

Police Jury Room
December 5, 2005
Abbeville, Louisiana

Minutes of a regular meeting of the Vermilion Parish Police Jury held on December 5, 2005, with President Hubert J. Faulk presiding.

The meeting was called to order by Mr. Faulk, who asked Mr. Purvis Abshire, to 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. Carroll Duhon	Mr. Mark Poche'
Mr. Minos Broussard	Mr. Hubert Faulk	Mr. T. J. Prejean, Jr.
Mr. Maxwell Chreene Jr.	Mr. David Mayard	Mr. Edval J. Simon,
Mr. Ronald Darby	Mr. Ravis Menard	Mr. Wayne Touchet

Absent: Mr. Gaulman Gaspard and Mr. Luther "Buster" Hardee, III.

The President announced that the next item on the agenda was for the Vermilion Parish Police Jury, acting as the Parish Board of Review to hear any protests dealing with the 2005 assessment values established by the Assessor's Office.

The President then called on Vermilion Parish Assessor Mike Langlinois. Mr. Langlinois then gave a report of the assessment values after the flood waters of Hurricane Rita established for 2005.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. Carroll Duhon, and unanimously carried, the Jury accepted the following assessment valuations for the 2005 Tax Year as submitted by Assessor Michael Langlinois:

	<u>2005 Values</u>	<u>2004 Values</u>
1. Real Property	\$137,108,770	\$136,068,270
2. Personal Property	<u>\$113,758,590</u>	<u>\$110,095,440</u>
	\$250,867,360	\$246,163,710

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Maxwell Chreene, and unanimously carried, that because of the volume of bids for the various proposals and items, the Police Jury acknowledged the receipt of all bids for Materials for Parish Road Maintenance for the Period of January 1, 2006 thru June 30, 2006, and waived the reading of the various bid proposals and that all bids be taken under advisement and to authorize Sellers & Associates, Inc., to prepare a bid tabulation for review at the next Road Committee meeting on December 14, 2005.

President Faulk read the following announcements:

- 1) The Coastal Wetlands Planning, Protection and Restoration Act Technical Committee Meeting will hold a meeting on Wednesday, December 7, 2005, at 9:30 a.m. at the U. S. Army Corps of Engineers Office in New Orleans, Louisiana.
- 2) Ducks Unlimited will have a dedication for the Ensminger-Songe Wetland Restoration Unit, a 4,736-acre marsh restoration on the Pointe-aux-Chenes Wildlife Management Area (WMA) south of Houma, Louisiana on Wednesday, December 14, 2005 at 10:30 a.m. at the Pointe-aux-Chenes Boat Launch.
- 3) The Louisiana Wetlands Conservation And Restoration Authority quarterly meeting has been rescheduled for December 14, 2005 at 9:00 a.m. at the LaSalle Building in Baton Rouge, Louisiana.

Upon motion of Mr. Edval Simon, Jr., duly seconded by Mr. Minos Broussard, and unanimously carried, the readings of the minutes of the regular meeting of November 21, 2005 were dispensed with and were accepted.

Mr. Rickey LeBlanc, Solid Waste Supervisor, informed the Jury that another High Sprocket Bulldozer is needed at the Solid Waste Plant.

Mr. Eugene Sellers, Sr. with Sellers & Associates, Inc. informed the Jury that a bid previously submitted for a High Sprocket Bulldozer for the Solid Waste Plant in the amount of \$231,275 from Louisiana Machinery and Louisiana Machinery has offered to honor this price on a new dozer.

Legal Counsel, Mr. Paul Moresi, III, informed the Jury that he spoke with the Attorney General Office in reference to a matter similar to this and that a previously submitted bid to the Jury cannot be accepted and must advertised for bids.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury authorized Sellers & Associates, Inc. to prepare "Notice For Closed Specification" and advertise for bids to proceed with the High Sprocket Bulldozer for the Solid Waste Plant operations.

NOTICE FOR CLOSED SPECIFICATION

Pursuant to R.S. 38:2291, the following closed specification report is being submitted to the Vermilion Parish Police Jury for approval.

1. Identification of each closed specification.

Refer to Section III-44.21.2 – Technical Specifications for Equipment, Article 3 – Minimum Specifications Description, Item 5 – Tracks and Undercarriage. The following is a description of the track and undercarriage system of the 180-HP Bulldozer desired.

Tracks and Undercarriage:

Heavy Duty Track with Moderate Service Shoe Type. LGP Arrangement: Specially Designed to Work in Swampy and Spongy Conditions. 36-Inch Shoe Width. 45-Shoes Per Side. 8-Track Rollers Per Side. 4.9-PSI Ground Pressure. Sealed and Lubricated Recoil System. Large Pivot Shaft. Hard Bottom Undercarriage. Hydraulic Track Adjuster. End Track Guiding Guards. Steel Sprocket Segments. Elevated Sprocket Design. Lifetime Lubricated Idlers. Lifetime Lubricated Track Rollers. Carrier Rollers.

2. A concise statement of the reasons for including a closed specification.

The high-sprocket configuration of the bulldozer track is specified as such for the following reasons:

- A. When compacting or displacing garbage and trash, the high-sprocket design allows for the accumulated garbage and trash to fall off the track, since the tracks travel on a 45-degree upward angle rather than on a level plane.
- B. When traveling in wet soil, the 45-degree angle of the track system allows for the soil to fall away from the track rather than continuing along the track and accumulating in the rollers requiring man-hours in cleaning the rollers.

- C. The high-sprocket bulldozer allows the equipment to operate in low density material at a greater depth due to the sprocket being higher above ground than other equipment, which operates at a lower level and parallel to the bottom track.
 - D. Caterpillar, which manufactures the high-sprocket bulldozer has a low maintenance cost as compared to other equipment of equal use.
 - E. It is the equipment of choice for 3 out of 3 of the following surrounding landfills.
 - St. Landry Parish Solid Waste Disposal District
 - St. Mary Parish Landfill
 - Jefferson Davis Parish Sanitary Landfill
3. Identification of other products which are apparently equal and a concise statement as to why they may be excluded under the provisions of R.S. 38:2291.
- John Deere, 850J, LGP
 - Komatsu, D61PX-15
 - Case, 1850K, LGP

The John Deere, Komatsu, and the Case Bulldozers are apparent equals in all aspects except for the track system.

The high-sprocket configuration of the bulldozer track is specified as such for the following reasons:

- A. When compacting or displacing garbage and trash, the high-sprocket design allows for the accumulated garbage and trash to fall off the track, since the tracks travel on a 45-degree upward angle whether than on a level plane.
- B. When traveling in wet soil, the 45-degree angle of the track system allows for the soil to fall away from the track whether than continuing along the track and accumulating in the rollers requiring man-hours in cleaning the rollers.
- C. The high-sprocket bulldozer allows the equipment to operate in low density material at a greater depth due to the sprocket being higher above ground than other equipment, which operates at a lower level and parallel to the bottom track.

Vermilion Parish Solid Waste Plant has leased a high-sprocket bulldozer and has been operating at the landfill for over 6-months with superior service to the level track system previously used.

Upon motion of Mr. Edval Simon, Jr., duly seconded by Mr. Ravis Menard, and unanimously carried, the Police Jury authorized Sellers & Associates, Inc. to proceed with a survey to contour 150 acre solid waste plant at (1) one foot intervals. The cost of survey to be \$4050.00.

Mr. Eugene Sellers, Sr. with Sellers & Associates, Inc. addressed the Jury about receiving grants to repair Fire Stations damaged by Hurricane Rita.

Upon motion of Mr. Ronald Darby, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury authorized Sellers & Associates, Inc. to apply for the available grants to repair the fire stations damaged buy Hurricane Rita.

Mr. Tim Creswell, with Homeland Security Office of Emergency Preparedness, addressed the Jury on the abandoned cemeteries.

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

Upon motion of Mr. Minos Broussard, duly seconded by Mr. David Mayard, and unanimously carried, the Police Jury approved the issuance of the following Project Permits:

- (A) Project Permit No. 1380-D to Expert Oil & Gas, to construct a drill site, for drilling the Vermilion Parish Prospect Well, located off of Len Guidry Road, in Election District No.14.
- (B) Project Permit No. 1381 to Walter Oil & Gas to furnish & install 2,100 feet of (1) 3-inch saltwater disposal line to serve the Richard No. 1 Well, and line will cross Bienville Road known as North Parc Perdue Field, in Election District No. 03.
- (C) Project Permit No. 1384-D to Cimarex Energy Company, to construct a drill site, for the Cimarex-Rodney J. Stelly, et al., Well No. 1, located off of Oliver Road, in Election District No. 14.
- (D) Project Permit No. 1364-D to Cimarex Energy Company, to change the well name from Cimarex-Hosemann et al., No. 1 to the Cimarex-Henry Heirs No. 2 Well, and to move the well site approximately 200-feet south onto land owned by Elby Keith Henry et al., in Election District No. 14.

Upon motion of Mr. Ravis Menard, duly seconded by Mr. Wayne Touchet, unanimously carried, the Police Jury approved the issuance of a "Letter Of No Objection" to Vermilion Shell & Limestone, Inc., to dredge an area in the Vermilion River to obtain material to fill a low area for the purpose of expanding the existing Shell Yard and to place rip-rap along the bank of the Vermilion River for erosion control purposes, in Section 52 of T-12-S, R-3-E, located in Election District 11.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Purvis Abshire, and unanimously carried, Item No. 1 of the General Needs Committee Recommendations was amended for the renewal of the Health Insurance for Parish employees with United Health Care and approved Parish Government Risk Management Agency based on the rates submitted by Cannon Cochran Management Services, Inc. as the Parish employees new Health Insurance provider.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Mark Poche', and unanimously carried, the Police Jury tabled Item No. 7 of the General Needs Committee Recommendations and referred it back to the committee.

Upon motion of Mr. Maxwell Chreene, duly seconded by Mr. Carroll Duhon, and unanimously carried, Item No. 2 of the General Needs Committee Recommendations be amended to add six existing abandoned cemeteries.

Upon motion of Mr. Maxwell Chreene, duly seconded by Mr. Carroll Duhon, and unanimously carried, the above motion relative to Item No. 2 of the General Needs Committee Recommendations be rescinded in view of the Jury's earlier action to already add six existing abandoned cemeteries.

Upon motion of Mr. Mark Poche', duly seconded by Mr. Ronald Darby, and unanimously carried, the General Needs Committee Recommendations was amended to table Item No. 2 and to be referred back to the committee.

Upon motion of Mr. Mark Poche', duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the General Needs Committee Recommendations was amended to delete Item No. 6.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury approved the General Needs Committee Recommendations, as amended, and the appropriate officials of the Jury were authorized to carry out the recommendations:

GENERAL NEEDS COMMITTEE
NOVEMBER 30, 2005
ABBEVILLE, LOUISIANA

AS A RESULT OF A GENERAL NEEDS COMMITTEE MEETING HELD ON NOVEMBER 30, 2005 THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Police Jury approve the renewal of the Health Insurance for Parish employees with United HealthCare.
2. It is recommended that the Vermilion Parish Police Jury authorize Legal Counsel to write a letter designating the Jury as the eligible applicant for the Esther Community Public Cemetery and designate the Esther Cemetery Association to perform cemetery maintenance and burial management as a service to the Jury.
3. It is recommended that the Vermilion Parish Police Jury authorize Legal Counsel to prepare an ordinance for proper burial, and that serial numbers be placed on caskets and tombs.
4. It is recommended that the Police Jury approve the final approval to Beau Soleil Subdivision, Phase 1, located in Election District No. 2.
5. It is recommended that the Police Jury approve to proceed with the State Facility Planning & Control Project No. 50-J57-02B-01, dredging project on Oilfield Canal off of Oaks Canal.
6. It is recommended that the Police Jury authorize Sellers and Associates, Inc. to purchase an aerial photo contour of the 80 acres site at Solid Waste Plant, at a cost of \$2,250.00.
7. It is recommended that the Police Jury suspend Mr. Jimmie Meaux, Jr. from the Rabies Control Facility for 3 days without pay.
8. It is recommended that the Police Jury approve to change the name of Pipeline Permit No. 1364-D from Cimarex Energy-Hosemann et al #1 Well to Cimarex Energy-Henry Heirs No. 2 Well, in Election District No. 14.
9. It is recommended that the Police Jury approve payment of Invoice No. 1285 in the amount of \$465.25 to Minvielle & Associate, Inc. for the preparation of four (4) FY 2006-2007 State Capitol Outlay Program Applications for the Erath Flood Protection, Gueydan Truck Bypass, 4-H Arena & the Courthouse Parking Garage.

10. It is recommended that Acadiana Ambulance Services, Inc. be granted an operating permit for the calendar year 2006 based on compliance and concurrence that they will operate in accordance with the Parish Ordinance regulating the operation of ambulance service in the parish, pending the medical physicals being submitted.
11. It is recommended that the Police Jury approve payment of the following invoices to Sellers & Associates, Inc:

1) Invoice No. 8790	Invoice No. 8791
Bid package for a front-end loader	Bid package
Solid Waste Plant	Gasoline and Diesel Fuel Contract
Amount = \$892.50	Amount = \$237.38

Respectfully submitted,
Wayne Touchet,
Chairman

Upon motion of Mr. Ronald Darby, duly seconded by Mr. David Mayard, and unanimously carried, the Police Jury approved the Section 5311 Activity Report for the month of October, 2005 as submitted by the Vermilion Council on Aging and authorize the President to submit the report to the Department of Transportation and Development for reimbursement in accordance with the cooperative agreement.

Mr. Clay P. Menard, Secretary/Treasurer advised the Jury of the following:

- 1) The CDL loan for the Jury was denied due to the 5% revenue loss was not achieved.
- 2) St. James Parish Council submitting a resolution requesting for support for the re-establishment of the Construction Grant Program, which will allow Federal construction funds for the construction of publicly owned wastewater treatment facilities.
- 3) FEMA is recommending that we modify our Parish Ordinance to adopt a 1-foot freeboard above the base flood elevation.
- 4) The Coast Guard has picked up (20) twenty vessels and returned them back to their owners. The Coast Guard is waiting on the State to set up a staging area for (9) nine vessels remaining and other debris.
- 5) The Police Jury Association of Louisiana 82nd Annual Convention will be held on March 16, 17 & 18, 2006 in Alexandria, Louisiana.
- 6) Received a quote to purchase a FTR Deck Digital recording system for recording meetings. State contract price is \$5,205.75 with a (1) year service agreement after the agreement will cost \$850.00 to maintain system.
- 7) Mr. Mark Hebert with Senator Landrieu's Office will visit on December 6, 2005 at 3:00 p.m.

8) Presented the adjudicated property to the Jury for 2005.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Purvis Abshire, and unanimously carried, the Police Jury approved payment of Invoice No. 8816 to Sellers & Associates, Inc. in the amount of \$2,478.00 for 2005 District 3 Road Improvements Engineering Service.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury approved payment of Invoice No. 2825 in the amount of \$32,949.79 to the Sellers Group, for professional fees, and construction document phase for Multi-Purpose Community Health Center.

Upon motion of Mr. Ravis Menard, duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury approved payment of invoice No. 95098 in the amount of \$134.77 to David Stoutes, for a pipeline valve repair on Stoutes Road that was broken by mower in District No. 2.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. David Mayard, and unanimously carried, the Police Jury authorized Legal Counsel to send a letter to Mr. Leon Roseberger, relative to a complaint made against the owner of Lot No. 21, in River Oaks Subdivision in reference to a subdivision violation of the Police Jury's subdivision ordinance.

Upon motion of Mr. Edval Simon, Jr., duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury approved an intergovernmental agreement with the Vermilion Parish School Board for January 1, 2006 to December 31, 2006 that the Jury will provide labor and equipment to do work on School Board properties and School Board will pay cost of all materials used in the project.

Mr. Clay P. Menard informed the Jury that Vincent Funeral Home has a deceased unidentified body that has been deceased for (3) three weeks; no family member has come forth to claim the body. Requesting a motion for a pauper burial for the deceased.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury approved a pauper burial for the deceased body, which has not been claimed and notify Mr. Frederick with Vincent Funeral Home.

Legal Counsel, Paul Moresi, III, discussed adjudicated property to the Jurors.

Upon motion of Mr. Purvis Abshire, duly seconded by Mr. Ravis Menard, and unanimously carried, the Police Jury approved the plan for Demolition and Debris Removal on private properties due to Hurricane Rita.

Upon motion of Mr. Minos Broussard, and duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury authorized Legal Counsel to send a letter on behalf of the Police Jury and signed by the President in reference to the unclaimed property in Texas that is owned by the Jury.

Upon motion of Mr. Wayne Touchet, and duly seconded by Mr. David Mayard, and unanimously carried, the Police Jury approved to participate in a law suit settlement agreement with Arthur J. Gallagher & Company and claim be made and for the general release dated and executed by the President, Hubert J. Faulk.

Upon motion of Mr. Ronald Darby, and duly seconded by Mr. Wayne Touchet, and unanimously carried, the Finance Committee Chairman was directed to review salaries of all employees for any discrepancies.

Upon motion of Mr. Mark Poche', duly seconded by Mr. David Mayard, and unanimously carried, there being no further business to be presented, the meeting was duly adjourned.

Secretary-Treasurer

President

