

Police Jury Room
April 18, 2005
Abbeville, Louisiana

Minutes of a regular meeting of the Vermilion Parish Police Jury held on April 18, 2005, with President Hubert J. Faulk presiding.

The meeting was called to order by Mr. Faulk, who asked Solid Waste Supervisor, Joseph Ricky LeBlanc, 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. Ernal "E. J." Broussard	Mr. Hubert Faulk	Mr. T. J. Prejean, Jr.
Mr. Minos Broussard	Mr. Gaulman Gaspard	Mr. Edval Simon, Jr.
Mr. Maxwell Chreene	Mr. Luther "Buster" Hardee, III	Mr. Wayne Touchet
Mr. Ronald Darby	Mr. Ravis Menard	

Absent: None

Upon motion of Mr. Ernal "E.J." Broussard, duly seconded by Mr. Minos Broussard, and unanimously carried, the reading of the minutes of the regular meeting of April 4, 2005, were dispensed with and were accepted.

President Faulk read the following announcements:

1. Received a copy of the 2004 financial report from the Pecan Island Waterworks District No. 3, which will be kept on file.
2. The next Coastal Wetlands Planning, Protection and Restoration Act Task Force meeting will be held on Wednesday, May 4, 2005 at 9:30 a.m. at the Estuarine Fisheries and Habitat Center, in Lafayette, LA.
3. The Government Finance Officers Association of Louisiana (GFOA), Annual Spring Conference, will be held on May 11-13, 2005, in New Orleans, La.

Vermilion Parish Sheriff Mike Couvillon, asked for the Jury to consider locating at the parish jail, two (2) holding cells for juveniles awaiting transfer to a juvenile facility.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Ravis Menard, and unanimously carried, the Police Jury authorized the appropriate parties to develop a plan and a cost estimate to see if construction of two (2) juvenile cells is feasible.

Sheriff Couvillon, informed the Jury that something needs to be done for the handling of livestock roaming at large on parish roads. Recent incidents have occurred which show that current parish ordinances and state laws are outdated and need to be updated.

Upon motion of Mr. Mr. Carroll Duhon, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury directed the Secretary/Treasurer to schedule a meeting with the Constables, Sheriff, Jury and Attorney General's office regarding livestock laws and jurisdiction.

Mr. Eugene Sellers, Sr., with Sellers and Associates, Inc., advised the Jury that the DNR permit received for the Dredging of the Oilfield Canal Project has many special conditions added, which will drive the cost of the project up.

Upon motion of Mr. Mr. Edval Simon, Jr., duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury directed the Secretary/Treasurer to send a letter to the Department of Natural Resources asking for a wavier of the special conditions to the permit for the "Dredging of the Oilfield Canal off of the Oaks Canal" project.

Mr. Sellers, presented the Jurors with a copy of the revised pipeline/drilling permit, which reflects the changes authorized to be made at a previous meeting.

Mr. Sellers presented the revised bid tabulation for the High Track Dozer, which reflected the revised information on the John Deere dozer.

Mr. Sellers advised that he had received a copy of a protest letter sent to the Jury from an attorney representing Nortrax.

Legal Counsel, Mr. Paul Moresi, III, recommended that in view of the letter received be advised having a protest hearing.

Upon motion of Mr. Mr. Carroll Duhon, duly seconded by Mr. Luther "Buster" Hardee, III, and unanimously carried, the Police Jury approved having a protest hearing at the next General Needs Committee.

Upon motion of Mr. Carroll Duhon , duly seconded by Mr. Gaulman Gaspard, and carried, with Luther "Buster" Hardee, III abstaining from voting, the Police Jury approved the issuance of Project Permit No. 1340-D to Dominion Exploration & Production, to construct a drill site for the Hannah Hardee No. 2 Well, located in Election District No.14.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Maxwell Chreene, and carried, with Mr. Ronald Darby abstaining from voting, the Police Jury approved the issuance of a telecommunication permit to Cox Communications, Inc., to bury cable on Cedric Road in Adola Subdivision, located in Election District No. 2.

Upon motion of Mr. Maxwell Chreene, duly seconded by Mr. Carroll Duhon, and unanimously carried, the Police Jury approved the issuance of the following "Letters of No Objection":

(A) Texaco Pipeline, LLC, to place rip-rap (limestone) on each bank of the Vermilion River to prevent erosion of the riverbank over their pipeline, in Section 57, T-13-S, R-3-E in the Esther area, located in Election District No. 9.

(B) ExxonMobil Production Company, to prop-wash an existing man-made canal to access an existing well site for re-entry drilling and production of the Exxon Fee No. 106 Well, in Section 20, T-16-S, R-2-E, six (6) miles southeast of Pecan Island, located in Election District No. 13.

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
APRIL 13, 2005
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC ROAD COMMITTEE MEETING HELD ON APRIL 13, 2005, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that Mr. John Desormeaux be hired as a CDL truck driver and assigned to the asphalt crew.
2. It is recommended that the parish road supervisor and one employee from each area barn be authorized to attend the LA. Local Technical Assistance Signing Course to be held on May 4, 2005 in Lafayette at a cost of \$15.00 per employee.
3. It is recommended that Vermilion Nursing Home be advised to remove the elevated concrete drive which extends in to the travel lane of the roadway.
4. It is recommended that a part-time person be hired to assist in the inspection of the parish bridges.
5. It is recommended that the Sellers & Associates, Inc. be authorized to prepare specifications and to scarify and process soil cement on Yuma Road to patch and overlay Eagle Pass Road.

It is further recommended that the cost of the improvements be paid from Sub 5 of 2 Road District Funds (ED#13).

6. It is recommended that the Police Jury award the contract for the Erath/Bayou Tigre Drainage Improvement – Phase 1 to Gray Construction at a cost of \$211,615.00 being the lowest of the five (5) bids received.
7. It is recommended that the engineering contract for the Erath/Bayou Tigre Drainage Improvement Project be amended to reflect a change in the scope of work from one single project to a three (3) phase program, with the cost to be paid in accordance with the state contract limitations.
8. It is recommended that the Vermilion Parish Library Board be given the name of Mr. Danny Guidry as a nominee to be considered for the commissioner position currently held by Mr. Lee Caffery.
9. It is recommended that a letter of thanks be sent to Senator Craig Romero for his assistance regarding the one time tree burn requested at the solid waste plant.
10. It is recommended that “No Parking” signs be installed on the right of way of Turtle Avenue.
11. It is recommended that the legal counsel review the state law to see if any limitation exists regarding “memorial markers” being placed in the road right of way.
12. It is recommended that “Watch For Children” signs be installed on Mill Street from Klaby Meaux Road to South Sellers Street.
13. It is recommended that authorization be given to stockpile dirt at the Area 1 Barn to address the erosion control project in Attakapas Ridge Subdivision.
14. It is recommended that the pay of the Parish Road Supervisor, Mr. Dudley Broussard, be adjusted from Grade 18, Step 14 to Grade 18, Step 17 in view of his 6 month probationary period having expired.

It is further recommended the adjustment be effective as of March 21, 2005.

15. It is recommended that the draft ordinance dealing with the control of Garbage, Trash, and Weeds, prepared by the legal counsel be adopted.
16. It is recommended that the following appointments be approved:

(A) Seventh Ward Gravity Drainage District No. 2
Reappoint Mr. Norman Choate – Effective 4/17/05

(B) Southeast Waterworks District No. 2
Reappoint Mr. Clint Dugas – Effective 4/17/05

(C) Twin Parish Port Commission
Reappoint Mr. Nicholas “Nicky” Mitchell, Jr. – Effective 4/20/05

17. It is recommended that the Police Jury recognize the Right-Of-Way Dedication identified as Mary Road (formerly P-1-38) as being the actual road plotted on a plat prepared by Steven J. Langlinais dated January 6, 1986.
18. It is recommended the Police Jury request the congressional delegation to support funding of the USDA-Watershed Protection and Flood Prevention Program for the 2006 Budget at the same levels as fiscal year 2005.
19. It is recommended that the Police Jury request the congressional delegation to support the Parishes Against Coastal Erosion’s position regarding the funding of the CZMA state grant line item allocation in the NOMA budget at \$90,000,000.00 and to appropriate \$30,000,000.00 for states to use for coastal community development, habitat restoration and other projects in coastal communities.
20. It is recommended that the Police Jury approve the revised street and drainage plans for Tara Heights Subdivision.

It is further recommended that the developers be authorized to proceed with the construction of the subdivision improvements.
21. It is recommended that the Police Jury ratify the award of the contract to build a 6’ x 8’ x 8’ block building for the radio tower communication equipment, to GOB Construction, Inc. in the amount of \$3,586.00.
22. It is recommended that the Police Jury approve placing the original memorial plaque from the original First National Bank Building in the Courthouse Annex Building.
23. It is recommended that the Sheriff’s Department be designated as the owner of the breath analyzer purchased for the trustee trash crew operation.
24. It is recommended that the Library Board of Control be sent a letter request Ms. Jackie Choate to retire/resign as director of the library system.
25. It is recommended that the invoices submitted be approved to be paid.

Respectfully submitted,
Luther "Buster" Hardee III,
Chairman

PARISHWIDE:

BREAUX TIRE CO.	\$	40.94
STAR TRUE VALUE HARDWARE		14.99
JIM'S TIRE SERVICE INC.		20.00
O'REILLY AUTOMOTIVE, INC.		71.38
PAUL'S TIRE REPAIR		204.50
ROMERO AUTO ELECTRIC, LLC		<u>239.50</u>
TOTAL	\$	591.31

In accordance with the Public Road Committee Recommendations, the following ordinance was adopted:

ORDINANCE

2005-O-09

AN ORDINANCE PROVIDING FOR THE CONTROL OF VEGETATION AND OFFENSIVE ACCUMULATIONS IN FORMALLY DEDICATED SUBDIVISIONS IN THE UNINCORPORATED AREAS OF VERMILION PARISH; PROVIDING FOR BOTH CRIMINAL AND/OR CIVIL ENFORCEMENT PROCEDURES.

BE IT ORDAINED by the Police Jury of Vermilion Parish, Louisiana in regular session duly assembled, and proceeding under its police powers, and further pursuant to the laws of the State of Louisiana, that any person (hereinafter, referred to as owner), owning, leasing or possessing any property within a formally dedicated subdivision, located in the unincorporated areas of Vermilion Parish, shall be required to cut, mow, remove or destroy any and all noxious weeds, grass, nor allow the accumulation of trash upon their property or upon any sidewalk abutting the property.

SECTION #1 DEFINITIONS

The following terms, as used in this article, shall have the following meanings;

Buffer Zone means the land adjacent to and within thirty (30) feet of a subdivision.

Subdivision means any track of land located within Vermilion Parish which has been subdivided into lots, primarily for residential or commercial purposes, and which has been formally dedicated according to law, and which has been accepted by the Vermilion Parish Police Jury.

Tall Grass means weeds, or other vegetation that is more than twelve (12) inches in height when measured perpendicular to the ground. This term does not include ornamental vegetation or agriculture plants.

Trash means refuse, garbage, debris, abandoned or junk cars or other vehicles, rubbish, shopping carts, litter and any deleterious, discarded or noxious matter.

SECTION #2 PROHIBITIONS

(a) It shall be unlawful for the owner of any property in a formally dedicated subdivision, to permit the growth of tall grass or allow the accumulation of trash upon the property or upon any sidewalk abutting the property.

(b) It shall be unlawful for the owner of any buffer zone property in the parish to permit the growth of tall grass or allow the accumulation of trash on the property.

SECTION # 3 CRIMINAL ENFORCEMENT

Should any person be found in violation of any provisions of this article, he shall be deemed guilty of a misdemeanor and subject to a fine of not more than five hundred dollars (\$500.00), or imprisonment in the parish jail for not more than thirty (30) days, or both, at the discretion of the court, plus all the costs incurred in the investigation of the violation, verification of ownership, all other expenses incurred in the administration of this article, and court costs.

SECTION # 4 CIVIL ENFORCEMENT

(a) In addition to any criminal enforcement provision set forth in Section 3 found herein, the parish may also send notice of the nature and location of the violation to the owner of the property by certified mail, return receipt requested/restricted delivery, to the owner's last known address, or the parish may serve notice of the nature and location of the violation through a deputized agent. If the owner's name is unknown and cannot be ascertained, notice of the nature and location of the violation shall be published once in the official journal of the parish and such publication shall be deemed notice to the owner of the property upon which the violation is found to occur. In the case of co-ownership, notice to one (1) co-owner, by any method, shall be deemed to be notice to the other co-owner(s).

(b) If the owner fails, or refuses, to take action to correct the violation within ten (10) working days of service of notice, or receipt of the certified letter, or following publication of the notice in the official journal, parish crews, or an authorized parish contractor, may enter the premises where the violation is occurring and remedy the violation.

(c) If the parish or its contractor remedies the violation, the costs of the furnished parish labor and equipment, or the amount charged by the contractor, and/or all expenses incurred in determining the identity of the owner, in serving, sending, or providing notice, and enforcing the provisions of this article, shall be charged directly to the owner of the property.

(d) The failure of the owner to pay for the charges incurred within thirty (30) days after invoicing by the parish, shall result in the filing of a certified copy of such charges with the recorder of mortgages and the same, when so filed and recorded, shall operate as a lien and privilege in favor of the parish against the property. The charges shall be added to the annual ad valorem tax bill of the property involved.

(e) Legal proceedings to enforce the lien and/or collect the charges may be filed in any court of competent jurisdiction.

(f) Upon collection of the charges, the funds shall be credited to the general fund of the parish government to which the payment of the charges were initially cost allocated.

(g) If an owner of a particular piece of property is cited twice for a violation of this ordinance, the parish shall have the right to correct any violations of this ordinance, as set forth in subsections (b), (c), (d), (e), or (f), above, without the need of any further notice to the owner, and all charges incurred in correcting the violations shall be imposed, secured and collected as set forth in this section.

(h) The Vermilion Parish Police Jury shall appoint a person, or persons, responsible for receiving complaints, investigating incidents, issuing compliance letters and following up on each complaint until it is resolved. Each complaint shall be registered by address and in numerical order. Records and documents shall be maintained and duly recorded for future reference in a permanent file.

(i) The location of the office(s) and telephone number(s) of the designated person, or persons, shall be made available to the general public. The general citizenry shall have the right to be made aware of the status of each incident.

(j) Each violator's name/address/ violation and final settlement shall be documented and kept on file and made available for public inspection and may be published in the official journal of the parish.

SECTION # 5 CONSTITUTIONALITY/VALIDITY

Should any section, paragraph, clause, or phrase of this ordinance be declared unconstitutional, or invalid for any reason, the remainder of said ordinance shall not be affected thereby.

SECTION # 6 SEVERABILITY

Any ordinances and/or laws, or parts of ordinances and/or laws not specifically noted above, that are in conflict with this ordinance, are hereby repealed.

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Upon motion of Mr. Ernal "E.J." Broussard, duly seconded by Mr. Wayne Touchet, and unanimously carried, Item No. 1 of the Public Works Committee Recommendations, was deleted in its entirety, in view of the previous action to hold a protest hearing.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury approved the Public Works Committee Recommendations, as amended, and the appropriate officials of the Jury were authorized to carry out the recommendations.

PUBLIC WORKS COMMITTEE
APRIL 13, 2005
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC WORKS COMMITTEE MEETING HELD ON APRIL 13, 2005, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Police Jury award a contract to Louisiana Machinery to furnish a dozer for the solid waste plant at a cost of \$231,275.00.
2. It is recommended that the legal counsel contact Mr. Charles Guidry, a cane farmer operating south of the solid waste plant, that his recent herbicide spraying has damaged trees on the landfill site and that he will be held responsible for any cost or replacement needed.
3. It is recommended that the damage claim of Ms. Tanya Sonnier be denied.
4. It is recommended that the President, Secretary/Treasurer and Parish Engineer meet with the School Board to explore the possibility of utilizing a portion of some 16th section land, for stockpiling and burning tree debris.
5. It is recommended that the Secretary/Treasurer and Legal Counsel look into the requirements for an ordinance to ban smoking in public buildings.
6. It is recommended that the invoices submitted by the Department heads be approved to be paid.

7. It is recommended that Ordinance No. 2004-O-35 (Garbage Can Placement And Other Matters Relating To Solid Waste Collection And Disposal) be amended to add a section which would contain the following wording:

“All trash containers, trash, waste, rubbish, tree trimmings, debris, or any other material, shall be placed for collection in such a manner so as to not interfere with motor vehicle traffic in any way”.

Respectfully submitted,
Carroll Duhon,
Chairman

SALES TAX AND BOND 1976:

Public Works:

TERRY BORUQUE..	\$	125.00
SOUTHEAST WATER DISTRICT #2.....		20.04
VAN NESTE EMBROIDERY & DESIGN		533.80
MSI		<u>24.52</u>
TOTAL	\$	703.36

KAPLAN UTILITIES	\$	23.98
PARISHWIDE PUBL IMPR MTNE FUND		<u>44.10</u>
TOTAL	\$	68.08

ADVANCE CHEMICAL		70.04
BELL SOUTH.....		436.22
TERRY BOURQUE..		125.00
CINTAS CORPORATION #543		6.75
EAGLE PEST CONTROL & CHEMICAL		20.00
ELECTRONIC SERVICES		844.00
ENTERGY		153.21
FRANKLIN SUPPLY, INC.....		26.18
J T & J ENVIRO SERV.....		250.00
PIAZZA OFFICE SUPPLY		132.97
VOORHIES SUPPLY CO		<u>33.86</u>
TOTAL	\$	2,098.23

Mosquito Control:

KAPLAN TELEPHONE	\$	15.95
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PARISHWIDE PUBL IMPR MTNE FUND	\$	45.42
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CA. CONTRACTORS SUPPLIES, INC.....	\$	107.94
CINTAS CORPORATION #543		38.26
COMPLIANCE PLUS DRUG TESTING		25.00
STAR TRUE VALUE HARDWARE		66.64

IKE'S RADIATOR SALES	174.00
JIM'S TIRE SERVICE INC	305.00
MEDXCEL.....	25.00
MENARD OIL	2,912.40
CARQUEST-ABBEVILLE	9.94
PIAZZA OFFICE SUPPLY	77.00
REPUBLIC AUTO PARTS OF ABB	18.93
CINTAS FIRST AID & SAFETY	138.00
UNIVAR USA, INC.	408.00
ADAPCO INC	16,030.00
DEHART SHIPYARD INC	200.00
W W GRAINGER ...	85.57
MOSQUITO CONTROL DIRECTOR P.C	35.58
TOTAL.....	\$20,657.25

Fire Protection:

ABBEVILLE/CITY OF ABBEVILLE.....	\$18,123.00
CITY OF KAPLAN-MAYOR'S OFFICE.....	8,060.00
TOWN OF ERATH ..	5,587.00
TOWN OF DELCAMBRE	3,169.00
TOWN OF GUEYDAN	2,862.50
TOWN OF MAURICE	4,363.00
TOTAL.....	\$42,164.50

BELL SOUTH.....	\$ 39.88
JEFFERSON DAVIS ELECTRIC CORP	21.50
KAPLAN TELEPHONE	242.65
SLEMCO.....	165.11
WATEROWRKS DISTRICT #1.....	11.70
TOTAL.....	\$ 480.84

KAPLAN TELEPHONE	\$ 20.94
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A. C.'S EXXON SERVICE STATION	\$ 164.32
BLACK'S PUMP & WATER WELL	50.00
BONAVENTURE CO.	70.90
CAJUN HARDWARE, INC.	49.54
CATFISH WHOLESALE, INC	600.00
W. S. DARLEY & CO.	178.88
LAKE AUTO SUPPLY INC	20.57
PIAZZA OFFICE SUPPLY	46.96
SERVICE COMMUNICATION OF	57.00
SLEMCO	31.66
SPECIAL RISK INS., INC	432.00
STELLY'S GROCERY	168.75

WATERWORKS DISTRICT #1	13.00
TOTAL	\$ 1,883.58

1994 SALES TAX & BOND:

KAPLAN TELEPHONE	\$ 15.95
LEBORDE & NEUNER.....	4,824.77
ROLAND LEMAIRE WELDING SERVICE	3,625.00
UNITED FUEL & LUBRICANTS LLC	689.55
SCOTT CONSTRUCTION EQUIP CO.....	5,632.50
SOUTHERN POWER SYSTEMS.....	160.00
WATERWORKS DISTRICT #1	13.00
MCI.....	14.45
TOTAL	\$ 14,975.22

ACADIANA HYDRAULIC, INC	27.50
DEEP SOUTH SURPLUS INC	5,000.00
PARISHWIDE PUBL IMPR MTNE FUND	88.04
SHELTON'S TRUCK & DIESEL.....	7,377.50
BD OF CERTIFICATION & TRAINING.....	200.00
CAROLYN BOREL	26.20
TOTAL	\$ 12,719.24

STINE LUMBER CO	\$ 557.19
ATTN: THERESA MILLIMAN	219.00
ACADIANA SHELL CO	424.36
BELL SOUTH.....	190.87
BERAUD ENTERPRISES	980.50
BERGERON MACHINE SHOP INC.....	60.00
BREAUX TIRE CO	31.00
CAJUN CUSTOM & BODY	575.00
CINTAS CORPORATION #543	589.50
DISCOUNT TIRE CENTER	3,262.19
ELECTRONIC SERVICES	69.00
FRANKLIN SUPPLY, INC	392.64
FRENZEL MOTORS	5,361.97
HOH PAK, LABORATORY INC	255.00
IKE'S RADIATOR SALES	45.00
J T & J ENVIRO SERV.....	700.00
LAFAYETTE SPRING CO INC	29.74
LAFAYETTE THREADED PRODUCTS	1,568.29
LINGO INTERNATIONAL, INC.	235.49
UNITED FUELS & LUBRICANTS LLC	1,211.55
MEDXCEL ..	75.00
MENARD OIL	36,809.80
CARQUEST-ABBEVILLE	1,117.95

NATIONAL AMERICAN SALES	833.00
NATIOAL WELDING SUPPLY	627.85
NORTRAX SOUTH.	274.88
O'REILLY AUTOMOTIVE, INC.....	412.68
PAUL'S TIRE REPAIRS	36.00
PIAZZA OFFICE SUPPLY	295.00
ROMERO AUTO ELECTRIC, LLC.....	428.00
SLEMCO	4,857.68
SOUTHLAND TRUCK CENTER INC	1,057.49
STANDARD COFFEE SERVICE	122.28
THRIFTY WAY PHARMACY	4.66
USA DRIVELINE INC	181.66
VERMILION JANITORIAL & INDUSTR.....	315.00
VERMILION OFFICE SUPPLY	413.17
VOORHIES SUPPLY CO	1,241.95
WESTSIDE MUFFLER	20.00
DEHART SHIPYARD INC	39.00
GUY'S TOWING SERVICE.....	<u>360.00</u>
TOTAL.....	\$66,281.34

In accordance with the Public Works Committee Recommendations, the following ordinance was amended:

**AMENDMENT NO. 1
TO
ORDINANCE 04-O-35**

AN AMENDMENT TO CERTAIN SECTIONS OF ORDINANCE 04-O-35: "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"; TO ADD PARAGRAPHS REQUIRING PLACEMENT OF CONTAINERS, DEBRIS, ETC. SO AS NOT TO INTERFERE WITH MOTOR VEHICLE TRAFFIC IN ANY WAY.

Be it ordained by the Police Jury of Vermilion Parish, Louisiana, that proceeding under its police powers, and further pursuant of the laws of the State of Louisiana, the ordinance is hereby amended to reflect the addition of the following Section:

SECTION 28. Interference with motor vehicle traffic is prohibited. All trash containers, trash, waste, rubbish, tree trimmings, debris, or any other material shall be placed for collection in such a manner so as not to interfere with motor vehicle traffic in any way.

The provisions of the above paragraph shall be made a part of the following Sections by reference.

SECTION 8.Location of trash containers.

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

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

SECTION 13.Yard trash and other large accumulations.

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

SECTION 17.Disposal of appliances.

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

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

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Mark Poche`, the above amendment was presented for adoption as Item No. 7 of the April 13, 2005 Public Works Committee Recommendations, and the vote thereon was as follows:

YEAS: Mr. Purvis Abshire, Mr. Ernal "E. J." Broussard, Mr. Minos Broussard
Mr. Maxwell Chreene, Mr. Ronald Darby, Mr. Carroll Duhon,
Mr. Hubert Faulk, Mr. Gaulman Gaspard, Mr. Luther "Buster" Hardee, III,
Mr. Ravis Menard, Mr. Mark Poche`, Mr. T. J. Prejean, Jr., Mr. Edval
Simon, Jr., Mr. Wayne Touchet

NAYS: None

ABSENT AND/OR NOT VOTING: None

Whereupon, the President declared the Public Works Committee Recommendations were approved as amended.

Upon motion of Mr. Mark Poche, duly seconded by Mr. Edval Simon, Jr., 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
APRIL 13, 2005
ABBEVILLE, LOUISIANA

AS A RESULT OF A FINANCE COMMITTEE MEETING HELD ON APRIL 13, 2005, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the invoices submitted be approved to be paid.

GENERAL FUND.....	\$	83,792.97
CRIMINAL COURT	\$	30,378.42
PARISHWIDE PUBLIC IMPROVEMENT MTNE FUND	\$	47,362.36
VERMILION PARISH PUBLIC LIBRARY.....	\$	59,774.78
ROYALTY ROAD FUND.....	\$	1,586.95
ROAD DISTRICT NO. 1 FUND	\$	8,788.32
SUB 1 OF 2 MTNE. FUND.....	\$	4,243.51
RD. DIST. NO. 3 AND/OR SUB 2 OF 2 FUND	\$	1,795.66
SUB 3 OF 2 MTNE. FUND.....	\$	134.52
SUB 4 OF 2 MTNE. FUND.....	\$	1,447.75
SUB 5 OF 2 MTNE. FUND.....	\$	1,974.17
ROAD DISTRICT 4-A MTNE. FUND	\$	542.25
ROAD DISTRICT NO. 6 MTNE. FUND	\$	3,687.62
ROAD DISTRICT NO. 7 MTNE. FUND	\$	3,041.14
PAYROLL ACCOUNT	\$	146,344.35
VERMILION PARISH CIVIL DEFENSE.....	\$	1,997.28
 <u>PARISHWIDE :</u>		
PACIFICARE	\$	150.00
 <u>ROYALTY ROAD:</u>		
LA PARISH GOVERNMENT RISK MGMT.....	\$	30,170.00
BURCH,MARCUS, POOL.....	\$	14.00
 <u>GENERAL FUND:</u>		
DON CLAUSEN.	\$	600.00
MYRA OLIVIER		600.00
TOTAL.....	\$	1,200.00

ABBEVILLE/CITY OF ABBEVILLE	\$	2,275.18
ABBEVILLE GENRAL HOSPITAL.....		1,015.83
ACADIAN AMBULANCE SERVICE.....		599.02
COURT OF APPEAL THIRD CIRCUIT.....		50.00
DAVID W. CRAFT MD.....		520.00
ARDLEY HEBERT, MD		2,890.00
LAF. JUVENILE DETENTION HOME.....		1,500.00
DR. GORDY LANDRY		293.00
MEDXCEL		55.00
PHILLIP E. NOEL, M.D.		87.00
RADIOLOGY ASSOCIATES OF IBERIA		278.00
ST. MARTIN PARISH SHERIFF DEPT.....		824.00
THRIFTY WAY PHARMACY		172.92
VERM. PASRISH CLERK OF COURT.....		1,100.00
YOUNG EYE CLINIC.....		275.00
VERMILION PARISH SHERIFF.....		22,436.34
TOTAL	\$	34,436.34

HEALTH UNIT:

KAPLAN TELEPHONE	\$	319.26
PARISH PUBL C IMPR MTNE FUND		143.02
SLEMCO		441.86
WATERWORKS DISTRICT #1		33.46
MCI.....		13.91
TOTAL	\$	825.82

STINE LUMBER CO.....	\$	4.95
ACADIANA FORD INC.....		72.90
ACADIANA OAKS PET CLINIC		55.00
ACADIANA PET SPA/DR ERIC WHITE.....		35.00
ADVANCE CHEMICAL		181.10
AIRGAS GULF STATES.....		88.32
ALL CREATURES		110.00
BUDDY CABROL A/C & ELECTRIC		256.00
CAJUN CHEMICAL & JANITORIAL		9.55
MR/MRS LOUIS CHAISSON		35.00
CINTAS CORPORATION #543		62.76
STAR TRUE VALUE HARDWARE		160.95
CUSTOM GLASS & MIRROR		45.20
CENTERPOINT ENERGY		78.61
F & R AIR CONDITIONING		70.00
FRED'S PLUMBING		70.00
GUEYDAN JOURNAL		126.00
J T & J ENVIRO SERV		150.00
KAPLAN HERALD.. ..		103.95

LA.DH OFFICE OF PUBLIC HEALTH.....	28,622.03
MADISONVILLE ANIMAL HOSPITAL	305.00
ONEBANE LAW FIRM.....	1,184.52
PARISHWIDE PUBL IMPR MTNE FUND.....	12.00
PREJEAN VETERINARY CLINIC	735.00
STANDARD COFFEE SERVICE	49.03
TECHE ELECTRIC	10.80
USDA,APHIS,WS	2,937.16
VERMILION FARMERS COOP.....	56.00
TOTAL.....	\$ 35,626.83

SALES TAX & BOND 1978:

A T & T	\$ 31.44
BELL SOUTH.....	126.16
COUNTY AGENT OFF. PETTY CASH	82.70
GRIFFIN INDUSTRIES.....	150.00
KAPLAN TELEPHONE	15.00
TOTAL.....	\$ 405.30

ABBEVILLE/CITY OF ABBEVILLE.....	\$ 298.52
ABBEVILLE HARDWARE.....	239.76
STINE LUMBER CO	209.53
ADVANCE CHEMICAL	475.86
AUTO-CHLOR SYSTEM	514.25
BAYOU FENCING & SUPPLY, INC	246.26
BELL SOUTH	218.91
BELSCO, INC.	200.00
BUDDY CABROL A/C & ELECTRIC	85.00
CINTAS CORPORATION #543.....	40.94
COBURN'S LAFAYETTE-SOUTH.....	64.73
CORMIER'S ELECTRIC MOTOR SHOP	76.50
STAR TRUE VALUE HARDWARE	3.49
EAGLE PEST CONTROL & CHEMICAL	100.00
CENTERPOINT ENERGY	4,114.79
FRANCIS G. E. CENTER	720.00
FRANKLIN SUPPLY, INC.....	427.91
G & H - CROWLEY	12.50
HOBART CORPORATION	541.90
J & J EXTERMINATING CO-CROWLEY.....	85.00
J T & J ENVIRO SERV.....	1,027.00
REPUBLIC AUTO PARTS OF ABB	12.51
SLEMCO	5,419.66
SOUTHEAST WATER DISTRICT # 2	996.60
SOUTHLAND ENGINE CO, INC.....	222.03
BETA TECHNOLOGY INC	281.09

TOTAL \$ 11,215.08

Respectfully submitted,
Mark Poche`,
Chairman

Upon motion of Mr. Ronald Darby, duly seconded by Mr. Carroll Duhon, 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
APRIL 13, 2005
ABBEVILLE, LOUISIANA

AS A RESULT OF A COURTHOUSE BUILDING COMMITTEE MEETING HELD ON APRIL 13, 2005, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that The Sellers Group be authorize to finalize their report regarding the change needed at the law enforcement center to have handicapped accessible cells, and report back to the committee .
2. It is recommended that the Police Jury approve issuing a change order to the contract reflecting a net decrease of \$200.00 to account for less fill material needed than proposed for the Gueydan Branch Library project.

It is further recommended that Partial Payment Estimate No. 9 from Minvielle Lumber Co., Inc. in the amount of \$68,944.50, be approved to be paid.

It is further recommended that Invoice No. 2749 from The Sellers Group in the amount of \$1,168.99, be approved to be paid.

It is further recommended that the Police Jury accept as substantially complete the Gueydan Branch Library Construction Project as of April 6, 2005.

3. It is recommended that the following administrative procedures resolution be adopted relative to the FY 2005 Louisiana Community Development Block Grant Multipurpose Community Health Center Project:

(A) Resolution authorizing the President, Hubert J. Faulk, to sign and submit all of the necessary documents in connection with the grant.

- (B) Resolution authorizing Parish officials/employees to sign the Request for Payment forms and authorizing one individual to witness their signatures on the signature card.
 - (C) Resolution appointing Mr. Hubert J. Faulk as the Accessibility Compliance Officer and adopting a Section 504 Policy Statement.
 - (D) Resolution adopting a Residential Anti-displacement and Relocation Assistance Plan and appointing Mr. Hubert J. Faulk as the Anti-displacement and Relocation Officer.
 - (E) Resolution adopting a “Procurement Procedures Policy” for the grant.
4. It is recommended that the Secretary/Treasurer look into the action taken by the Evangeline Parish Police Jury requesting legislation regarding an increase in fees to be charged for recording documents in the Clerk of Court office.
5. It is recommended that the Police Jury allow the Vermilion Parish Law Library Commission to utilize a portion of the third floor of the Parish Government Office Complex for their law library, subject to the following conditions being met:
- (A) The law library commission will pay a rental of \$300.00 per month.
 - (B) Security access measures will be cleared with the Vermilion Parish Sheriff’s office.
 - (C) An access key will be obtained either from the Sheriff’s Department or the Law Library Commissioner office. Multiple keys will not be given out.
 - (D) Any cost associated with the move will be the responsibility of the V.P. Law Library Commission.
 - (E) Any cost needed to modify the building will be the responsibility of the Law Library Commission.
 - (F) Should the building’s utility cost be drastically changed due to the added use, the agreement will be subject to re-evaluation.
6. It is recommended that the following actions be taken relative to the Registrar of Voters office:
- (A) Acknowledge the verbal receipt of Mr. Corbet J. Domingues, Registrar of Voters, intention to retire effective June 30, 2005.

(B) Acknowledge receipt of a letter of resignation by Ms. Theresa Theall, Chief Deputy Registrar, effective April 6, 2005.

(C) Approved payment of the 300 unused annual leave hours to Ms. Theresa Theall as verified by the Secretary of State's office.

(D) Acknowledge receipt of a letter dated April 6, 2005, from Corbet J. Domingues, Registrar of Voters, promoting Alison Z. Domingues to the Chief Deputy position.

7. It recommended that the Secretary/Treasurer look into the feasibility of constructing a building that would be leased to house the USDA Service Center.

Respectfully submitted,
Ronald Darby,
Chairman

In accordance with the Courthouse/Building Committee Recommendations, the following resolutions were adopted:

RESOLUTION

2005-R-09

A RESOLUTION ADOPTING PROCUREMENT PROCEDURES RELATIVE TO THE LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the Vermilion Parish Police Jury has been awarded a Fiscal Year 2005 Louisiana Community Development Block Grant; and

WHEREAS, under the Louisiana Community Development Block Grant Program, a written procurement must be adopted which complies with the federal regulations pursuant to the Standards Governing State and Local Grantee Procurement as set forth in the Office of Management and Budget (OMB) Circular A-102, Attachment O; and

WHEREAS, it is necessary and proper to comply with the requirements for maximum open and free competition for procurement transactions.

NOW, THEREFORE BE IT RESOLVED by the Vermilion Parish Police Jury that the "Procurement Procedures of the Vermilion Parish Police Jury Relative to the Louisiana Community Development Block Grant Program" which are attached to and made a part of this resolution are to be followed by any employee responsible for procurement of services, supplies, equipment or construction obtained with funds from the Louisiana Community Development Block Grant Program.

THEREUPON, the above resolution was duly adopted.

RESOLUTION

2005-R-10

A RESOLUTION AUTHORIZING
PARISH OFFICIALS/EMPLOYEES TO SIGN THE
REQUEST FOR PAYMENT FORMS
FOR THE LOUISIANA COMMUNITY
DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the Vermilion Parish Police Jury has been awarded a Fiscal Year 2005 Louisiana Community Development Block Grant; and

WHEREAS, under the Louisiana Community Development Block Grant Program, a maximum of four (4) officials and/or employees are to be authorized to sign the Louisiana CDBG Request for Payment forms to draw down funds from said grant; and

WHEREAS, in order to draw down funds, an authorized signature card must be completed with the signatures of a maximum of four (4) officials and/or employees in addition to one (1) person who is to be authorized to witness the signing of the authorized signature card.

NOW, THEREFORE BE IT RESOLVED by the Vermilion Parish Police Jury that the following officials and employees are the only persons hereby authorized to sign Request for Payment forms under the Fiscal Year 2005 Louisiana Community Development Block Grant Program:

Hubert J. Faulk
T. J. Prejean, Jr.
Michael J. Bertrand
Linda Duhon

BE IT FURTHER RESOLVED that Selena Perry is hereby authorized to witness and certify that the above mentioned officials and employees actually sign the authorized signature card for the Louisiana Community Development Block Grant Program.

THEREUPON, the above resolution was duly adopted.

RESOLUTION

2005-R-11

**A RESOLUTION APPOINTING MR. HUBERT J. FAULK
AS ACCESSIBILITY COMPLIANCE OFFICER
AND ADOPTING A SECTION 504 POLICY STATEMENT AND
ADOPTING A COMPLAINT PROCEDURE FOR THE
LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

WHEREAS, the Vermilion Parish Police Jury has been awarded a Fiscal Year 2005 Louisiana Community Development Block Grant; and

WHEREAS, the Parish is committed to compliance with Section 504 and the Accessibility Standards for Disabled Persons for the Louisiana Community Development Block Grant Program as set forth by the federal government and the Louisiana Division of Administration; and

WHEREAS, the Parish requires the services of one person to coordinate compliance with non-discrimination requirements contained in the Department of Housing & Urban Development's regulations implementing Section 504 of the Rehabilitation Act of 1974, as amended; and

WHEREAS, the Parish desires to adopt a Section 504 Policy Statement; and

WHEREAS, the Parish desires to adopt complaint procedures for the Americans with Disabilities Act.

NOW, THEREFORE BE IT RESOLVED by the Vermilion Parish Police Jury that Mr. Hubert J. Faulk be appointed to coordinate the Section 504 efforts and act as the Accessibility Compliance Officer for the Louisiana Community Development Block Grant and perform all necessary tasks as associated with this position.

BE IT FURTHER RESOLVED that the attached Section 504 Policy Statement which includes Complaint Procedures for Section 504 and the Americans with Disabilities Act are hereby adopted.

THEREUPON, the above resolution was duly adopted.

RESOLUTION

2005-R-12

A RESOLUTION ADOPTING A RESIDENTIAL
ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN
AND APPOINTING MR. HUBERT J. FAULK
AS ANTIDISPLACEMENT/RELOCATION OFFICER
RELATIVE TO THE
LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the Vermilion Parish Police Jury has been awarded a Fiscal Year 2005 Louisiana Community Development Block Grant; and

WHEREAS, on October 1, 1988, new requirements for a Residential Antidisplacement and Relocation Assistance Plan under the Federal Housing and Community Development Act of 1974 became effective; and

WHEREAS, the U.S. Department of Housing and Urban Development will not award any Community Development Block Grant funds after October 1, 1988 unless a community adopts such a plan; and

WHEREAS, the Police Jury requires the services of one person to be the contact person relative to displacements and relocation pertaining to the Louisiana Community Development Block Grant program.

WHEREAS, it is the desire of the Police Jury to adopt such a plan and appoint such an officer.

NOW, THEREFORE, BE IT RESOLVED by the Vermilion Parish Police Jury that the attached Residential Antidisplacement and Relocation Assistance Plan is hereby adopted in connection with the Louisiana Community Development Block Grant Program.

BE IT FURTHER RESOLVED that Mr. Hubert J. Faulk is hereby appointed as the antidisplacement/relocation officer relative to the Louisiana Community Development Block Grant Program.

THEREUPON, the above resolution was duly adopted.

RESOLUTION

2005-R-13

A RESOLUTION GRANTING THE AUTHORITY
TO MR. HUBERT J. FAULK TO SIGN AND
SUBMIT ALL NECESSARY DOCUMENTS IN
CONNECTION WITH THE LOUISIANA
COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE
MULTI-PURPOSE COMMUNITY CENTER

WHEREAS, the Vermilion Parish Police Jury has been awarded a Fiscal Year 2005 Louisiana Community Development Block Grant Program in the amount of \$800,000.00 for a multi-purpose community center; and

WHEREAS, this federal grant program which is administered by the Louisiana Division of Administration involves a significant amount of documentation and reporting; and

NOW, THEREFORE BE IT RESOLVED by the Vermilion Parish Police Jury that the Honorable Hubert J. Faulk, President, is hereby authorized to sign and submit all of the necessary reports, studies, plans, contracts, the Environmental Review Record, the Contract Agreement with the Louisiana Division of Administration, and any other documents required in connection with the Fiscal Year 2005 Louisiana Community Development Block Grant Program.

THEREUPON, the above resolution was duly adopted.

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

RABIES AND ANIMAL CONTROL COMMITTEE
APRIL 13, 2005
ABBEVILLE, LOUISIANA

AS A RESULT OF A RABIES AND ANIMAL CONTROL COMMITTEE MEETING HELD ON APRIL 13, 2005, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the rehiring of Ms. Troyanne LeBlanc, as an animal warden, effective as of April 6, 2005, be ratified. It is further recommended that her salary to be set at Grade 6, Step 1. Replacing Mr. Gerald Istre who resigned.

2. It is recommended that the Police Jury approved the award of the contract in the amount of \$1175.00 to GOB Construction, Inc. to construct a concrete slab and block retaining wall for the fuel tank at the Rabies Control Center.

Respectfully submitted,
Wayne Touchet,
Chairman

Upon motion of Mr. Ronald Darby, duly seconded by Mr. Ravis Menard, and unanimously carried, the Police Jury approved the Section 5311 Monthly Activity Report for the month of March, 2005, as submitted by the Vermilion Council On Aging and directed the Secretary to submit the report to the Department of Transportation and Development for reimbursement in accordance with the contract agreement.

Upon motion of Mr. Ronald Darby, duly seconded by Mr. Gaulman Gaspard, and unanimously carried, the Police Jury approved proclaiming April, 2005, as "Fair Housing Month" and authorized the President to sign a proclamation.

Upon motion of Mr. Purvis Abshire, duly seconded by Mr. Ravis Menard, and unanimously carried, the Police Jury approved entering into an intergovernmental agreement with the Coulee Kinney Drainage District to improve a certain drainage in the Abadie Oaks Subdivision. The Police Jury will provide the labor and equipment to do the project.

The Police Jury's Legal Counsel, Mr. Paul Moresi, III, informed the Jury that he has received a copy of the Lafayette Parish noise ordinance and is modifying it to meet Vermilion Parish needs.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury directed the Secretary/Treasurer to send a letter to Mr. James Guilbeaux advising him that the Jury will not pick up the tree and branch pile he has created and that he must dispose of the material himself.

Juror Ravis Menard advised the Jury that Mr. Maxie Magnon wanted to develop a trailer park with public roads. He was advised that Mr. Magnon must follow the subdivision development regulations and can get information from the administrative office, etc.

A motion was made by Mr. Gaulman Gaspard, duly seconded by Mr. Carroll Duhon, and moved to form a commission to develop a Home Rule Charter document for consideration by the voters. The makeup of the commission would be 1 person from each Ward and 2 Jurors, and that the names should be presented at the Monday, May 2, 2005 regular meeting.

A substitute motion was made by Mr. Wayne Touchet, duly seconded by Mr. Minos Broussard, to defer the action until the next General Needs Committee meeting. A roll call vote was done on the substitute motion. Voting for the motion were Minos Broussard, Ronald

Darby, Wayne Touchet and Ravis Menard. Voting against the motion were Carroll Duhon, Mark Poche`, Ernal "E.J." Broussard, Edval Simon, Jr., Maxwell Chreene, Gaulman Gaspard, Purvis Abshire, T. J. Prejean, Jr., and Luther "Buster" Hardee, III. The substitute motion failed by a vote of 4 for, and 9 against.

The original motion by Mr. Gaulman Gaspard was then considered and passed with no objection.

Mr. Luther "Buster" Hardee, III, advised that he has a bridge structure on Elliot Road that has a 5-ton load limit he would like to replace with two (2), 8' diameter railroad tank culverts having a ½ " thick wall and rubber lined. Approximate cost is estimated to be \$5,500.00 each.

Upon motion of Mr. Luther "Buster" Hardee, III, duly seconded by Mr. Gaulman Gaspard, and unanimously carried, the Police Jury authorized obtaining quotes to furnish 2-8' x 38' used railroad tank cars. Cost to be paid from District No. 1 Funds.

Upon motion of Mr. Maxwell Chreene, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, there being no further business to be presented, the meeting was duly adjourned.

Secretary-Treasurer

President