

A G E N D A

OUACHITA PARISH POLICE JURY REGULAR MEETING

**TUESDAY, JANUARY 21, 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 January 6, 2014

VISITORS:

1)

ENGINEERING REPORT:

Discussion/Action:

- Authorization to Advertise J1D/J1E Canal Project
- Acceptance of Harmon Johnson Road
- Acceptance of Charleston Road

- Acceptance of Drainage Servitude – Charleston Road Area
- Parish Project Update

FINANCE COMMITTEE MEETING

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

1) Mr. Brad Cammack, Treasurer

Discussion/Action:

- Claim Statement (12/13/2013-1/16/2014)
- Video Surveillance System for Ouachita Parish Annex Building

2) Chief Pat Hemphill, Fire Department

Discussion/Action: Purchase of Vehicles

3) Mr. Lamar Anderson, Green Oaks

Discussion/Action:

- Purchase of Vehicle
- First Quarter Food & Food Products Bid Results

OTHER BUSINESS:

ADJOURN!

MOTIONS * ORDINANCES * RESOLUTIONS:

MR. SCOTTY ROBINSON, DISTRICT A:

- 1) DISCUSSION/ACTION: Sparta Aquifer Appropriation
- 2) DISCUSSION/ACTION: Servitude between 105 and 301 Brianna Drive (Lot 4 & Lot 5)

MR. MACK CALHOUN, DISTRICT B:

- 1) DISCUSSION/ACTION:

MR. WALT CALDWELL, DISTRICT C:

1) DISCUSSION/ACTION:

RESOLUTION NO. 14-04

A RESOLUTION REAPPOINTING MORRIS RABB TO BAYOU DESIARD-BAYOU BARTHOLOMEW CUT-OFF LOOP CONSERVATION WATER BOARD FOR A THREE YEAR TERM BEGINNING JANUARY 21, 2014 AND ENDING JANUARY 21, 2017; AND FURTHER PROVIDING WITH RESPECT THERETO.

WHEREAS, the term for Morris Rabb has expired as a member of the Bayou DeSiard-Bayou Bartholomew Cut-Off Loop Conservation Water Board; and

WHEREAS, LA R.S. 38:2755 provides that the Ouachita Parish Police Jury shall appoint one member of said board “on its own motion”

NOW, THEREFORE:

BE IT RESOLVED that Morris Rabb, 1531 Frenchmans Bend, Monroe, Louisiana 71201 be and hereby is reappointed as a member of the Bayou DeSiard-Bayou Bartholomew Cut-Off Loop Conservation Water Board for a three year term, said term beginning January 21, 2014 and ending January 21, 2017.

* * *

2) DISCUSSION/ACTION:

RESOLUTION NO. 14-08

A RESOLUTION APPOINTING MELISSA BRELAND TO THE BOARD OF COMMISSIONERS OF KEEP OUACHITA PARISH BEAUTIFUL COMMITTEE FOR A TERM OF THREE (3) YEARS BEGINNING JANUARY 21, 2014 AND ENDING JANUARY 21, 2017; AND FURTHER PROVIDING WITH RESPECT THERETO.

WHEREAS, there exists a vacancy on the Board of Commissioners of Keep Ouachita Parish Beautiful Committee and Melissa Breland desires to serve as a member of the Board of Commissioners;

NOW, THEREFORE:

BE IT RESOLVED by the Ouachita Parish Police Jury in legal and regular session that Melissa Breland, 500 Davis Avenue, Sterlington, Louisiana 71280, be and is hereby appointed to serve on the Board of Commissioners of Keep Ouachita Parish Beautiful Committee for a term of three (3) years beginning January 21, 2014 and ending January 21, 2017.

* * *

3) DISCUSSION/ACTION:

RESOLUTION NO. 14-09

A RESOLUTION APPOINTING DAVID KOVAC TO BAYOU DESIARD-BAYOU BARTHOLOMEW CUT-OFF LOOP CONSERVATION WATER BOARD FOR A THREE YEAR TERM BEGINNING JANUARY 21, 2014 AND ENDING JANUARY 21, 2017; AND FURTHER PROVIDING WITH RESPECT THERETO.

WHEREAS, LA R.S. 38:2755 provides that the Ouachita Parish Police Jury shall appoint one member of said board from a list of three names submitted by the Town of Sterlington;

WHEREAS, the term for John Brown, the current appointee from the Town of Sterlington, has expired; and

WHEREAS, by Resolution of November 26, 2013, the Town of Sterlington has submitted three names to replace John Brown;

NOW, THEREFORE:

BE IT RESOLVED that David Kovac, 424 West Bayou Drive, Sterlington, Louisiana 71280 be and hereby is appointed, from a list provided by the Town of Sterlington, as a member of the Bayou DeSiard-Bayou Bartholomew Cut-Off Loop Conservation Water Board for a three year term, said term beginning January 21, 2014 and ending January 21, 2017.

* * *

DR. OLLIBETH REDDIX, DISTRICT D:

1) DISCUSSION/ACTION:

RESOLUTION NO. 14-05

A RESOLUTION APPOINTING OMAR ELGONRANI TO THE BOARD OF COMMISSIONERS OF THE MONROE-WEST MONROE CONVENTION & VISITORS BUREAU FOR A THREE YEAR TERM BEGINNING JANUARY 21, 2014 AND ENDING JANUARY 21, 2017; AND FURTHER PROVIDING WITH RESPECT THERETO.

WHEREAS, the term of Dr. Samuel B. Sanders as a member of the Monroe-West Monroe Convention & Visitors Bureau Board of Commissioners has expired;

NOW, THEREFORE:

BE IT RESOLVED by the Ouachita Parish Police Jury in legal and regular session that, upon a nomination from the juror representing District D, Omar Elgonrani, _____, Monroe, Louisiana _____, be and hereby is appointed as a member of the Monroe-West Monroe Convention & Visitors Bureau for a three (3) year term beginning January 21, 2014 and ending January 21, 2017.

* * *

2) DISCUSSION/ACTION: Deer Ridge Road

3) DISCUSSION/ACTION:

RESOLUTION NO. 14-06

A RESOLUTION ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD IN THE PARISH OF OUACHITA, STATE OF LOUISIANA, TO AUTHORIZE THE LEVY OF A SPECIAL TAX THEREIN; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

BE IT RESOLVED by the Police Jury of the Parish of Ouachita, State of Louisiana (the “Governing Authority”), acting as the governing authority of the Parish of Ouachita, State of Louisiana (the “Parish”) that:

SECTION 1. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by Article VI, Sections 26 of the Constitution of the State of Louisiana of 1974, the applicable provisions of Chapter 5 and Chapter 6-A of the Louisiana Election Code, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the Parish on **SATURDAY, MAY 3, 2014**, between the hours of seven o'clock (7:00) a.m., and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:

PARISHWIDE PROPOSITION (JUVENILE DETENTION CENTER MILLAGE RENEWAL)

Shall the Parish of Ouachita, State of Louisiana (the “Parish”), continue to levy a special tax of two and nine-tenths (2.90) mills on all the property subject to taxation in said Parish for a period of ten (10) years, beginning with the year 2016 and ending with the year 2025, for the purpose of improving, maintaining, operating and equipping the Ouachita Parish Juvenile Detention Center? This is a renewal of an existing tax presently authorized through 2015. The amount reasonably expected to be generated by this tax in the first year is \$2,968,912.00.

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in *The Ouachita Citizen*, a weekly (Thursday) newspaper of general circulation within the Parish, published in West Monroe, Louisiana, and being the official journal of the Police Jury, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the Police Jury Meeting Room, Second Floor, Ouachita Parish Courthouse, 300 St. John Street, Monroe, Louisiana, on **MONDAY, MAY 19, 2014, at FIVE THIRTY O'CLOCK (5:30) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.

SECTION 4. Polling Places. The polling places set forth in the aforesaid Notice of Special Elections are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 5. Election Commissioners; Voting Machines. The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held on Monday, May 19, 2014, as provided in Section 3 hereof. All registered voters in the Parish are entitled to vote at the special election, and voting machines shall be used.

SECTION 6. Authorization of Officers. The Secretary of the Governing Authority is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the President and/or Secretary of the Governing Authority are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election.

SECTION 7. Furnishing Election Call to Election Officials. Certified copies of this resolution shall be forwarded to the Secretary of State, the Commissioner of Elections, the Clerk of Court and *Ex-Officio* Parish Custodian of Voting Machines of Ouachita Parish and the Registrar of Voters of Ouachita Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 8. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the special election as herein provided, and in the event said election carries for further consent and authority to levy and collect the special tax provided for therein. A certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of this Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

SECTION 9. Notice Pursuant to La. R.S. 42:19.1. Public notice of the date, time, and place of the public meeting at which this Resolution was considered and adopted was given as required by La. R.S. 42:19.1 by an announcement made in a public meeting of the Governing Authority held on December 16, 2013 and by a Public Notice published in the Official Journal on December 19, 2013.

* * *

MR. SHANE SMILEY, DISTRICT E:

1) DISCUSSION/ACTION:

**ORDINANCE NO. 9030
(INTRODUCTION ONLY)**

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF OUACHITA TO SELL ADJUDICATED PROPERTY DESCRIBED AS: Parcel No. 50351 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 THER 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 \$5,202.27; and

WHEREAS, the property described herein below is scheduled for public auction on [not yet scheduled];

WHEREAS, the Parish of Ouachita has received a written offer to purchase said property from _____ for the consideration of \$_____ (_____) 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 #50351, with municipal address 2614 Railroad Avenue, Monroe, LA 71202, and more fully described as:

Lot 16, Superior Development Company Subdivision of Lots 6 through 14 inclusive, of Adkins Addition to the City of Monroe, Louisiana, as per plat filed in Plat Book 10, page 4 of the records of 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 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.

* * *

MS. PAT MOORE, DISTRICT F:

1) DISCUSSION/ACTION:

RESOLUTION NO. 14-07

A RESOLUTION ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD IN THE PARISH OF OUACHITA, STATE OF LOUISIANA, TO AUTHORIZE THE LEVY OF A SPECIAL TAX THEREIN; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

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**PARISHWIDE PROPOSITION
(LIBRARY MILLAGE RENEWAL)**

Shall the Parish of Ouachita, State of Louisiana (the “Parish”), continue to levy a special tax of seven and sixty-four hundredths (7.64) mills on all the property subject to taxation in said Parish for a period of ten (10) years, beginning with the year 2016 and ending with the year 2025, for the purpose of providing funds for equipment, supplies, maintenance, operation, construction, acquisition, improvement, renovation and support of the Ouachita Parish Library and its branches. This is a renewal of an existing tax presently authorized through 2015. The amount reasonably expected to be generated by this tax in the first year is \$7,821,572.00.

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in *The Ouachita Citizen*, a weekly (Thursday) newspaper of general circulation within the Parish, published in West Monroe, Louisiana, and being the official journal of the Police Jury, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as “Exhibit A” and incorporated herein by reference the same as if it were set forth herein in full.

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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:
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- E. **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 !