

Police Jury Room
October 18, 2004
Abbeville, Louisiana

Minutes of a regular meeting of the Vermilion Parish Police Jury held on October 18, 2004, with President Hubert J. Faulk presiding.

The meeting was called to order by Mr. Faulk, who asked that Juror Luther "Buster" Hardee III 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. Luther "Buster" Hardee, III
Mr. Ernal "E. J." Broussard	Mr. Ravis Menard
Mr. Minos Broussard	Mr. Mark Poche'
Mr. Ronald Darby	Mr. T. J. Prejean, Jr.
Mr. Carroll Duhon	Mr. Edval Simon, Jr.
Mr. Hubert Faulk	Mr. Wayne Touchet
Mr. Gaulman Gaspard	

Absent: Mr. Maxwell Chreene

Upon motion of Mr. Ronald Darby, duly seconded by Mr. Wayne Touchet, and unanimously carried, the reading of the minutes of the October 4, 2004 meeting, were dispensed with and were accepted.

President Faulk read the following announcements:

- (A) America's Wetlands will host a series of five events across Louisiana that will give a new awareness of the natural and cultural riches found in coastal Louisiana. The "Lafayette Area Launch Event" will be held on October 19, 2004, at 10:00 a.m. at the Lafayette Convention & Visitors Commission Visitor Center.
- (B) The Kaplan and Greater Abbeville-Vermilion Chambers of Commerce will be co-sponsoring a Teacher Appreciation reception to be held on Tuesday, October 19, 2004, in Abbeville at Magdalen Place, from 5:00 p.m. to 7:00 p.m. All teachers from the parish will be invited to attend.
- (C) The Louisiana Department of Environmental Quality will host a Community Meeting dealing with the Louisiana Drinking Water Protection Program. The meeting will be held on Thursday, October 21, 2004, at the Knights of Columbus Hall in Kaplan, La. beginning at 6:30 p.m.

- (D) The Vermilion Parish Library invites the Jurors to participate in the Tenth Annual "Scare on the Square" to be held on Sunday, October 31, 2004, at Magdalen Square, in Abbeville.
- (E) Lorman Education Services will hold a seminar entitled "Human Resource Documents in Louisiana" on November 9, 2004, in Lafayette, La.
- (F) Lorman Education Services will hold a seminar entitled "Goodbye Medical Savings Accounts, Hello Health Savings Accounts, Health Reimbursement Accounts And Flexible Spending Accounts In Louisiana" on November 9, 2004, in Lafayette, La.
- (G) The Louisiana Public Risk Management Association will hold its Annual Fall Conference on December 8-9, 2004, in Baton Rouge, La.
- (H) The Coastal Wetlands Planning, Protection and Restoration Act will host a public meeting to present the results of candidate projects under review and consideration for the 14th Priority Project List, on November 17, 2004, in Abbeville, La., beginning at 7:00 p.m.

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

Upon motion of Mr. Ernal "E.J." Broussard, duly seconded by Mr. Carroll Duhon, and unanimously carried, the Police Jury recommended final approval and acceptance of Oak Grove of Meaux Subdivision (previously identified Meaux Ranch Subdivision), located in Election District No. 2.

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 the following project permits:

- (A) Project Permit No. 1309-D to Meridian Resources & Exploration to construct a drill site and necessary site structure for the J. Joseph Vincent No. 1 Well, off of Monceaux Road, located in Election District No.14.
- (B) Project Permit No. 1310 to Acadian Gas Pipeline System to furnish and install 40' of 6-inch pipeline to connect to the existing Chico "A" 20-inch pipeline to the existing BRW No. 9 pipeline, located off of Sixmile Canal, in Election District No. 13.
- (C) Project Permit No. 1311 to Sorrento Pipeline Company, to furnish and install 4,174 feet of 8-inch pipeline beginning at the Sea Robin Plant, and tying into the existing 8-inch Anse La Butte Pipeline, located between Frank Road and Aristide Road, in Election Districts No. 8 and 9.

(D) Project Permit No. 1312-D to Hilcorp Energy Company to enlarge an existing drill pad and install necessary site structures for drilling the E. M. Watkins No. 97 Well, in the south Kaplan area, located in Election District No. 14.

Upon motion of Mr. Gaulman Gaspard, duly seconded by Mr. Edval Simon, Jr., and unanimously carried, the Police Jury approved the issuance of a "letter of no objection" to Apache Corporation to remove 5,681.7-feet of existing 10-inch pipeline, in the Vermilion Bay, located in Election District No. 9. This work was previously authorized under project Pipeline Permit No. 989 (accepted as complete in January 1998).

Upon motion of Mr. Luther "Buster" Hardee, III, duly seconded by Mr. Purvis Abshire, 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
OCTOBER 14, 2004
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC ROAD COMMITTEE MEETING HELD ON OCTOBER 14, 2004, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that Mr. John Parker be transferred from the Asphalt Crew to the Area 3 Road Crew.

It is further recommended that Mr. Cleveland Plowden be hired as a truckdriver/operator, subject to compliance with the rehiring provisions.

2. It is recommended that Mr. Terry Schexnaider be designated as the replacement for Asphalt Crew Foreman Charles Dozier, when he is on leave.
3. It is recommended that the Police Jury adopt the following policy regarding businesses wanting to go from a 4 yd. container to rolling containers:

A business which currently has one 4 cu. yd. metal container picked up once a week pays \$58.00 per month.

A business can exchange their current container, and purchase 5-96 gallon containers and be picked up once a week at a rate of \$40.00 per month.

It is further recommended that containers for this purpose be of a different color. (yellow).

4. It is recommended that the Police Jury adopt an ordinance requiring that garbage cans be removed from the road right-of-way within 24 hours of being dumped.

It is further recommended that the ordinance contains a provision that garbage containers cannot be placed within the road right of way more than 24 hours prior to the normal pickup time.

5. It is recommended that the Police Jury establish a policy that for an operation to be considered a business, it must meet at least two of the following criteria:
 - A) Listed in the phone book as the named business
 - B) Has a federal tax identification number
 - C) Is registered with the parish or state sales tax office and has a designated sale tax identification number.
 - D) Is a federal, state or local governmental or quasi-governmental agency.
6. It is recommended that the Police Jury adopt a policy which requires that an employee must report a work related injury, immediately, to his immediate supervisor. Failure to report an injury will result in immediate suspension, and possible denial of benefits.
7. It is recommended that the Police Jury accept into the parish road system the right of way leading to the Waterworks District No. 1 water treatment facility in the Esther area. Said right of way to be identified as Kuehling Drive. Subject to paperwork being completed.
8. It is recommended that the following policies be made a part of the written record in order to clarify the Jury's position:
 - A) The Police Jury will provide labor and equipment (motor grader and mowers) to maintain roads on, or leading to the School Board – 16th Section lands. Any aggregate materials required will be the responsibility of the School Board to purchase.
 - B) The Police Jury will not perform any drainage work on state highway right-of-ways.
 - C) The Police Jury can, where funding allows, place aggregate material on shoulders and drives within the parish road right of ways.
 - D) When the Police Jury deems an upgrade to drainage culverts in a road ditch is necessary, and the property owner is purchasing the culverts, the Police Jury can pickup the culverts at the supplier and haul them to the site.

9. It is recommended that the Police Jury request the Department of Transportation and Development to investigate two (2) apparent drainage obstruction areas on La. Hwy. 14, and one (1) problem area on La. Hwy. 339.
10. It is recommended that Unit 2-1043 (Dump Truck) be transferred from the Area 2 Barn to the Asphalt Crew.

It is further recommended that Unit 2-877 (Dump Truck) be declared surplus and authorized to be sold with other parish equipment.

11. It is recommended that the Police Jury enter into an intergovernmental agreement with the Vermilion Parish School Board to change out a set of undersized culverts on Winfred Road. School Board to pay cost of culverts and aggregate material. Police Jury to provide labor and equipment to install and spread the materials and will also pick-up the materials.
12. It is recommended that the Police Jury enter into an intergovernmental agreement with the City of Abbeville to resurface the northern portions of N. East Street, and Hawthorne Street, and the western portion of Nugier Avenue.
13. It is recommended that the City of Abbeville be requested to trim back tree branches in areas around the City in order to provide clearance needed for automatic trucks to empty the garbage containers.
14. It is recommended that Sellers & Associates, Inc. be authorized to stake out the cul-de-sac at the end of Maple Street in order to place aggregate materials to rebuild the turn around for school bus, garbage truck and fire truck use.

It is further recommended that the legal counsel be directed to review any legal problem in reestablishing the cul de sac as shown on the Maple Trace subdivision plat, accepted by the Police Jury.

15. It is recommended that Sellers & Associates, Inc. be authorized to do a drainage study on Cheneau Road in the area of Eastside Estates Subdivision to size a culvert to cross Cheneau Road. The developer has agreed to pay the cost of the culverts required.
16. It is recommended that the Police Jury amend the Ordinance which established a 35 mph speed limit on Wright Road, to reflect a new speed limit of 45 mph on that section of Wright Road between Eddie Road and Gaspard Road.
17. It is recommended that the Police Jury ratify an intergovernmental agreement with the City of Abbeville to repair the existing asphalt shoulder on Pere Megret Street. City of Abbeville to pay the cost of the materials and the Police Jury to provide labor and equipment to do the repair.

18. It is recommended that the committee meeting scheduled for Wednesday, October 27, be moved to Thursday, October 28, beginning at 5:30 p.m.

It is further recommended that the regular Police Jury meeting scheduled for Tuesday, November 2, 2004 be moved to Wednesday, November 3, 2004 due to the conflict with Election Day activities in the courthouse.

19. It is recommended that the Police Jury ratify the award of the contract to repair gutters, skylights, walls, downspouts, etc. at the new Area 2 barn to the Guttersmith, L.L.C. at a cost of \$7,200.00, being the lowest of the quotes received.
20. It is recommended that the Police Jury amend the subdivision ordinance and the building permit requirements to establish that no building permit will be issued in a subdivision which has not been accepted by the Police Jury.
21. It is recommended that the Police Jury participate in the Water Works District No. 1 draft payment program for those facilities receiving water from the District:

Area 4 Barn, Rabies Control Building, Any Volunteer Fire Departments

22. It is recommended that the Police Jury place an informational ad in the parish newspapers regarding the road district fund renewal tax election which will be considered on November 2, 2004.
23. It is recommended that the Police Jury approve Amendment No. 3 to Ordinance 2001-O-15, "Governing The Ownership And Operation Of Private Ambulance Services In The Parish Of Vermilion"; Amendment addresses the stationing of ambulances and also adds Article XVI – Response Reliability Standards and Zone Coverage.
24. It is recommended that the following items relative to the FY'03 LCDBG – Water System Improvements Forked Island, Area VIII Project be approved to be paid. All costs paid from LCDBG funds:

A) Jan's Construction Co.
Partial Payment Estimate No. 4
Amount Due = \$22,207.10

B) Sellers & Associates, Inc.
I) Invoice No. 007991 = \$727.67
Basic Services During Construction

II) Invoice No. 007992 = \$265.91
Construction Staking

III) Invoice No. 007993 = \$1,471.21
Inspection

25. It is recommended that the Road Committee bills be approved to be paid

Respectfully submitted,
Luther "Buster" Hardee III,
Chairman

In accordance with the Public Road Committee Recommendations, the following ordinances were adopted:

AN AMENDMENT (NO.3) TO THE VERMILION PARISH ORDINANCE
(2001-O-15) GOVERNING THE OWNERSHIP AND OPERATION OF
PRIVATE AMBULANCE SERVICES IN THE PARISH OF VERMILION.

ORIGINAL ORDINANCE ADOPTED- SEPTEMBER 4, 2001
AMENDMENT NO. 1 ADOPTED- DECEMBER 1, 2003
AMENDMENT NO. 2 ADOPTED- APRIL 19, 2004

BE IT ORDAINED, by the Vermilion Parish Police Jury, in legal and regular session convened on the 18th, day of October, 2004, that the above Ordinance be amended as follows:

Article XV – **Ambulance Performance Standards.**

- 1) Paragraph (b) regarding the stationing of ambulances in the parish is to be deleted in its entirety.
- 2) Paragraph (c) regarding response time penalties is to be deleted in its entirety and replaced with Article XVI – Response reliability standards; zone coverage; response time; excluded responses; and response time penalty, as follows.

XVI (a). Response Reliability Standards; Zones Coverage:

Pursuant to the approved Zone Maps attached herein as Exhibit “B” response times are hereby established as follows:

- 1) Provider shall produce a maximum response time of eight (8) minutes on not less than 80% of all emergency response originating within the Abbeville and Kaplan.
- 2) Provider shall produce a maximum response time of twelve (12) minutes on not less than 80% of all emergency responses originating within the Suburban Zone.

- 3) Provider shall produce a maximum response time of twenty (20) minutes on not less than 80% of all emergency responses originating within the Rural Zone.
- 4) Provider shall produce a maximum response time of thirty (30) minutes on not less than 80% of all emergency responses originating within the Extreme Rural Zone.

Throughout the term of this contract, Provider acknowledges that it shall be the Provider's responsibility to meet said response times, regardless of the number of ambulances required to meet said standards. Additionally, Provider acknowledges that, at all times, it will operate said service aiming always to provide better and increased service and decreased response times. Provider further acknowledges that the response times are minimum standards and not maximum standards and Provider further warrants that it will always strive to achieve decreased response times.

(b) Response Time

Response times on emergencies will be calculated from the time of receipt by Provider's Dispatch Center of "essential information" until the arrival at the scene of the incident by an ALS equipped unit or Sprint Unit. Response times will be calculated each calendar month by Provider. Provider agrees to provide to the Parish, and/or its designee, monthly reports of response times by area along with all back-up documentation including the itemized summary of each call that is included on the monthly report. The itemized summary of each call shall include all available information regarding the time, arrival times, etc. of each call. Included on Monthly Response time reports shall be all calls excluded from the response time calculation. All information and back-up documentation that said calls should be excluded pursuant to the terms herein will be available upon request. The response time reports shall be distributed to the Vermilion Parish Police Jury within fifteen (15) days of the end of each month.

(c) Essential Information

The "essential information" shall include location, any requested directions to location, callback number, and chief complaint or nature of problem, or if the initial location information is obtained from a 911-data base, confirmation that the patient's location is the same as that of the caller or confirmation of the patient's actual location. Each party to this agreement, as well as the Parish, will monitor response times.

(d) Excluded Responses

Provider shall have the responsibility to document the nature of the circumstances surrounding said excluded response and the runs affected. It shall be Provider's responsibility to prove said response should be excluded or same shall be included. Excluded responses from Section (b) are as follows:

- (1) Faulty address-match data from the 911 computers, or incorrect, or insufficient information from a caller.
- (2) Responses that occur during periods of abnormally severe weather conditions That could reasonably be expected to substantially impair response time performance.
- (3) Unusual Road conditions and blocked railroad and bridge crossings which Could reasonably be expected to impair response times.
- (4) Prank Calls.
- (5) Excess runs which occur during periods of unusual system overload. Unusual system overload is defined as a period of time during which more than three emergency calls are simultaneously in progress within the geographical boundaries of the Vermilion Service Areas. Excess runs are those responses after the third emergency call during an unusual system overload.
- (6) Responses during a declared disaster, locally, or in a mutual aid jurisdiction that has requested assistance from Provider.
- (7) Any response after the first response in cases of multiple-response incidents (i.e., where more than one ambulance is sent to the same incident).
- (8) Delayed response due to potentially hazardous scenes or in which access is restricted by public safety personnel.

Provider agrees that it shall at all times have a responsibility to respond as soon as possible even in the face of excluded response times. It is agreed that any such exceptions and/or exclusions from response times will extend the required response times by only the amount of time by which the otherwise applicable response time is interfered with, or inhibited by the exception.

(e) **Response Time Penalty**

If Provider fails to meet “the standards” set forth below on emergency calls in each of the zone areas described in this section, Provider may be assessed penalties as follows:

- | | |
|----------------------------|------------|
| (1) 75% to less than 80% - | \$1,000.00 |
| (2) 70% up to 74.9% - | \$2,000.00 |
| (3) Less than 70% - | \$3,000.00 |

The response times will be measured for calculation and assessment of penalties on a monthly basis. Should Provider fail to meet the designated response time requirement in any month within any area as defined in this Section, prior to any penalty being assessed,

Provider shall be afforded an opportunity to be heard before the Vermilion Parish Police Jury to show good cause as to why said penalties should not be imposed. If, in the discretion of the Vermilion Parish Police Jury, Provider demonstrates good cause, it shall be in the Police Jury's discretion to waive the penalties. It is the intent of both parties that it shall be solely at the discretion of the Vermilion Parish Police Jury, as to whether any penalty is waived, and further that any waiver of penalties by the Parish shall not constitute a waiver of any other rights that may be granted them per this contract. It is the intent of all parties hereto that, for penalty purposes, the response times must be met as stated above on a monthly basis. It is the intent of the parties that should Provider repeatedly fail to adhere to the response time standards stated, it shall constitute grounds for termination of the contract.

ORDINANCE

2004-O-30

WHEREAS, there currently exists a 35 mph speed limit on Wright Road between Eddie Road and Gaspard Road; and

WHEREAS, the Vermilion Parish Police Jury believes that it is necessary to adjust the designated speed limit on this section of road to 45 mph.

SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby rescind any previous speed limit ordinance for this section of Wright Road and does hereby impose a 45 mph speed limit on Wright Road between Eddie Road and Gaspard Road; and

SECTION II: BE IT HEREBY FURTHER ORDAINED, that the appropriate speed limit signs be installed in said area.

SECTION III: BE IT HEREBY FURTHER ORDAINED, that for a first offense, a maximum penalty of a \$100.00 fine and/or a 10 day jail sentence be imposed at the discretion of the court for the first offense.

BE IT HEREBY FURTHER ORDAINED, that for a second offense, a maximum penalty of a \$250.00 fine and/or a 10 day jail sentence be imposed at the discretion of the court.

BE IT HEREBY FURTHER ORDAINED, that for a third offense, a maximum penalty of a \$500.00 fine and/or a 10 day jail sentence be imposed at the discretion of the court.

SECTION IV: BE IT HEREBY FURTHER ORDAINED, that the Vermilion Parish Sheriff's Department be and is hereby requested and/or directed to enforce the speed limit by the use of radar and/or regular patrolling.

ORDINANCE

2004-O-37

AN ORDINANCE ESTABLISHING THE REQUIREMENTS FOR THE PLACEMENT AND PICKUP OF GARBAGE CANS IN THE UNINCORPORATED AREAS OF VERMILION PARISH, AND OTHER MATTERS RELATING TO SOLID WASTE COLLECTION AND DISPOSAL.

SECTION 1. Applicability

The provisions of this ordinance shall apply to the unincorporated areas of Vermilion Parish.

SECTION 2. Definitions

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Commercial unit means a store, shop or office where business is conducted. A shopping center would contain several commercial units.

Contractors' rubble means the residue from construction, building, demolition of parts or whole structures, the residue from do it yourself repairs, or other like operations including excavations, or other such projects.

Garbage means the following: rubbish, trash, kitchen waste, restaurant waste, food containers, paper, rags, floor litter, and other normal kitchen discard, including floor sweepings.

Generator means the individual, corporation, partnership, or group responsible for creating the solid waste or other material regulated by this Chapter and shall include the property owner, lessee and/or transporter of the waste.

Householder means the user-renter, occupant, or in their absence or default, to the owner of the property.

Producer means the entity which either generated the waste or refuse and/or the property from which the waste or refuse emanates.

Industrial unit means a place of business where manufacturing, canning, assembling, processing, and the like, are conducted.

Solid waste means garbage and trash and discarded household goods. It shall not include hazardous wastes, i.e., any chemical, compound, mixture, substance or article which is designated by the United States Environmental Protection Agency or appropriate agency of the state to be hazardous. It shall also not include large automobile or other vehicle pads.

Trash means the following: small quantities of grass trimmings, leaves, hedge trimmings, magazines, books, newspapers, wrapping paper (and the like), general household discard, not including wooden barrels, boxes or crates, but including cardboard boxes and similar objects.

Trash container means the mechanically collected container distributed by the Vermilion Parish Police Jury.

Vermilion Parish Police Jury includes the Jury and any department therein assigned the responsibility for solid waste matters, or any third party retained by the Jury to contractually assume the responsibility for the collection of solid waste.

SECTION 3. Collection of Solid Waste.

During the existence of the current solid waste tax and designation of the Vermilion Parish Police Jury as the public body charged with the responsibility for collecting such waste, the Police Jury is the legal entity which shall exercise authority for the collection of waste for the unincorporated areas of Vermilion Parish, and the Police Jury shall designate the times and manner of collection, as well as requirements for trash containers.

SECTION 4. Applicability of Police Jury requirements.

Where not inconsistent with this Chapter, the rules and regulations imposed by the Vermilion Parish Police Jury regarding the collection of all refuse shall be binding and enforceable as part of this ordinance.

SECTION 5. Type and construction of trash containers.

Every household and every commercial and industrial unit in the unincorporated areas that wants to utilize the Vermilion Parish Solid Waste Program shall have and utilize a container approved and provided by the Vermilion Parish Police Jury. The use of a container and/or receptacle not specifically approved by the Vermilion Parish Police Jury is specifically prohibited.

SECTION 6. Items for deposit within trash containers.

Adopted by reference are the rules established by the Louisiana Department of Environmental Quality and the Vermilion Parish Police Jury regulating the nature of items which may be deposited within a trash container. No material shall be placed within a trash container which is specifically excluded therefrom. Any material removed from the trash container by the Vermilion Parish Police Jury shall be handled by the producer of the refuse as provided herein.

SECTION 7. Collection fees.

Any fees or charges imposed by the Vermilion Parish Police Jury for the collection of special items or additional services outside of the standard collection required under the current taxing structure shall be paid by the individual, or business or jurisdictional entity incurring the same.

SECTION 8. Location of trash containers.

(a) **Storage.** All trash containers shall be maintained in a location on the property in such a manner as to be obscured from public view. Under no circumstances shall a trash container remain along, or adjacent, to the curb line in front of the property which has generated the trash, unless it is placed within an enclosed fence situated off of the parish right-of-way.

(b) **Collection.** All trash containers shall be placed on the road shoulder in front of the property which has generated the trash in the position and location designated by the Vermilion Parish Police Jury. No trash container shall be placed on the road shoulder for collection more than twenty-four (24) hours prior to the regularly designated collection for that property and shall be removed from the road shoulder within twenty-four (24) hours after collection.

(c) **Exceptions.** Persons over the age of sixty-five, or having a disabling condition which prevents compliance or constitutes an undue hardship in complying with this section may apply for a variance. Request for a variance shall be made to the Vermilion Parish Police Jury, 100 N. State St., Suite 200, Abbeville, LA 70510, and shall include: (1) the party's name, (2) the municipal address of the property, (3) the trash container number, (4) the reason for requesting a variance. Having attained the age of sixty-five and/or having been granted a handicapped license plate by the State of Louisiana shall be conclusive proof of entitlement to a variance.

SECTION 9. Depositing of refuse on the property or in the container of another.

No person shall deposit any item in the trash container belonging to another without the express consent of the owner of said trash container. No person shall place or deposit any item for collection upon the property belonging to another without the express consent of the property owner.

SECTION 10. Disposal of garden trash, old furniture and other rubbish.

(a) **Collection.** No refuse disallowed for deposit into a trash container shall be placed in the trash container, nor shall said refuse be placed on the road shoulder for collection unless a request has been made with the Vermilion Parish Police Jury for collection of said refuse. All such material placed on the road shoulder for collection shall be removed within a reasonable period not to exceed one month by the owner.

(b) **Preparation.** Branches, tree limbs, small tree (six-inch diameter) trunks and small tree (18-inch diameter) roots, household furniture; and old carpets, linoleum and like floor coverings shall be placed at the back of the road right of way, or at any other location designated by the Vermilion Parish Police Jury. None of such items shall be over eighteen (18") inches in diameter, nor over six (6') feet long.

SECTION 11. Disposal of tree trimmings, hedge cuttings, leaves, grass and weeds.

(a) Any person desiring to place tree trimmings or hedge cuttings or shrubbery of any kind for removal shall be placed at the back of the road right of way for collection. No material in excess of six (6) feet long, nor in excess of eighteen (18") inches in diameter shall be placed for pickup.

b) Leaves, weeds and grass will be considered as trash and shall not be placed on the public rights-of-way in any manner other than bagged and placed within a regulation container as defined in Section 5.

SECTION 12. Transportation of garbage, trash or debris.

Any person transporting, hauling, or permitting the transportation or hauling of any garbage, trash, or other debris within the Parish of Vermilion shall take all reasonable and necessary precautions to prevent the scattering or spilling of the garbage, trash, or other debris from the vehicle being used to convey the same. Any open conveyance of loose items shall be secured with a tarpaulin or other covering to prevent spillage; items enclosed within un-compromised plastic trash bags and containers need not be covered. This ordinance shall not apply to trucks properly loaded with debris too heavy to blow off during transportation.

It shall be the responsibility of the transporter to immediately stop and collect any garbage, trash, or other debris which falls off or is blown off of the vehicle being used to convey the same, and the failure to do so shall render both the trash generator and the transporter liable unto the Parish of Vermilion for the cost of all remedial action necessary to collect and dispose of the same. Any person found to be in violation of this ordinance shall be subject to immediate stop and impoundment of the vehicle pending compliance.

SECTION 13. Yard trash and other large accumulations.

Items which exceed the size limits set forth in Sections 10 and 11, above, shall be removed by the property owner at the owner's expense. Such items shall be removed from the property within a reasonable period of time, not to exceed one month

In violation hereof the Police Jury shall provide the property owner with twenty-four (24) hour's notice of the Police Jury's intention to remove, or have removed, the items and thereafter, if the Police Jury removes the refuse, the property owner shall be charged the actual cost of removal, with a minimum charge of \$100.00 for each collection for such items removed. If the bill is not paid within 30 days, the Police Jury shall send notice by registered mail to the owner as listed on the Parish tax rolls. If the bill is still unpaid after 30 days, the Police Jury shall have, when duly recorded in the records of Vermilion Parish, a lien and privilege upon the real property of the owner or owners for such expenses, and such amount shall be carried as an assessment against such property upon the tax rolls of the Parish and may be collected in the same manner as are all other taxes of the Parish.

SECTION 14. Disposal of dead animals.

Dead animals shall not be placed in a trash container, nor shall any dead animal be placed on, or along, any Parish Street or right-of-way for collection.

SECTION 15. Fish and poultry and animal waste.

Refuse created from the cleaning of fish, fowl, game, or livestock shall not be placed for collection unless and **until** the same has been packaged in a sealed plastic bag and placed within a trash container approved by the Vermilion Parish Police Jury.

SECTION 16. Disposal of waste not classified as garbage or trash.

(a) Building debris such as plaster, roofing, concrete and brickbats resulting from construction, repair or remodeling of any building or appurtenances on private property must be privately removed by the generator of this debris.

(b) Any person desiring to dispose of any waste, debris or rubbish from dwellings, business establishments or other places, due to regular business or from rebuilding or remodeling or new construction or other substances not coming within the definition of garbage or trash provided in this article and who desires to place the same at the road right of way line for collection by the Police Jury's, private collectors, or by himself, must securely tie, wrap or place the same in a container so that the substance cannot be scattered upon the roads of the Parish. Such waste, debris, rubbish or other substance shall not be placed in the road ditch.

(c) Any contractor or business which is hired or retained to do or perform work at any location within the Parish boundaries, is prohibited from placing construction materials and/or debris on or adjacent to parish roads, and is required to transport the same to the Vermilion Parish Solid Waste facility, or to obtain a temporary (48 Hour) on site trailer from the Vermilion Parish Police Jury for the disposal of such materials.

SECTION 17. Disposal of appliances.

Disposal of appliances shall be by pick-up through the normal trash pickup by the Vermilion Parish Police Jury.

SECTION 18. Disposal of refrigerators, deep freezers and similar air-tight containers.

It shall be unlawful for any person, organization, firm or corporation to abandon or place out-of-doors on any lot, tract, parcel of ground, right-of-way, or area where children may be playing or have access in the city limits, any icebox, refrigerator, deep freezer or any other container of any kind which has an airtight door, or which may not be released for opening from the inside of such icebox, refrigerator, deep freezer or container, or any abandoned, unattended or discarded icebox, refrigerator, deep freezer or any other container of any kind which is airtight and has a snap lock or other device thereon without first removing such snap lock or door from such icebox, refrigerator or container.

Disposal of such appliances must be made in accordance with state and federal regulations governing refrigerant, and may be disposed of in any solid waste disposal site meeting all parish, state, and federal regulations. They may be placed out for special pickup in accordance with Sec. 17, only if sealed to prevent entry, and only if in compliance with other applicable law.

State Law References: Similar provisions, R.S. 14324.

SECTION 19. Mixing collectible and non-collectible waste.

The designations and classification of waste as stated previously is mandatory and the commingling of non-collectible items with collectible items or depositing non-collectible items within trash containers is prohibited.

SECTION 20. Tampering with trash containers.

It shall be unlawful for any person to damage, molest, remove, handle or to otherwise disturb the trash containers or the contents, either while situated upon private property or which have been placed on parish property for servicing or collection by the Vermilion Parish Police Jury. This section does not apply to the owner, occupant, lessee or tenant of the residence or dwelling so placing the container and contents.

SECTION 21. Placing substances in streets, sidewalks, alleys and ditches

(a) It is hereby declared unlawful for any person to throw, place or cause to be placed on any sidewalk or on paved street, or in the gutter of any paved street, or on any unpaved street, or in the drainage ditches adjoining any unpaved street, or in any drainage ditch or drainage space, any nails, tacks, bottles, rocks, bricks, paper, trash or other debris of any kind, or any other substance whatsoever, provided that this subsection does not apply to regularly designated maintenance crews of the Police Jury or public utility companies as provided bylaw.

(b) Notwithstanding the provisions of subsection (a) of this section, any person placing or throwing in any road street or alley any dead cats, chickens, rats or other animals, tainted meat, decayed fruits or vegetables, filthy water, human or other excrement, at anything of like nature, or any substance in any manner other than as provided in this chapter, shall be guilty of causing a nuisance and shall be required to abate the same, or to pay for the abatement by the Police Jury, or its designee.

SECTION 22. Right-of-way of department vehicles.

All employees and vehicles of the Police Jury's authorized solid waste collectors shall have the right-of-way in the use of the streets, and are hereby given permission to use any part of the streets in the operation of such vehicles in collecting solid waste from the road streets of the Parish.

SECTION 23. Dumping on private property.

It shall be unlawful for any person to maintain an unpermitted public or private dump within the unincorporated areas of the parish, or to allow the storage or collection of any garbage, trash or refuse upon any property within the unincorporated areas of the parish. It shall also be unlawful for any person to dump, or cause to be dumped, any garbage, trash or refuse upon any property belonging to any person without the written consent of the owner.

SECTION 24. Responsibility to keep premises clean.

All owners and occupants of any building, house or structure, as well as the owner or lessee of any parcel of ground shall be held responsible for the cleanliness of their premises as well as the adjacent public right of way when the condition thereof is a result or consequence of owner or lessee activity on the property. It is hereby declared unlawful to sweep paper, trash, litter, dirt, or other material into the roads, streets, sidewalks, or other public ways.

SECTION 25. Scavenging.

It shall be unlawful for any person to perform scavenging operations or to scavenge, dig in or remove trash from within trash containers placed upon the road right of way for collection. This section shall not apply to the owner of the trash container.

SECTION 26. Hauling swill through streets.

All persons hauling or conveying swill, slop and like refuse through the roads or streets of the Parish shall carry the same in closed metal containers, securely covered, so that the contents may not be spilled or odors emitted therefrom.

SECTION 27. Penalties.

Any violation of these ordinances shall be considered both a public nuisance and a misdemeanor and enforcement may be obtained both civilly and criminally. All cost associated with the repair and remediation of the nuisance shall be borne by the generator of the nuisance.

Any violation of this Chapter may also be charged and prosecuted as a misdemeanor as follows:

- (1) Upon first conviction of violation of this section, the person shall be fined \$50.00 for each such violation.
- (2) Upon second conviction of violation of this section, the person shall be fined \$100.00 for each violation.
- (3) Upon third and subsequent convictions of violation of this section, the person shall be fined \$200.00 for each such violation.

* * * * *

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Ravis Menard, 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
OCTOBER 13, 2004
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC WORKS COMMITTEE MEETING HELD ON OCTOBER 13, 2004, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Assistant Mosquito Control Director and Mechanic Foreman be authorized to get quotes for a name brand used forklift (Clark, Yale, Hyster).
2. It is recommended that the Solid Waste Supervisor be authorized to purchase 100-4 cu. yd. rear loading metal containers and 20-300 gallon plastic rolling containers.
3. It is recommended that the Public Works Committee Chairman establish a subcommittee to establish the definition, qualifications and policies regarding automated can distribution to businesses.
4. It is recommended that the Police Jury award the contract to furnish the materials and labor necessary to plant a tree barrier at the solid waste plant to Teche Nursery at a total cost of \$7,209.00, being the lowest of the quotes received.
5. It is recommended that the Police Jury award the contract to furnish 360-96 gallon rollout garbage containers (brown) to Frenzel Motors, Inc. at a unit price of \$46.48 per container, being the lowest of the quotes received.
6. It is recommended that Darren Sonnier be transferred from the Solid Waste Program to the Area 2 Road Crew. Transfer is for a six (6) month trial basis.
7. It is recommended that Invoice No. 007990 from Sellers & Associates, Inc. in the amount of \$3,198.00 be authorized to be paid. Invoice represents engineering inspection on the FY'03 LCDBG – Water System Improvements – Phase VII – N. Vermilion Area Project.

It is further recommended that the Invoice be submitted to Waterworks District No. 1 for payment in accordance with the agreement previously approved.

8. It is recommended the Police Jury approve Contract Change Order No. 2 relative to the FY'03 LCDBG - Water System Improvements – Area VIII, Forked Island Area. Change Order reflects a net increase of \$5,850.00 to the contract, and represents directional boring required due to conflicts with fiber optic telephone cables within the road right of way.

9. It is recommended that the following persons be authorized to attend the annual La. Pesticide Applicators Association conference, to be held November 8-10, 2004, in order to obtain certifications or recertification's as licensed herbicide applicators:

Terrell Broussard, Terry Bourque, Ellis Rung, Lawless Broussard, Herschel David, Dudley Broussard, Leroy Hebert, Timmy Bourque and William Noegel

It is further recommended that parish trucks be authorized to be used to transport attendees.

10. It is recommended that the invoices submitted by the department heads be approved to be paid.

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

SALES TAX AND BOND 1976:

Public Works:

TERRY BOURQUE	\$ 125.00
KAPLAN UTILITIES.....	53.61
SOUTHEAST WATER DISTRICT #1	24.13
MCI.....	21.41
TOTAL.....	\$ 224.15

ADVANCE CHEMICAL	163.48
BELL SOUTH.....	381.21
TERRY BOURQUE	125.00
CAJUN CHEMICAL & JANITORIAL	43.44
EAGLE PEST CONTROL & CHEMICAL.....	20.00
ENTERGY	648.16
J T & J ENVIRO SERV.....	250.00
K & J SUPPLIES, INC.	21.82
CARQUEST-ABBEVILLE	3.80
PARISHWIDE PUBL IMPR MTNE FUND.....	4.63
PIAZZA OFFICE SUPPLY	140.19
ROYALTY ROAD FUND.....	114.87
STANDARD COFFEE SERVICE.....	50.08
VERMILION JANITORIAL &Industr.....	20.10
PUBLIC WORKS DIRECTOR - P.C.....	8.84
TOTAL.....	\$ 1,997.62

CENTERPOINT ENERGY – ENTEX.....	\$ 23.96
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Mosquito Control:

KAPLAN TELEPHONE	\$ 15.95
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MOSQUITO CONTROL DIRECTOR P.C.....	175.39
TOTAL.....	\$ 191.34

JB ELECTRICAL.....	\$ 120.00
ANTOINETTE DEROUEN.....	2,500.00
MOSQUITO CONTROL DIRECTOR P.C.....	815.00
TOTAL.....	\$ 2,435.00

ABBEVILLE GENERAL HOSPITAL	\$ 90.00
ABBEVILLE HARDWARE.....	11.19
STINE LUMBER CO.	92.73
CA. CONTRACTORS SUPPLIES, INC.....	312.27
CINTAS CORPORATION #543	36.00
COMPLIANCE PLUS DRUG TESTING	25.00
DISCOUNT TIRE CENTER	314.15
ENERTEC INC	2,923.20
JIM'S TIRE SERVICE INC	56.00
MEDXCEL.....	20.00
CARQUEST-ABBEVILLE	7.06
O'REILLY AUTOMOTIVE, INC.	44.44
PUMPELLY OIL, INC.....	822.40
REPUBLIC AUTO PARTS OF ABB	45.61
ROYALTY ROAD FUND	5,185.72
SCALISI'S SMALL ENGINE.....	82.49
MOSQUITO CONTROL DIRECTOR P.C.....	3.00
TOTAL.....	\$10,071.26

Fire Protection:

A T & T.....	\$ 26.66
BELL SOUTH.....	78.54
BELSCO INC.....	25.52
BONAVNETURE CO.	3,740.30
MARY BETH C BROUSSARD	100.00
ARVILLIEN CHOATE	100.00
SLEMCO.....	105.02
VERMILION FIRE & SAFETY	95.30
TOTAL.....	\$ 4,271.34

BELL SOUTH.....	\$ 40.07
WATERWORKS DISTRICT #1.....	13.00
TOTAL.....	\$ 53.07

ABBEVILLE/CITY OF ABBEVILLE.....	\$36,246.00
CITY OF KAPLAN – MAYOR’S OFFICE	16,120.00
TOWN OF ERATH.....	11,174.00
TOWN OF DELCAMBRE	6,338.00

TOWN OF GUEYDAN	5,725.00
TOWN OF MAURICE	<u>8,726.00</u>
TOTAL.....	\$84,329.00

BELSCO, INC.....	\$ 25.52
BONAVENTURE CO.	3,740.30
SLEMCO.....	88.35
VERMILION FIRE & SAFETY	<u>95.30</u>
TOTAL.....	\$ 3,949.47

1994 SALES TAX & BOND:

KAPLAN TELEPHONE	\$ 15.96
LDEQ-DEQ FINICIAL SERVICES	698.00
ROLAND LIMAIRE WELDING SERVICE	3,325.00
PERTERSON INDUSTRIES INC.	<u>93.69</u>
TOTAL.....	\$ 4,132.64

CINTAS CORPORATION #543	\$ 186.75
LABORDE & NEUNER.....	364.50
SHELTON'S TRUCK & DIESEL	5,425.00
WATERWORKS DISTRICT #1.....	13.00
MCI.....	<u>14.72</u>
TOTAL.....	\$ 6,004.07

STINE LUMBER CO.	\$ 717.04
ACADIANA SHELL CO	119.70
BELL SOUTH.....	191.91
BERGERON MACHINE SHOP INC	95.00
CINTAS CORPORATION #543	580.50
CLM EQUIPMENT..	94.23
COMPLIANCE PLUS DRUG TESTING	25.00
CORMIER'S ELECTRIC MOTOR SHOP.....	1,350.00
STAR TRUE VALUE HARDWARE	79.84
CUSTOM GLASS & MIRROR	60.00
DISCOUNT TIRE CENTER	9,939.68
ELECTRONIC SERVICES	908.00
ENERTEC INC	2,105.60
FRED'S RADIATOR SERVICE.....	269.00
FRENZEL MOTORS	3,100.64
HENDERSON IMPLEMENT-ABBEVILLE	51.22
HYDRADYNE HYDRAULICS	43.47
J T & J ENVIRO SERV.....	700.00
L & M FUEL INJECTION SERVICE	1,730.00
LOUISIANA MACHINERY	628.16
MEDXCEL....	50.00
MENARD OIL	21,884.50

MUSIC MOUNTAIN SPRING WATER.....	518.60
CARQUEST-ABBEVILLE	1,815.61
NATIONAL WELDING SUPPLY	81.10
PAUL'S TIRE REPAIRS	18.00
PETERSEN INDUSTRIES INC	1,072.58
PIAZZA OFFICE SUPPLY	79.20
PREHEAT, INC.	350.40
REPUBLIC AUTO PARTS OF ABB	10.91
ROMERO AUTO ELECTRIC, LLC	765.00
ROYALTY ROAD FUNN	54,558.27
LA TRUCK PARTS OF OPELOUSANA.....	407.32
SLEMCO	2,561.91
ST. MARTIN OIL & GAS, INC.	983.22
STANDARD COFFEE SERVICE.....	140.40
THRIFTY WAY PHARMACY	31.20
TRUSSCO, INC.	3,373.00
VERMILION OFFICE SUPPLY	159.16
VERMILION SHELL.....	129.36
VICTORY SUPPLY.....	40.75
VOORHIES SUPPLY CO	1,958.84
DEHART SHIPYARD INC	2,969.10
TOTAL.....	116,747.42

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. Ernal "E.J." Broussard, and unanimously carried, the Police Jury approved the Finance Committee Recommendations as presented, and the appropriate officials of the Jury were authorized to carry out the recommendations:

FINANCE COMMITTEE
OCTOBER 14, 2004
ABBEVILLE, LOUISIANA

AS A RESULT OF A FINANCE COMMITTEE MEETING HELD ON OCTOBER 14, 2004, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Clerk of Court be requested to provide a rate comparison of filing charges for other offices in the Acadiana area.
2. It is recommended that the invoices submitted to the Finance Committee be approved to be paid.
3. It is recommended that the Police Jury submit the following persons for consideration by the Abbeville Harbor and Terminal District to fill the commission position vacated by Wayne Sagrera, who resigned effective September 28, 2004.

Mr. Tony Turnley, Mr. Bud Zaumbrecher

4. It is recommended the Police Jury employ on a part time basis Mr. Tim Creswell, as a consultant to the Office of Emergency Preparedness to assist in emergency shelter planning and implementation.

Respectfully submitted,
Wayne Touchet,
Chairman

GENERAL FUND	\$ 82,189.77
CRIMINAL COURT	\$ 31,831.47
PARISHWIDE PUBLIC IMPROVEMENT MTNE FUND	\$ 101,567.45
VERMILION PARISH PUBLIC LIBRARY	\$ 68,439.34
ROYALTY ROAD FUND.....	\$ 0.00
ROAD DISTRICTS NO. 1 FUND	\$ 3,675.66
SUB 1 OF 2 MTNE. FUND.....	\$ 2,920.97
RD. DIST. NO. 3 AND/OR SUB 2 OF 2 FUND	\$ 1,747.83
SUB 3 OF 2 MTNE. FUND.....	\$ 382.91
SUB 4 OF 2 MTNE. FUND.....	\$ 1,491.18
SUB 5 OF 2 MTNE. FUND.....	\$ 4,817.28
ROAD DISTRICT 4-A MTNE. FUND	\$ 1,624.64
ROAD DISTRICT NO. 6 MTNE. FUND	\$ 446.04
ROAD DISTRICT NO. 7 MTNE. FUND	\$ 13.88
PAYROLL ACCOUNT	\$ 167,301.58
VERMILION PARISH CIVIL DEFENSE.....	\$ 1,252.14
<u>ROYALTY ROAD :</u> LA PARISH GOVERNMENT RISK MGMT	\$ 36,906.00

PARISHWIDE :

PHYSICIANS MUTUAL INSURANCE CO..... \$ 150.64
CLARENCE DUBOIS..... \$ 150.00

BLUE CROSS BLUE SHIELD OF LA 128.10
PACIFICARE 141.00
PHYSICIANS MUTUAL INSURANCE CO..... 3,481.62
TOTAL..... \$ 3,750.72

SALES TAX & BOND 1994:

RODLEY ROY \$ 115.65

PHYSICIANS MUTUAL INSURANCE CO..... \$ 682.15

PARISHWIDE- FRS:

PHYSICIANS MUTUAL INSURANCE CO..... \$ 120.80

GENERAL FUND:

FIREFLY..... \$ 475.00

DON CALUSEN \$ 600.00
MYRA OLIVIER 600.00
TOTAL..... \$ 1,200.00

ABBEVILLE GENERAL HOSPITAL \$ 242.10
DAVID W. CRAFT MD 676.00
LAFAYETTE PARISH CORONER 976.00
LAFAYETTE PARISH SHERIFF DEPT. 112.00
DR. GORDY LANDRY 748.00
ST. MARTIN PARISH SHERIFF DEPT. 1,854.00
THRIFTY WAY PHARMACY 8.98
VERM. PARISH CLERK OF COURT 1,020.00
VILLAGE OF MAURICE 1,000.00
TOTAL..... \$ 6,637.08

ABBEVILLE/CITY OF ABBEVILLE..... \$ 292.50
ABBEVILLE GENERAL HOSPITAL 605.03
ACADIAN AMBULANCE SERVICE 867.00
DAVID W. CRAFT MD 949.00
LAFAYETTE PARISH CORONER 976.00
LAFAYETTE PARISH SHERIFF DEPT. 217.00
DR. GORDY LANDRY 748.00
PHYSICIANS MUTUAL INUSRANCE CO..... 580.95
EAST RADIOLOGY ASSOCIATES OF IBERIA..... 44.00
LANCE SAVOIE DDS..... 370.00

ST. MARTIN PARISH SHERIFF DEPT	1,854.00
THRIFTY WAY PHARMACY	8.98
VERM. PASRISH CLERK OF COURT	1,020.00
VERMILION PARISH SHERIFF.....	13,003.30
VILLAGE OF MAURICE	1,000.00
CASHWAY PHARMACY INC	2,851.21
TOTAL.....	\$ 25,386.97

HEALTH UNIT:

ABBEVILLE/CITY OF ABBEVILLE.....	\$ 1,262.85
ACADIANA FORD INC.	72.90
AIRGAS GULS STATE	139.10
BRADLEY-SOUTHSIDE VETERINARY	140.00
CINTAS CORPORATION #543	26.88
KAPLAN TELEPHONE	235.04
OLD HAMMOND VETERINARY HOSP	200.00
O'NEAL LANE PET HOSPITAL.....	55.00
PRYTANIA VETERINARY HOSPITAL.....	55.00
ROYALTY ROAD FUND.....	1,242.98
SLEMCO.....	104.60
WATERWORKS DISTRICT #1.....	27.10
TOTAL.....	\$ 3,561.45

ROYALTY ROAD FUND.....	\$ 327.03
MCI.....	11.07
MILFRED SIMON	64.96
TOTAL.....	\$ 403.06

ADVANCE CHEMICAL	\$ 102.28
AIRGAS GULF STATES	35.53
BAYOU FENCING & SUPPLY, INC	476.20
CARSON VET CLINIC	25.00
CINTAS CORPORATION #543	26.88
IBERIA HUMANE SOCIETY SP	35.00
J T & J ENVIRO SERV	150.00
LA.DHH OFFICE OF PUBLIC HEALTH.....	13,638.02
ONEBANE LAW FIRM.....	9,006.60
STANDARD COFFEE SERVICE	23.54
TOTAL.....	\$ 23,519.05

CRIMINAL COURT:

PHYSICIANS MUTUAL INSURANCE CO.....	\$ 136.20
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SALES TAX & BOND 1978:

A T & T.....	\$ 32.40
BELL SOUTH.....	127.19

EAGLE PEST CONTROL & CHEMICAL	200.00
CENTERPOINT ENERGY	44.67
GENERAL FUND.....	92.68
SOUTHEAST WATER DISTRICT # 2.....	<u>1,280.44</u>
TOTAL.....	\$ 1677.38

ABBEVILLE/CITY OF ABBEVILLE.....	\$ 763.40
CINTAS CORPORATION #543	40.50
ROYALTY ROAD FUND	<u>1,424.15</u>
TOTAL.....	\$ 2,228.05

STINE LUMBER CO.....	\$ 119.80
ATCO INTERNATIONAL.....	135.30
AUTO CHLOR SYSTEMS	603.75
BAYOU A/C & ELECTRICAL, INC.....	88.50
BELL SOUTH.....	384.89
BUDDY CABROL A/C & ELECTRIC	1,060.00
CAJUN CHEMICAL & JANITORIAL	77.44
CINTAS CORPORATION #543	6.75
CORMIER'S ELECTRIC MOTOR SHOP.....	196.00
DESORMEAUX'S HEATING & AIR.....	296.00
EAGLE PEST CONTROL & CHEMICAL	300.00
GENERAL FUND.....	92.36
J T & J ENVIRO SERV.....	600.00
K & J SUPPLIES, INC.....	78.57
MENARD OIL.....	561.79
O'REILLY AUTOMOTIVE, INC.....	51.09
PITT STOP OIL CHANGE & CAR	57.95
SLEMCO.....	7,260.43
VERMILION JANITORIAL & INDUSTR.....	208.35
BETA TECHNOLOGY INC.....	207.04
SUPERIOR LAMP & SUPPLY.....	243.96
TOTAL.....	\$ 12,529.97

ECONOMIC DEVELOPMENT FUND:

GREATER ABBEVILLE-VERMILION	\$ 20.00
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Upon motion of Mr. Ronald Darby, duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury approved the Courthouse (Building) Committee Recommendations as presented, and the appropriate officials of the Jury were authorized to carry out the recommendations:

COURTHOUSE BUILDING COMMITTEE
OCTOBER 13, 2004
ABBEVILLE, LOUISIANA

AS A RESULT OF A COURTHOUSE BUILDING COMMITTEE MEETING HELD ON OCTOBER 13, 2004, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that Police Jury authorize the Administrative Office to initiate a direct deposit program for payroll checks through Hibernia Bank, which would be on a voluntary basis.
2. It is recommended that the Police Jury establish a policy regarding transitional employment for workers' compensation claims. Policy to include a return to work at a 90% of previous salary provision.
3. It is recommended that the following invoices relative to the construction of the Gueydan Library be approved to be paid, with costs paid from the Library Construction Fund:
 - A) Minvielle Lumber Co.
Application No. 3
Amount Due = \$44,874.90
 - B) The Sellers Group
Invoice No. 2652
Amount Due = \$760.88
 - C) Louisiana Testing & Inspections
Invoice No. 36-7334
Amount Due= \$450.00

It is further recommended that the payment to BANK ONE in the amount of \$3,120.00 be ratified. Payment represents payment of Invoice No. 73537 from Percy Guidry's Inc. for the purchase of exterior furniture for the Abbeville Library. Cost to be paid from the Library Construction Fund.

Respectfully submitted,
Ronald Darby,
Chairman

Upon motion of Wayne Touchet, duly seconded by Mr. Luther "Buster" Hardee III, and unanimously carried, the Police Jury amended the Rabies and Animal Control Committee Recommendations to refer Item No. 2 back to the committee for further discussion.

Upon motion of Mr. Purvis Abshire, duly seconded by Mr. Ravis Menard, and unanimously carried, the Police Jury approved the Rabies and Animal Control Committee Recommendations, as amended, and the appropriate officials of the Jury were authorized to carry out the recommendations:

RABIES AND ANIMAL CONTROL COMMITTEE
OCTOBER 13, 2004
ABBEVILLE, LOUISIANA

AS A RESULT OF A RABIES AND ANIMAL CONTROL COMMITTEE MEETING HELD ON OCTOBER 13, 2004, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Finance Committee include in the 2005 Budget, the purchase of a new computer and digital camera for the Rabies Control Facility, to be used in promoting the adoption of dogs and cats.

It is further recommended that internet access be established at the facility and costs included in the 2005 Budget.

2. It is recommended the Police Jury adopt an ordinance establishing a \$5.00 licensing fee for all dogs and cats.

It is further recommended that every effort be made to initiate the issuance of licenses by January 1, 2005.

3. It is recommended that the following invoices from the Onebane Law firm relative to the D. Suire suit be approved to be paid:
 - a. Invoice No. 141629 - \$5,193.50 (Sept. Bill)
 - b. Invoice No. 14241 - \$3,813.10 (Oct. Bill)

Respectfully submitted,
Purvis Abshire
Chairman

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury adopted a resolution approving the issuance, sale and delivery of \$725,000 of Water Revenue Bonds, Series 2005, by Waterworks District No. 1 of the Parish of Vermilion, State of Louisiana, and other matters relating thereto, including provisions to provide interim financing for said District's waterworks project (Intracoastal City, Esther, and Forked Island), and the issuance, sale and delivery of \$540,000 of Bond Anticipation Notes by said District.

Upon motion of Mr. Gaulman Gaspard, duly seconded by Mr. Carroll Duhon, and unanimously carried, the Police Jury approved payment of Invoice No. 6 (Final) from Jan's Construction Co. Inc. in the amount of \$39,503.78. Invoice represents the release of the 10% retainage and punch list item funds, held relative to the FY'03 LCDBG - Water System Extension - North Vermilion Area VII.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Edval Simon, Jr., and unanimously carried, the Police Jury approved payment of Invoice No. 2654 from The Sellers Group, in the amount of \$360.00. Invoice represents professional services provided relative to the Storm Damage Repairs at the Vermilion Parish Courthouse Annex. Cost to be paid from the '94 Sales Tax Fund.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Edval Simon, Jr., and unanimously carried, the Police Jury approved payment of Application No. 2 from Minvielle Lumber Company, Inc., in the amount of \$1035.00. Invoice represents construction work completed relative to the Storm Damage Repairs at the Vermilion Parish Courthouse Annex. Cost to be paid from the '94 Sales Tax Fund.

Upon motion of Mr. Gaulman Gaspard, duly seconded by Mr. Carroll Duhon, and unanimously carried, the Police Jury approved payment of Invoice No. 2655 from The Sellers Group, in the amount of \$470.00. Invoice represents professional services provided relative to the Storm Damage Repairs at the Vermilion Parish Courthouse. Cost to be paid from the '94 Sales Tax Fund.

Upon motion of Mr. Gaulman Gaspard, duly seconded by Mr. Carroll Duhon, and unanimously carried, the Police Jury approved payment of Application No. 3 from Minvielle Lumber Company, Inc., in the amount of \$3960.00. Invoice represents construction work completed relative to the Storm Damage Repairs at the Vermilion Parish Courthouse. Cost to be paid from the '94 Sales Tax Fund.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Purvis Abshire, and unanimously carried, the Police Jury adopted an ordinance establishing a 25 mph speed limit on Edwin Road for its entire length.

ORDINANCE

2004-O-31

WHEREAS, it has been brought to the Police Jury's attention that a considerable amount of speeding exists, which is causing very hazardous conditions on Edwin Road in Election District No. 2, from Sidney Gautreaux Road to Anthony Road.

SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby impose a 25 mph speed limit on Edwin Road for its entire length; and

SECTION II: BE IT HEREBY FURTHER ORDAINED, that the appropriate speed limit signs be installed in said area.

SECTION III: BE IT HEREBY FURTHER ORDAINED, that for a first offense, a maximum penalty of a \$100.00 fine and/or a 10 day jail sentence be imposed at the discretion of the court for the first offense.

BE IT HEREBY FURTHER ORDAINED, that for a second offense, a maximum penalty of a \$250.00 fine and/or a 10 day jail sentence be imposed at the discretion of the court.

BE IT HEREBY FURTHER ORDAINED, that for a third offense, a maximum penalty of a \$500.00 fine and/or a 10 day jail sentence be imposed at the discretion of the court.

SECTION IV: BE IT HEREBY FURTHER ORDAINED, that the Vermilion Parish Sheriff's Department be and is hereby requested and/or directed to enforce the speed limit by the use of radar and/or regular patrolling.

Ms. Faye Becker, home owner on Landry Road, informed the Jury that her property is not in a designated flood zone, but the property has an apparent drainage problems. She was referred to the Coulee Kinney Drainage District to address the possible drainage problem.

Mr. Roland Peltier informed the Jury that an equipment auction will be on Saturday, October 23, 2004 at the Charles Gay Building.

Legal Counsel, Paul Moresi, III, advised the Jurors that he has filed a letter in the Clerk of Court's records regarding JGB Estate, Phase 2 Subdivision. The letter states that the Vermilion Parish Police Jury had received notice that an Act of Dedication had been filed in the Clerk of Court records, dedicating servitudes within the development to the Vermilion Parish Police Jury. The Police Jury has not accepted the Subdivision as complete, and did not sign the document, nor have they taken formal action to accept the servitudes, and therefore the dedication document is not valid. Action was taken to provide notification to any person purchasing a lot, at this time, that the subdivision does not meet the ordinance requirements.

Mr. Moresi, also commented on the following items:

- Reviewed the proposed amendment to the ordinance regulating ambulance service in the parish.
- Advised the Jury on the status of the suit against Med-Express

Juror T. J. Prejean Jr., asked Mr. Gene Sellers, with Sellers & Associates, Inc. to explain groundwater monitoring report results where the new Area 2 Barn exists, that were reviewed by his office. Mr. Sellers explained that the number of parameters monitored was not substantial enough to give a full report at this time. The Jury may want to have a full water sample test done of the new well.

Upon motion of Mr. Ernal "E.J." Broussard, 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