term has expired as a member of the Board of Commissioners of the Monroe-West Monroe Convention & Visitors Bureau; and

**WHEREAS**, Gretchen Kovac, 214 River Oaks Drive, West Monroe, Louisiana 71291, has expressed a desire to continue to serve on said Monroe-West Monroe Convention & Visitors Bureau Board of Commissioners;

**NOW, THEREFORE:**

**BE IT RESOLVED** by the Ouachita Parish Police Jury in legal and regular session that Gretchen Kovac, 214 River Oaks Drive, West Monroe, Louisiana 71291 be and hereby is reappointed to the Monroe-West Monroe Convention & Visitors Bureau Board of Commissioners, said term to be for a period of three (3) years beginning September 15, 2014 and ending September 15, 2017.

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**MR. MACK CALHOUN, DISTRICT B:**

- 1) DISCUSSION/ACTION: Property Adjacent to Former West Ouachita Landfill
- 2) DISCUSSION/ACTION: Cheniere Lake Area 1

3) DISCUSSION/ACTION:

**ORDINANCE NO. 9053  
(INTRODUCTION ONLY)**

**AN ORDINANCE AUTHORIZING THE TRANSFER, ACQUISITION AND EXCHANGE OF VARIOUS PROPERTY RELATED TO THE FORMER CALHOUN EXPERIMENTAL STATION; AND, FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, by an Act of Donation dated June 15, 1891, the Ouachita Parish Police Jury (“OPPJ”) conveyed to Louisiana State University and Agricultural and Mechanical College (“LSU”) a 333+/- acre tract located in Sections 26, 27, 34 and 35 of Township 18 North, Range 1 East, Ouachita Parish, Louisiana, (the “Donated Property”) to be used by LSU as an experimental farm;

**WHEREAS**, said Act of Donation provided that if LSU ceased using the property as an experimental farm, the property would revert to and be transferred back to the OPPJ;

**WHEREAS**, LSU has ceased operations of an experimental farm on the Donated Property and is prepared to transfer the property to the OPPJ;

**WHEREAS**, LSU owns two additional tracts adjacent to the Donated Property which LSU has no obligation to return or transfer to the OPPJ (the “Owned Property”), and LSU owns an additional 20+/- acre tract north of the Donated Property, a portion of which is within the right-of-way of Interstate 20 (the “Twenty Acre Tract”);

**WHEREAS**, if LSU transferred all of the Donated Property back to the OPPJ, the Owned Property would be without access to U.S. Highway 80, which Highway is north of the Owned Property;

**WHEREAS**, LSU and the OPPJ have negotiated an agreement whereby LSU would retain full ownership of a portion of the Donated Property adjacent to and immediately north of the Owned Property (the “Exchange Property”) to give LSU frontage on U.S. Hwy. 80, and in return LSU would transfer/exchange to the OPPJ the Twenty Acre Tract and a strip of land no more than 200’ wide along the southern boundary of the Owned Property;

**WHEREAS**, the Exchange Property being retained by LSU has a value that is more or less equivalent to the combined value of the Twenty Acre Tract and the  $\leq$ 200’ wide strip described above that LSU will transfer/exchange to the OPPJ; and,

**WHEREAS**, the LSU Board of Supervisors has authorized the execution of an “Act of Reconveyance, Transfer and Exchange” in substantially the form of Exhibit “1” attached hereto and made a part hereof.

**NOW, THEREFORE:**

**BE IT ORDAINED** that the Ouachita Parish Police Jury does hereby, in legal and regular session, approve and authorize the above-described reconveyance, transfer and exchange of property by and between the Ouachita Parish Police Jury and Louisiana State University and Agricultural and Mechanical College;

**BE IT FURTHER ORDAINED** that the Ouachita Parish Police Jury does hereby authorize and empower its President, Shane Smiley, to execute on behalf of the Ouachita Parish Police Jury an “Act of Reconveyance, Transfer and Exchange” substantially in the form of Exhibit “1” attached hereto and made a part hereof, with such changes and modifications as he deems appropriate, but with the attachment of a plat of survey depicting the property to be acquired by the OPPJ and the property to be transferred/exchanged by the OPPJ; and,

**BE IT FURTHER ORDAINED** that any and all acts taken by Shane Smiley, President of the Ouachita Parish Police Jury, in executing said “Act of Reconveyance, Transfer and Exchange” and any and all other related documents, are hereby ratified and confirmed as the acts of the Ouachita Parish Police Jury.

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**MR. WALT CALDWELL, DISTRICT C:**

1) DISCUSSION/ACTION:

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

1) DISCUSSION/ACTION:

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

1) DISCUSSION/ACTION:

**ORDINANCE NO. 9052  
(FINAL)**

**AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF OUACHITA TO SELL ADJUDICATED PROPERTY DESCRIBED AS: PARCEL NO. 14092 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 19, 2009, 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 \$582.73; and

**WHEREAS**, the Parish of Ouachita has received a written offer to purchase said property from Billy Haddad dba C & H Land Co., for the consideration of \$582.73 (Five hundred eighty two dollars and seventy three 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 #14092, with municipal address 0 Mary Street, Monroe, LA 71202 and more fully described as:

**Lot 5, Square 3 of G. O. Dooley’s Subdivision, 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 ordinance was introduced on the 2<sup>nd</sup> day of September, 2014.

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2) DISCUSSION/ACTION:

**RESOLUTION NO. 14-44**

**A RESOLUTION ADDRESSING ENGINEERING ASPECTS OF THE PROPOSED FY 2014 LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT DEMONSTRATED NEEDS PROJECT; AND FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, the Ouachita Parish Police Jury is desirous of submitting an application to the State of Louisiana, Division of Administration for funding under the FY 2014 LCDBG program for Demonstrated Needs (DN) improvements for Greater Ouachita Water Company - Tanglewood Subdivision; and

**WHEREAS**, it is necessary to pay all engineering costs associated with the implementation of the LCDBG program, should funding become available;

**NOW, THEREFORE:**

**BE IT RESOLVED** that the Ouachita Parish Police Jury has hired the engineering firm of Shuler Consulting Company to provide engineering services relative to the LCDBG program. All engineering fees are established in the LCDBG application and are contingent upon funding of the project by the State of Louisiana, Division of Administration under the FY 2014 LCDBG program.

**BE IT FURTHER RESOLVED** that the Ouachita Parish Police Jury has agreed to utilize local funds to pay all engineering costs associated with the preparation and implementation of the FY 2014 LCDBG program.

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3) DISCUSSION/ACTION:

**RESOLUTION NO. 14-45**

**A RESOLUTION ADDRESSING ADMINISTRATIVE ASPECTS OF THE PROPOSED FY 2014 LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT DEMONSTRATED NEEDS PROJECT; AND FURTHER PROVIDING WITH RESPECT THERETO.**

**WHEREAS**, the Ouachita Parish Police Jury is desirous of submitting an application to the State of Louisiana, Division of Administration for funding under the FY 2014 LCDBG program for Demonstrated Needs improvements for Greater Ouachita Water System - Tanglewood Subdivision; and

**WHEREAS**, it is necessary to pay all administrative costs associated with the implementation of the LCDBG program, should funding become available;

**NOW, THEREFORE:**

**BE IT RESOLVED** that the Ouachita Parish Police Jury has hired the administrative and engineering firms of GNF Management Company, Inc. and Shuler Consulting Company, to assist in the preparation of said application for the fees of \$1,400.00 and \$1,500.00, respectively. An additional fee of \$35,000.00 will be paid to the administrative firm of GNF Management Company, Inc., for subsequent program administration of the LCDBG program. All fees are contingent upon funding of the project by the State of Louisiana, Division of Administration under the FY 2014 LCDBG program.

**BE IT FURTHER RESOLVED** that the Ouachita Parish Police Jury has agreed to utilize local funds to pay the above contract amount and all other administrative costs associated with the preparation and implementation of the FY 2014 LCDBG program.

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

1) DISCUSSION/ACTION: Federal Programs Building



## **ADMINISTRATIVE REPORTS:**

- A. FEDERAL PROGRAMS:** **Ms. Doretha Bennett, Director**  
Discussion/Action:
- Personnel Action
- B. FISCAL:** **Mr. Brad Cammack, Treasurer**  
Discussion/Action:
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- C. FIRE:** **Chief Pat Hemphill, Fire Department**  
Discussion/Action:
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- D. LEGAL:** **Mr. Jay B. Mitchell, Assist. Dist. Attorney**  
Discussion/Action:
- WOSD 16 Acceptance of Sewerage System  
Flagstone Subdivision
- E. PUBLIC WORKS:** **Mr. John Tom Murray, Director**  
Discussion/Action:
- Surplus Equipment
  - Final Subdivision Approval – Flagstone  
Subdivision

## **BEER AND WHISKEY APPLICATIONS:**

**OTHER BUSINESS:**  
**DISCUSSION/ACTION:**

**A D J O U R N !**