

**PROCEEDINGS OF THE POLICE JURY, PARISH OF OUACHITA,
STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD ON,
TUESDAY, JANUARY 19, 2010 AT 5:34 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 Tuesday, January 19, 2010 at 5:34 p.m., and was duly convened by Mr. Shane Smiley, President, who stated that the Police Jury was ready for the transaction of business.

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|-------------------------------|-------------------|
| <u>Members Present</u> | (6) |
| Charles Jackson | District A |
| Mack Calhoun | District B |
| Walt Caldwell | District C |
| Ollibeth Reddix | District D |
| Shane Smiley | District E |
| Pat Moore | District F |

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|------------------------------|------------|
| <u>Members Absent</u> | (0) |
|------------------------------|------------|

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

ELECTION OF OFFICERS:

The president stated it was time to elect new officers and open up the floor for nominations. Mr. Caldwell, seconded by Mr. Calhoun nominated Mr. Smiley for president. Dr. Reddix, seconded by Mr. Jackson nominated Ms. Moore for president. Motion offered by Mr. Caldwell, seconded by Mr. Jackson to close the nominations. Motions passed without opposition. The president called for a roll call vote on the nominations. The votes for Shane Smiley as president was as follows:

| | | |
|---------|---|---------------------------|
| YEAS | 3 | Smiley, Caldwell, Calhoun |
| NAYS | 3 | Reddix, Moore, Jackson |
| ABSTAIN | 0 | |

The votes for Pat Moore as president were as follows:

| | | |
|---------|---|---------------------------|
| YEAS | 3 | Jackson, Reddix, Moore |
| NAYS | 3 | Calhoun, Caldwell, Smiley |
| ABSTAIN | 0 | |

Mr. Mitchell stated that in this incident when there is a tie vote, the person holding the office should remain in the position until such time a new president is successfully elected.

The president opened the floor for nominations for vice president. Ms. Moore, seconded by Dr. Reddix nominated Mr. Jackson. Mr. Calhoun, seconded by Mr. Smiley nominated Mr. Caldwell. Motion offered by Mr. Jackson, seconded by Ms. Moore to close the nominations. Motion passed without opposition. The votes for Mr. Jackson as vice president were as follows:

| | | |
|---------|---|--------------------------|
| YEAS | 1 | Moore |
| NAYS | 3 | Jackson, Calhoun, Smiley |
| ABSTAIN | 2 | Reddix, Caldwell |

The votes for Mr. Caldwell as vice president was as follows:

| | | |
|---------|---|--------------------------|
| YEAS | 3 | Calhoun, Jackson, Smiley |
| NAYS | 1 | Moore |
| ABSTAIN | 2 | Reddix, Caldwell |

Mr. Caldwell was re-elected as vice president for the year 2010.

The president requested that the minutes be acted upon separately. The president requested a motion to adopt the minutes of December 7th, 2009. A motion to adopt the minutes of December 7, 2009 was offered by Mr. Jackson, seconded by Ms. Moore. Motion passed with Mr. Caldwell abstaining.

The president requested a motion to adopt the minutes of December 21, 2009. A motion to adopt the minutes of December 21, 2009, was offered by Ms. Moore, seconded by Mr. Jackson. Motion passed with Mr. Smiley abstaining.

The president requested a motion to adopt the minutes of January 4th, 2010. A motion to adopt the minutes of January 4, 2010 was offered by Mr. Caldwell, seconded by Ms. Moore. Motion passed with Dr. Reddix abstaining.

VISITORS:

The president recognized visitor Lynn Daniels of Rays of Sonshine, 200 Breard Street, Monroe, Louisiana. The president indicated that this item was listed on Ms. Moore agenda and asked whether or not any juror had a problem addressing this matter at this time. None had an issue with addressing the matter at this time.

Ms. Daniels spoke regarding their proposed project called Sonshine Community of Hope located on Jackson Street. Ms. Daniels indicated that the project would involve adjudicated properties located in the area. Ms. Daniels requested that the jury waive the property taxes on the properties, transfer three properties, and issue a letter of support. Discussion ensued. Motion

offered by Ms. Moore seconded by Dr. Reddix to direct the administrative staff to draft a letter in support of the organization. Motion passed with Mr. Caldwell abstaining.

Motion offered by Ms. Moore, seconded by Mr. Caldwell to authorize legal to start the process regarding the three adjudicated properties. Motion passed without opposition. Discussion ensued again.

Motion offered by Ms. Moore, seconded by Mr. Caldwell to waive the fees estimated to be around \$23,000 for the properties. Discussion ensued. Ms. Moore withdrew her motion.

The president recognized Mr. Rick Miller from Miller Funeral Home. The president stated that this item was listed on Dr. Reddix's agenda and asked that the jury address this matter at this time. No one objected to taking up the matter at this time. Mr. Miller spoke extensively regarding the disposition of indigent bodies. Discussion ensued. No other action was taken on this matter.

The president recognized visitor Mr. Grant Schlueter of Foley & Judell. Mr. Schlueter spoke regarding Resolution No. 10-02 listed on Mr. Smiley's agenda.

The following resolution was offered for adoption by Mr. Smiley, seconded by Mr. Jackson:

RESOLUTION NO. 10-02

A resolution giving preliminary approval to the issuance of not exceeding Eleven Million Five Hundred Fifty Thousand Dollars (\$11,550,000) of Limited Tax Revenue Bonds, Series 2010, of the Parish of Ouachita, State of Louisiana; providing certain terms of said bonds; making application to the State Bond Commission for approval of said Bonds; and providing for other matters in connection therewith.

WHEREAS, the Parish of Ouachita, State of Louisiana (the **Issuer**) desires to incur debt and issue not exceeding Eleven Million Five Hundred Fifty Thousand Dollars (\$11,550,000) of its Limited Tax Revenue Bonds, Series 2010 (the "Bonds"), pursuant to Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, for the purpose of providing funding for the obligations of the Parish, the City of Monroe and the City of West Monroe in securing the location of a vehicle manufacturer in, and the expansion of, the old Guide facility, as authorized in the proposition approved by the voters on October 17, 2009, and paying the costs of issuance thereof, said Bonds to be payable from the irrevocable pledge and dedication of the funds to be derived from the levy and collection of a 1.80 mills tax (such rate being subject to adjustment from time to time due to reassessment) authorized to be levied each year through the year 2023, pursuant to an election held therein on October 17, 2009 (the **Tax**) within the boundaries of the Issuer, to mature over a period not to exceed fourteen years, and to bear interest at a rate or rates not to exceed four and one-half per centum (4.50%) per annum; and

WHEREAS, the Issuer is not now a party to any contract pledging or dedicating the Tax; and

WHEREAS, the Issuer desires to make formal application to the State Bond Commission for approval of the Bonds;

NOW, THEREFORE,

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, that

SECTION 1. Preliminary approval is given to the issuance of not exceeding \$11,550,000, aggregate principal amount of Limited Tax Revenue Bonds of the Issuer (the "Bonds"), pursuant to Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, to be issued for the purpose of providing funding for the obligations of the Parish, the City of Monroe and the City of West Monroe in securing the location of a vehicle manufacturer in, and the expansion of, the old Guide facility, as authorized in the proposition approved by the voters on October 17, 2009, and paying the costs of issuance thereof, said Bonds to be payable from the irrevocable pledge and dedication of the funds to be derived from the levy and collection of a 1.80 mills tax (such rate being subject to adjustment from time to time due to reassessment) authorized to be levied each year through the year 2023, pursuant to an election held therein on October 17, 2009 (the **Tax**) within the corporate boundaries of the Issuer. The Bonds shall bear interest at a rate or rates not to exceed four and one-half per centum (4.50%) per annum, to be determined by subsequent proceedings of this Governing Authority at the time of the sale of the Bonds, and shall mature over a period not to exceed fourteen years. The Bonds shall be issued in fully registered form, shall be sold to the purchasers thereof at a price of not less than par, plus accrued interest, and shall have such additional terms and provisions as may be determined by this Governing Authority.

SECTION 2. Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana, for authority to issue, sell and deliver the Bonds. By virtue of applicant/issuer's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the **State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.**, adopted by the Commission on October 20, 2009, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

This resolution having been submitted to a vote, the vote thereon was as follows:

| <u>Member</u> | <u>Yea</u> | <u>Nay</u> | <u>Absent</u> | <u>Abstaining</u> |
|------------------------|------------|---------------|---------------|-------------------|
| Charles Jackson | <u>x</u> | <u> </u> | <u> </u> | <u> </u> |
| Mack Calhoun | <u>x</u> | <u> </u> | <u> </u> | <u> </u> |
| Walter M. Caldwell, IV | <u>x</u> | <u> </u> | <u> </u> | <u> </u> |
| Dr. Ollibeth Reddix | <u>x</u> | <u> </u> | <u> </u> | <u> </u> |
| Shane Smiley | <u>x</u> | <u> </u> | <u> </u> | <u> </u> |
| Pat Moore | <u>x</u> | <u> </u> | <u> </u> | <u> </u> |

And the resolution was declared adopted on this, 19th day of January 2010.

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A motion to recess the regular meeting and convene the Finance Committee meeting was offered by Mr. Caldwell, seconded by Mr. Jackson. Motion passed without opposition.

FINANCE COMMITTEE MEETING

The Finance Committee meeting was called to order by chairman Charles Jackson at 6:35 p.m. Mr. Jackson recognized Mr. Cammack. Mr. Cammack spoke regarding the claims statement and recommended approval. Motion offered by Mr. Jackson, seconded by Ms. Moore to approve the claims statement for the period of December 18, 2009 through January 14, 2010. Motion passed without opposition.

Mr. Cammack spoke briefly regarding the bid tabulations for the new dorm at the correctional facility. Mr. Cammack indicated that the information would be brought back to the jury for approval at the next meeting. Mr. Jackson spoke regarding the renewal of the tax millage for the jail and the recent meeting with the Sheriff. Discussion ensued. No action was taken on this matter.

Mr. Cammack spoke briefly regarding the fund balances. No action was taken on this matter.

Mr. Cammack presented the LA Compliance Questionnaire and recommended approval. Motion offered by Mr. Jackson, seconded by Mr. Smiley to approve the questionnaire. Motion passed without opposition.

Mr. Cammack spoke regarding the Physical Housing Accessibility Grant and recommended that GNF Management be hired as consultant on the grant if approved. Motion offered by Ms. Moore, seconded by Dr. Reddix to approve GNF Management as consultant for the Physical Housing Accessibility Grant. Motion passed with Mr. Caldwell abstaining.

Mr. Cammack updated the jury on the status of the grant. Discussion ensued. No other action was taken on this matter. Motion offered by Mr. Jackson, seconded by Mr. Caldwell to adjourn the Finance Committee and reconvene the regular meeting. The Finance Committee was adjourned at 6:50 p.m.

MOTIONS * ORDINANCES * RESOLUTIONS:

The president recognized Mr. Jackson, District A.

MR. CHARLES JACKSON, DISTRICT A:

Mr. Jackson asked Mr. Cammack to update the jury on the status of the EECBG Energy Efficiency Grant. Mr. Cammack updated the jury on the grant and the facilities involved. Discussion ensued. No action was taken on this matter and the matter was deferred to the next meeting of the jury.

Mr. Jackson asked Mr. Holtzclaw to update the jury on Green Springs Flood Control Project. Mr. Holtzclaw stated that he had reviewed the file and would bring back additional information regarding the project at the next meeting.

Mr. Jackson asked Mr. Holtzclaw to speak regarding Cheyenne Drive. Mr. Holtzclaw stated that he had met with Mr. Head and assessed the road. Mr. Holtzclaw stated that he would prepare an estimate and bring it back to the jury at its next meeting. Discussion ensued. Mr. Jackson asked that the matter be placed back on the agenda for the next meeting.

The following resolution was offered for adoption by Mr. Jackson, seconded by Ms. Moore:

RESOLUTION NO. 10-01

A RESOLUTION APPOINTING DON R. TERRY TO THE WEST OUACHITA INDUSTRIAL PARK ADVISORY BOARD FOR A TERM OF 4 YEARS BEGINNING JANUARY 19, 2010 AND ENDING JANUARY 19, 2014; AND FURTHER PROVIDING WITH RESPECT THERETO:

WHEREAS, a vacancy exists on the West Ouachita Industrial Park Advisory Board and,

WHEREAS, Don Terry, 126 Eagle Rock Drive, West Monroe, LA 71291 has expressed a desire to serve on said Board,

NOW THEREFORE:

BE IT RESOLVED by the Ouachita Parish Police Jury in legal and regular session that

Don Terry be, and hereby is, appointed to the West Ouachita Industrial Park Advisory Board for a term of four years beginning January 19, 2010 and ending January 19, 2014.

The above resolution was adopted the 19th day of January 2010.

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The president recognized Mr. Calhoun, District B.

MR. MACK CALHOUN, DISTRICT B:

Mr. Calhoun spoke regarding a Cooperative Endeavor Agreement for the control of feral hogs within the parish. Discussion ensued. Motion offered by Mr. Calhoun, seconded by Mr. Jackson to instruct Mr. Mitchell to draw up a cooperative endeavor agreement for the control of feral hogs in the amount of \$2,500 to be taken from the general fund. Motion passed with Mr. Caldwell abstaining.

The president recognized Mr. Caldwell, District C.

MR. WALT CALDWELL, DISTRICT C:

Mr. Caldwell asked Mr. Holtzclaw to update the jury on the status of Skate Lane. Mr. Mitchell spoke regarding the process for skate lane. Motion offered by Mr. Caldwell, seconded by Mr. Calhoun to authorize Mr. Holtzclaw for the acquisition of the geo-technical information for the advancement of the Skate Lane project. Discussion ensued again. Motion passed without opposition.

Mr. Caldwell spoke regarding the drainage issues within Treasure Island Subdivision. Mr. Holtzclaw and Mr. Murray updated the jury on the matter of Hanna's Run. No other action was taken on this matter.

Mr. Caldwell asked Mr. Holtzclaw to speak regarding the Bayou Desiard Restoration Project. Mr. Holtzclaw indicated that he had gotten a call about the project requesting a letter from the city regarding the impact of the project on the city's water supply. Mr. Caldwell asked that Mr. Holtzclaw review the file and report back to the jury.

Mr. Caldwell asked Mr. Murray and Deputy Heckford to speak about possible solutions for the debris left over from the flood waters. Mr. Murray indicated that only community service workers were available to assist in this effort. Deputy Heckford stated that the Great American Cleanup was upcoming and that dumpsters would be available to assist in this effort to clean up debris throughout the parish. No other action was taken on this matter.

Mr. Caldwell asked Mr. Mitchell to speak regarding the ULM/Comcast Access Channel. Mr. Mitchell indicated that a proposal had been sent to the university from Comcast. Mr. Caldwell

asked that the agreement be reviewed by legal to ensure that the parish interest is protected and report back to the jury.

The president recognized Dr. Reddix, District D.

DR. OLLIBETH REDDIX, DISTRICT D:

Dr. Reddix asked that this matter remain on the agenda until such time progress is made on it.

Dr. Reddix spoke briefly about the Care Grant Application that could be possibly be used to assist in the efforts to clean up J. S. Clark Cemetery. Dr. Reddix asked that this matter be placed back on the agenda for the next meeting.

MR. SHANE SMILEY, DISTRICT E:

The president asked Mr. Mitchell to speak regarding the DOTD Assurance Letter. Mr. Mitchell stated that the letter was necessary to ensure appropriate right-of-way acquisition for federally funded projects. Motion offered by Mr. Smiley, seconded by Mr. Caldwell to issue a letter to DOTD. Motion passed without opposition.

The president recognized Ms. Moore, District F.

MS. PAT MOORE, DISTRICT F:

Ms. Moore asked Mr. Holtzclaw to update the jury on the Safe Routes to School Application. Mr. Holtzclaw indicated that he had contacted the school board and had been given a list of schools for the program. The prioritized list included Jack Hayes, Riverbend, Lenvil, and Riser Elementary Schools. No action was taken on this matter.

Ms. Moore asked that the matter concerning adjudicated properties be deferred to the next meeting of the jury.

Ms. Moore informed the jury about the upcoming Out 4 Life Coalition Conference and the 2010 NELA Career Fair. No action was taken on these items.

ADMINISTRATIVE REPORTS:

The president recognized Mr. Cammack, Treasurer.

FISCAL: Mr. Brad Cammack, Treasurer

Mr. Cammack requested to open the position of Special Projects Coordinator. Motion offered by Mr. Calhoun, seconded by Mr. Jackson to approve the request to open the position of Special Projects Coordinator. Motion passed without opposition.

Mr. Cammack reminded the jury that the photographer will be at the February 16th meeting to take photos of the jury with the newly elected juror.

Mr. Cammack updated the jury on the upcoming Police Jury Association Convention at the end of February.

The president recognized Chief Hemphill, Fire Department.

FIRE: Chief Pat Hemphill, Fire Department

Chief Hemphill indicated that he had no additional items.

The president recognized Mr. Mitchell, Assistant District Attorney.

LEGAL: Mr. Jay B. Mitchell, Assist. Dist. Attorney

Mr. Mitchell indicated that he had no items.

The president recognized Mr. Murray, Public Works Director.

PUBLIC WORKS: Mr. John Tom Murray, Director

Mr. Murray reported on the flood map open house held recently at the Civic Center. Discussion ensued. Mr. Caldwell asked Mr. Holtzclaw to get with Lisa Richardson in the Permit Office to take a look at the maps and get back to the jury with their perspective of the new maps.

The president recognized Mr. Holtzclaw, Engineer.

ROADS & DRAINAGE: Mr. Tom Holtzclaw, Engineer

Mr. Holtzclaw stated that an online forum will be available on February 1st regarding Federal Capital Outlay Projects for projects due on or before March 1st. Discussion ensued. Mr. Holtzclaw informed the jury that all ARRA Projects had been approved.

BEER AND WHISKEY APPLICATIONS:

Mr. Mitchell presented the following beer and whiskey application for consideration and recommended that the application be denied. Motion offered by Mr. Caldwell, seconded by Mr. Jackson to deny the new application. Motion passed without opposition.

WACTOR, GUY

**DBA HG, III, INC., 7601 HWY 165N,
MONROE, LA 71203, RETAIL BEER “CLASS
B”, 2010 NEW**

There being no other business to come before the jury, a motion to adjourn was offered by Mr. Jackson, seconded by Mr. Caldwell. The meeting was adjourned at 7:52 p.m.

A D J O U R N !