

Police Jury Room
February 25, 2004
Abbeville, Louisiana

Minutes of a special meeting of the Vermilion Parish Police Jury held on February 25, 2004 with Mr. Hubert J. Faulk presiding.

The meeting was called to order by Mr. Faulk, who asked that the meeting begin with the Pledge of Allegiance, followed by a moment of silent prayer.

The following members were present:

Mr. Purvis Abshire	Mr. Gaulman Gaspard
Mr. Ernal "E. J." Broussard	Mr. Luther "Buster" Hardee
Mr. Minos Broussard	Mr. Ravis Menard
Mr. Maxwell Chreene	Mr. Mark Poche'
Mr. Ronald Darby	Mr. T. J. Prejean, Jr.
Mr. Carroll Duhon	Mr. Edval Simon, Jr.
Mr. Hubert Faulk	Mr. Wayne Touchet

Absent: none absent

President Hubert J. Faulk, advised everyone that the purpose of the special meeting was to address a protest filed by Toter Manufacturing relative to the award of a contract to Lingo/ERS to furnish garbage containers and the potential litigation there from.

Upon motion of Mr. Ernal "E.J." Broussard, duly seconded by Mr. Edval Simon, Jr., and unanimously carried, at the request of the legal counsel, moved to go into executive session at 5:34 p.m.

Upon motion of Mr. Purvis Abshire, duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury returned to regular session at 5:55 p.m.

President Faulk called on legal counsel, Paul Moresi III, to address the purpose of the special meeting call.

Mr. Moresi commented on the protest received from Mr. Lane Roy, attorney representing Toter Manufacturing. He asked the Jury to allow comments from the parties involved in the matter to be made at their time.

Mr. Lane Roy, attorney representing Toter Manufacturing, stated his opinion that the Police Jury awarded the contract for the containers to a bidder that did not meet the specifications in various areas. He has recommended that his client pursue legal remedy if the Police Jury does not change its action regarding the award.

When questioned about clarification as to who he was representing in the protest, Mr. Roy advised that he was only representing Toter, however, based on the statute he could be filing as a citizen.

Mr. Todd Miguez, representing LINGO/ERS commented on his bid, and the actions taken by the Police Jury previously in awarding him the contract, and that is his opinion his bid met the intent of the specifications.

The legal counsel requested the Parish Engineer to comment on their review of the bids.

Ms. Liz Girouard with the engineering firm of Sellers & Associates, Inc., stated that their review of the bid of LINGO/ERS had no substantive deviation from the specification, and that their previous recommendation to award the contract to LINGO/ERS was valid.

Mr. Moresi, requested the Jury to acknowledge that all correspondence received relative to the protest filed, be attached to the minutes by reference.

Mr. Moresi, also advised the Jury's option to take were either to accept the protest, or to reject the protest.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. Ernal "E.J." Broussard, and unanimously carried, the Police Jury rejected the protest submitted by Toter Manufacturing and to sustain the previous action taken at award the contract for the garbage containers.

Upon motion of Mr. Luther "Buster" Hardee, III, duly seconded by Mr. Mark Poche, and unanimously carried, that there being no further business to be presented, the meeting was duly adjourned.

Secretary-Treasurer

President