

Police Jury Room
September 7, 2004
Abbeville, Louisiana

Minutes of a regular meeting of the Vermilion Parish Police Jury held on September 7, 2004, with President Hubert J. Faulk presiding.

The meeting was called to order by Mr. Faulk, who asked that Juror Carroll Duhon, lead the group in the Pledge of Allegiance. Following the pledge, the President asked for a moment of silent prayer or reflection.

The following members were present:

Mr. Purvis Abshire	Mr. Gaulman Gaspard
Mr. Ernal "E. J." Broussard	Mr. Luther "Buster" Hardee, III
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:

The President recognized those persons who had requested time, or were asked to be on the agenda, to present their business at this time.

Mr. Billy Noegel introduced Ms. Katherine Listi, who is the current Ms. ULL, she will be participating in the Miss Louisiana Pageant to be held in November in Lafayette. Ms. Listi asked the Jury members to consider buying an ad to fund her participation in the pageant.

Ms. Rebecca Shirley, Director of the Greater Abbeville-Vermilion Chamber of Commerce, Ms. Linda Zaunbrecher, President of the Vermilion Rice Growers's Association, and Mr. Ted Girouard, President of the Vermilion Farm Bureau, requested the Police Jury to proclaim September as "National Rice Month" in Vermilion Parish. Also in attendance and commenting on the matter were: Rice Ambassadors Ms. Melissa Lacour, Mr. Will Hardee, and Ms. Patricia McClain.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. Ravis Menard, and unanimously carried, the Police Jury proclaimed the month of September as "National Rice Month" in Vermilion Parish.

**AN OFFICIAL DECLARATION TO PROCLAIM
SEPTEMBER 2004**

NATIONAL RICE MONTH

WHEREAS, Vermilion Parish has traditionally had one of the largest rice acreage in the state each year; and

WHEREAS, the value of rice each year to Vermilion farmers has averaged \$25 million for the last five years (without government payments); and

WHEREAS, the rice industry provides hundreds of jobs and many dollars through value – added items to our local economy; and

WHEREAS, the production and consumption of rice provides a rich part of the Cajun heritage, tradition, and joie de vive; and

WHEREAS, the State of Louisiana is a key supplier of U. S. grown rice, producing more than 3 billion pounds annually; and

WHEREAS, rice is the staple grain for most of the population of the world; and the significance of rice cannot be overemphasized; and

WHEREAS, the United States produces more than 20 billion pounds annually; and

WHEREAS, rice is vital to the economic stability of rice farmers and millers in Arkansas, California, Florida, Louisiana, Mississippi, Missouri, Texas; and

WHEREAS, intense research and development in rice technology has resulted in rice farmers in this Nation producing some of the highest yields of rice per acre, making such rice one of the most land-efficient and cost-efficient crops grown; and

WHEREAS, the United States is one of the largest exporters of rice, as this Nation exports rice to over one hundred countries and supplies almost 13 percent of the rice for world trade; and

WHEREAS, millions of people in this Nation, as well as countless people in other countries, enjoy rice in a variety of forms, including the use of rice as an edible grain, in flour, bran, cooking oil, cereals, rice cakes and health food snacks; and

WHEREAS, rice is an important source of nutritional value, as rice provides an excellent source of complex carbohydrates, contains only a trace of fat, and is cholesterol-free and sodium-free; and

WHEREAS, rice is recognized world wide as an economical food and an important part of feeding the expanding population in Third World nations; and

WHEREAS, rice provides an important contribution to the diet, to the economy of this nation, and to the nourishment of other countries; and

WHEREAS, rice farmers in this Nation represent a key element in the enhancement of habitat for waterfowl such as ducks, geese, swan, cranes, and others; and

WHEREAS, the harvest of rice in this Nation is celebrated each September;

NOW, THEREFORE, BE IT RESOLVED, by the President of the Vermilion Parish Police Jury, that September, 2004 is designated as

“RICE MONTH”

and this proclamation is issued calling upon the people to observe such month with appropriate ceremonies and activities.

Ms. Rebecca Shirley, with the Greater Abbeville Chamber of Commerce also thanked the Jurors for their efforts in the cleanup of the four (4) fishing piers along La. Hwy. 82.

Mr. Greg Milton, with Broussard, Poche', Lewis, & Breaux, gave a presentation on the 2003 Audit Report. Mr. Milton informed the Jurors that this year, the implementation of the new GASB 34 regulations was required in making the report. Many new and different features are shown in the report. He asked the Jurors to review the report and advised that he will be at the next Police Jury meeting to answer any questions regarding the report.

Upon motion of Mr. Luther "Buster" Hardee III, duly seconded by Mr. Maxwell Chreene, and unanimously carried, the reading of the minutes of the August 23, 2004 special meeting, and the regular meeting of August 16, 2004, were dispensed with and were accepted.

President Faulk read the following announcements:

- (1) The Louisiana Local Technical Assistance Program will hold a meeting on “WORK ZONE SAFETY” on September 22, 2004, at the Lafayette Utilities System Building located at 1314 Walker Road, Lafayette, LA.
- (2) The members of the Horseman’s Association of Southwest Louisiana would like to invite the Jury to a timed event rodeo and ceremony honoring War Veterans on September 25, 2004, beginning at 6:00 p.m. The rodeo arena and barn is located at 2901 Rodeo Road, Abbeville, LA (Old Dairy Festival Building and Arena).

(3) Lorman Education Services will host a seminar entitled “Workers’ Compensation in Louisiana” to be held on October 1, 2004, in Lafayette.

(4) Mark Knuckles Association, Inc. will host a seminar entitled “The New Overtime Rule in the Fair Labor Standards Act” to be held on September 29, 2004, in Alexandria, LA.

Mr. Gene Sellers, with Sellers and Associates, Inc., presented various items for the Police Jury’s consideration.

Upon motion of Mr. Luther "Buster" Hardee III, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury approved the issuance of Project Permit No. 1295 to Vermilion Irrigation Company to install a drill site, for the Mudbug Prospect, 8 miles south of the Town of Gueydan, located in Election District No.14.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Gaulman Gaspard, and unanimously carried, the Police Jury approved the issuance of Project Permit No. 1296 to Peak Operating Company to furnish and install 2,046 feet of 3-inch pipeline beginning at the VPSB Well No. A-41 site, and ending at an existing facility, located east of White Lake Field, in Election District No. 13.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Mark Poche, and unanimously carried, the Police Jury approved the issuance of Project Permit No. 1297-D to El Paso Production Company to prop wash an existing channel, and to construct a drill site and necessary site structures for the S.L. 18090 Well No. 1, in White Lake, located in Election District No. 13.

Upon motion of Mr. Ravis Menard, duly seconded by Mr. Carroll Duhon, and unanimously carried, approved the issuance of a telecommunication permit to Bell South, Northstar Communications Group on behalf of Bell South, to replace a cable on Bourque Road, located in Election District No.14.

Upon motion of Mr. Ravis Menard, duly seconded by Mr. Carroll Duhon, and unanimously carried, approved the issuance of a telecommunication permit to Kaplan Telephone Co. Inc., to replace a cable on Dalton Road, located in Election District No.11.

Upon motion of Mr. Ravis Menard, duly seconded by Mr. Carroll Duhon, and unanimously carried, approved the issuance of a telecommunication permit to Cox Communications Inc., to bury coax cable along LaPremiere Drive and Belle Place Drive, located in Election District No.01.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury approved the issuance of a “letter of no objection” to ExxonMobil Corporation to clean out an existing canal and slip to provide access to Exxon Fee Well No. 50 plugging and abandoning operations. Facility is approximately 4.6 miles southeasterly from Pecan Island, located in Election District No. 13.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury approved the issuance of a "letter of no objection" to Broussard Brothers, Inc. to sweep and enlarge an existing canal and to install a bulkhead for erosion control in Section 87, T14S, R3E, in the Intracoastal City area, located in Election District No. 09.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury approved the issuance of a "letter of no objection" to Broussard Brothers, Inc. to sweep and enlarge an existing canal and to install a bulkhead for erosion control in Section 90, T14S, R3E, in the Intracoastal City area, located in Election District No. 09.

Upon motion of Mr. Luther "Buster" Hardee, III, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury approved the Public Road Committee Recommendations, as presented, and the appropriate officials of the Jury were authorized to carry out the recommendations:

PUBLIC ROAD COMMITTEE
SEPTEMBER 1, 2004
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC ROAD COMMITTEE MEETING HELD ON SEPTEMBER 1, 2004, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the USDA-Wildlife Services Beaver and Coyote/Coy dog trapping program be expanded on a trial basis to include trapping of feral pigs.

It is recommended that the purchase of the necessary panels to build a trap and to build a feeder be authorized.

2. It is recommended that the Police Jury approve the purchase of four (4) barricades through the Kiwanis Club for use parishwide, for any parades, hazardous material incidents, etc. Barricades to be housed at the law enforcement center by the Sheriff's department. Total cost is \$500.00, with cost to be paid from available funds.

3. It is recommended that the following invoices from Sellers & Associates, Inc. be approved to be paid.

A) Invoice No. 007908-\$1,933.75
Materials For Parish Road Maintenance,
Specifications, Bid Tabulation and
Contract Award Preparation
July 1, 2004-December 31, 2004

B) Invoice No. 007909-\$140.00
Country Garden Subdivision-Phase II
Review of construction plans

- C) Invoice No. 007910-\$490.00
Bryan's Towne, Phase 1, 2, & 3
Preliminary Plat Approval
Bryan's Towne, Phase I
Construction plan approval, final plat
approval and site inspection.
- D) Invoice No. 007911-\$507.50
Prepare amendments to subdivision
ordinance. 4 new requirements added.

4. It is recommended that the following items be approved relative to the "Repair To Salt Water Barriers in the Schooner Bayou Area of Vermilion Parish" contract with Southern Gulf, Inc:

- A) Contract Change Order No. 1
Net Increase=\$2,275.00
Adjusted Contract Price=\$36,875.00
- B) Partial Payment Estimate No. 1
Amount Due=\$33,187.50
- C) Resolution of Acceptance of the
Project as complete and authorizing
the President to sign a Notice of
Acceptance to be filed with the Clerk of Court.

Cost to be paid from General Fund with reimbursement of a portion of the cost to come from a Rural Development Grant.

5. It is recommended that the Prairie Gregg Drainage Board members be requested to attend the next Road Committee meeting on September 15, 2004.

6. It is recommended that in view of the extensive amount of road safety and street name signs being stolen that the following actions be taken:

- A) Request the parish news media to prepare an article about the safety and health concerns dealing with missing signs.
- B) Request the Vermilion Parish School Board to do an educational block about the issue.
- C) Establish an ordinance dealing with vandalism of public property and establishing the strictest monetary and jail sentences allowed.

7. It is recommended that the Police Jury approve the abandonment of Avery Road, located in the Forked Island area, since no public funds have been expended on the road since 2000.
8. It is recommended that the Police Jury accept into the parish road system the 30' x 30' turnaround located on the south side of Chef Road.
9. It is recommended that the following re-appointments be made to the respective board shown:

A) Ward One Consolidated Gravity Drainage District No. 1
Mr. Theo Bares, effective 9/7/04

B) Pecan Island Waterworks District No. 3
Mr. Victor Conner, Sr., effective 9/16/04

10. It is recommended that due to an emergency, that Precinct 41, formerly located at the Southeast Waterworks District No. 2 office building, be relocated to the Public Works Building and combined with Precinct 21, with one set of commissioners handling both precinct books.

It is further recommended that the Police Jury notify the respective agencies that Precinct 41 is to be permanently relocated to the Public Works Building in view of it having less than 300 registered voters, as soon as Justice Department approval is obtained.

11. It is recommended that the following actions be approved relative to the 2003-2004 Vegetative Planting Project, DNR Contract No. 2503-02-09:

A) Coastal Environments, Inc.
Invoice No. 2403901=\$17,999.96

B) Donald E. Menard
Invoice 8/24/04=\$1,276.43

C) Accept the project as complete, and
submit reimbursement request to DNR.

12. It is recommended that the following seismic permits be accepted as complete:

A) Seismic Permit No. 674
Issued to Seismic Exchange, Inc.

B) Seismic Permit No. 675
Issued to Boone Exploration, Inc., et al.

13. It is recommended that Policy No. 2004-ETHICS-03 be approved as presented.

14. It is recommended that the Police Jury approve the following items relative to the FY 2003 LCDBG Water System Extension in the North Vermilion Area-Area VII:

A) Contract Change Order No. 1
Adjust contact quantities to as-built quantities
Net Decrease=\$103,376.23
Adjusted Contract Price=\$423,075.57

B) Jan's Construction Co., Inc.
Partial Payment Estimate No. 5
Amount Due=\$124,187.33

C) Sellers & Associates, Inc.
I) Invoice No. 007900=\$5,716.62
Basic Services During Construction

II) Invoice No. 007902=\$1,843.76
Construction Staking

III) Invoice No. 007901=\$11,899.73
Inspection

15. It is recommended the following resolution be adopted:

A) Resolution authorizing the President to sign and submit applications for funding to the State of Louisiana, Office of the Governor, under the Fiscal Year 2004-2005 Rural Development Grant Program.

B) Resolution authorizing the President to sign and submit all the necessary documents in connection with the application for funding under the State's Capital Outlay Program for Fiscal Year 2005-2006.

16. It is recommended that the Police Jury ratify the City of Abbeville's renaming of Old Erath Road to Rodeo Road.

It is further recommended that all agencies be advised of the change and that Sellers & Associates, Inc. be directed to make the name change on the parish municipal road maps.

17. It is recommended that the Secretary/Treasurer contact the Police Jury Association regarding the new supplementary pay requirements for the justices of the peace and constables.

18. It is recommended that the Police Jury issue an Act of Disclaimer relative to the ownership of minerals below Oliver Road for that portion of the road located in Sections 19 and 20, T12S, R2W.

Respectfully submitted,
Hubert J. Faulk,
Acting Chairman

In accordance with the Public Road Committee Recommendation the following resolutions were accepted.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Ernal "E.J." Broussard, and unanimously carried, the Police Jury approved the Public Works Committee Recommendations, as presented, and the appropriate officials of the Jury were authorized to carry out the recommendations.

PUBLIC WORKS COMMITTEE
SEPTEMBER 1, 2004
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC WORKS COMMITTEE MEETING HELD ON SEPTEMBER 1, 2004, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Police Jury implement the following fees for contractors disposing of trees and branches at the solid waste plant.

<u>Contract Amount</u>	<u>Permit Fee</u>
\$0.00 - \$4,000.00	\$20.00
Each additional \$1,000.00 or part thereof	\$ 2.50

It is further recommended that any contractor having an approved permit in hand will be allowed to dump at the solid waste at any time during regular operating hours.

It is further recommended that any contractor that fails to dump trash or debris in the designated area shall have his permit(s) revoked.

2. It is recommended that the following invoices from Sellers & Associates, Inc., be approved to be paid:

- A) Invoice No. 007904-\$140.00
Engineering services provided for the package sewer plant at the rabies control facility.
- B) Invoice No. 007905-\$175.00
Prepare asbestos landfill recognition form for the solid waste plant.
- C) Invoice No. 007906-\$340.00
Add the location of all water district fire hydrants to the parish road map to be used in rating review by P.I.A.L.

D) Invoice No. 007922-\$227.50
Engineering services provided relative
to the aerial spray service contract
for the mosquito control program.

3. It is recommended that the Police Jury ratify the payment of the balance of the contract to furnish six (6) new hydraulically operated garbage trucks in the amount of \$388,501.80 to Frenzel Motors, Inc.
4. It is recommended that Invoice No. CSR606763 from Deep South Surplus, Inc. in the amount of \$5,000.00 be approved to be paid. Invoice represents payment of the auto insurance deductible due on the W. Guidry, et al, damage claim.
5. It is recommended that the Police Jury assume the lead agency position relative to an application by the LeBlanc Volunteer Fire Department to obtain "Safe Neighbor Heroes" and the "Matching Fund" grants through the Wal Mart Foundation.

It is further recommended that any other rural fire department applying for the same grant program be given equal authorization.

Respectfully submitted,
T. J. Prejean, Jr.,
Chairman

Upon motion of Mr. Luther "Buster" Hardee III, duly seconded by Mr. Purvis Abshire, and unanimously carried, the Police Jury approved payment of Invoice No. 2629 to The Sellers Group for architectural services provided relative to the construction of the Gueydan Branch Library in the amount of \$279.25. Cost to be paid from the Library Construction Fund.

Upon motion of Mr. Luther "Buster" Hardee III, duly seconded by Mr. Purvis Abshire, and unanimously carried, the Police Jury approved payment of Estimate No. 1, to Minvielle Lumber Company, Inc. in the amount of \$16,470.00 for work done on the Gueydan Branch Library Project. Cost to be paid from the Library Construction Fund.

Upon motion of Mr. Mark Poche, duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury approved the issuance of a letter of no objection for a temporary liquor permit to the Acadiana Down Syndrome Association to serve liquor at a dance and silent auction to be held on December 9, 10, and 11, 2004 at L'Eglise, located at 2003 J. Alcee' Road in Erath, La.

The Secretary-Treasurer informed the Jurors that the 50th Annual Police Jury Association Region 7 Meeting will be held on Saturday, September 25, 2004, at the Jefferson Davis Parish All Purpose Building, in Jennings, Louisiana. Registration will begin at 4:30 p.m., with the meeting to begin at 5:30 p.m.

Upon motion of Mr. Purvis Abshire, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury approved payment of Invoice No. 2850 to Firefly Digital for hosting the Economic Development Districts website in the amount of \$475.00. Cost to be paid from the General Fund, cost to be reimbursed through the Economic Development Grant.

Upon motion of Mr. Purvis Abshire, duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury authorized Sellers & Associates, Inc. to prepare an irrigation line permit for Mr. Neal Landry, to install a culvert crossing on Gladu Road.

Upon motion of Mr. Ernal "E.J." Broussard, duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury approved amending the agenda to go into executive session at 7:37 p.m. to discuss the following litigation cases:

- Huval vs. Langlinais- Iberia/Vermilion Parish Boundary Line
- A. Duhon vs. Lafayette Consolidated Government

Vermilion Parish Tax Assessor, Mr. Mike Langlinais, and Parish Engineer, Mr. Gene Sellers were requested to attend the executive session.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Edval Simon, Jr., and unanimously carried, the Police Jury returned to regular session at 7:57 p.m.

Upon motion of Mr., Mr. Edval Simon, Jr, duly seconded by Minos Broussard, and unanimously carried, the Police Jury authorized Mr. Moresi to proceed with action related to the Huval vs. Langlinais suit based on the executive session discussion.

Upon motion of Mr., Mr. Carroll Duhon, duly seconded by Ronald Darby, and unanimously carried, the Police Jury authorized sending a letter of appreciation to the Lafayette Parish Tax Assessor for his help in the boundary changes between Lafayette and Vermilion Parishes.

Juror, T. J. Prejean, Jr., asked about the work status for Mr. Jimmie Bertrand, in view of the medical excuse he provided. The matter was deferred to the next Pubic Road Committee meeting.

General (Ret.) Robert LeBlanc, director of Office of Emergency Preparedness, informed the jurors that Hurricane Ivan could possibly enter into the Gulf of Mexico on Sunday, September 12, 2004, and that if it did, a precautionary emergency declaration would need to be issued by the Police Jury President.

Upon motion of Mr. Mark Poche, duly seconded by Mr. Ernal "E.J." Broussard, and unanimously carried, that there being no further business to be presented, the meeting was duly adjourned.

Secretary-Treasurer

President