

Police Jury Room
March 6, 2006
Abbeville, Louisiana

Minutes of a regular meeting of the Vermilion Parish Police Jury held on March 6, 2006, with President Mark Poche` presiding.

The meeting was called to order by Mr. Poche`, who asked (Ret.) General Robert 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. Ravis Menard
Mr. Minos Broussard	Mr. Hubert Faulk	Mr. Mark Poche`
Mr. Maxwell Chreene	Mr. Gaulman Gaspard	Mr. Edval J. Simon, Jr.
Mr. Ronald Darby	Mr. David C. Mayard	Mr. Wayne Touchet

Absent: Mr. Luther "Buster" Hardee, III, and Mr. T. J. Prejean, Jr.

Upon motion of Mr. Ronald Darby, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury authorized additions/changes to the agenda to allow Ms. Jackie Choate, Vermilion Parish Library Director to address the Jury.

Ms. Jackie Choate, Vermilion Parish Library Director, addressed the Jury that the 2006 Vermilion Parish Library's budget doesn't contain adequate funds for the expense to repair the Erath Library in the amount of \$68,164.00. The Library Board has instructed Ms. Choate to borrow money for the repairs. Ms. Choate is requesting that the Jury give her the authority to contact Mr. Lonnie Bewley with Foley & Judell, L.L.P. to prepare the necessary paperwork. Ms. Choate also informed the Jury that the money will be repaid back over a period of five (5) years.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury authorized Ms. Jackie Choate, Vermilion Parish Library Director, to contact Mr. Lonnie Bewley with Foley & Judell, L.L.P. to prepare the necessary paperwork to apply to borrow money for the repairs and professional fees for the Erath Library in the amount of \$72,000.00.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. David C. Mayard, and unanimously carried, the Police Jury authorized additions/changes to the agenda to allow Ms. Janice Macomber to address to the Jury.

Ms. Janice Macomber with "Keep Abbeville Beautiful" Committee addressed the Jury that Keep Louisiana Beautiful (KLB) is sponsoring the largest statewide anti-litter campaign during "Zero Tolerance For Litter" the weekend of March 10-12, 2006. Ms. Macomber thanked the Jury for a job well done.

Upon motion of Mr. Purvis Abshire, duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury authorized additions/changes to the agenda to allow Mr. Ed Henry to address the Jury.

Mr. Henry addressed the Jury relative to the pump performance for the South Airport Subdivision during Hurricane Rita. Mr. Henry advised the Jury that the pump ran when it was supposed to run and that the pump did not run out of fuel.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Purvis Abshire, and unanimously carried, the reading of the minutes of the February 21, 2006, meeting were dispensed with and were accepted

President Poche` read the following announcements:

- 1) The National Business Institute will hold a seminar "Reducing Worker's Compensation Claims and Costs In Your Company" on Friday, March 24, 2006 from 9:00 a.m. to 4:30 p.m. at Hotel Acadiana in Lafayette Louisiana.

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

Upon motion of Mr. Hubert J. Faulk, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury approved the issuance of Project Permit No. 1399-D to McMoRan Oil & Gas, to construct a drill site for the S. L. 18091 location "E", located in White Lake, in Election District No. 13, contingent upon approval of the emergency plan submitted to Vermilion Parish Homeland Security Office of Emergency.

Upon motion of Mr. Hubert J. Faulk, duly seconded by Mr. Gaulman Gaspard, and unanimously carried, the Police Jury approved the issuance of the following telecommunication permits:

- (A) BellSouth to furnish and install 100 feet of cable along Bamboo Road, in Election District No. 11.
- (B) BellSouth to furnish and install 300 feet of cable along North Airport, and Old Erath Road (Rodeo Road), in Election District No. 06.
- (C) BellSouth to furnish and install 50 feet of cable along Leroy and Jade Road, in Election District No. 02.

Upon motion of Mr. Hubert J. Faulk, duly seconded by Mr. Gaulman, and unanimously carried, the Police Jury approved Partial Payment No. 1 in the amount of \$10,000.00 to Yard Leveling Services, relative to the concrete slab for the new generator at the Courthouse.

Upon motion of Mr. Gaulman Gaspard, duly seconded by Mr. Ravis Menard, and unanimously carried, the Police Jury approved payment of Invoice No. 23086 in the amount of \$4,055.00 to Gulf Coast Aerial Mapping Co. for the aerial mapping services performed concerning the Louisiana Department of Environmental Quality (LDEQ) for the Solid Waste permit modification for the existing Subtitle D Cell and new expansion at the Solid Waste Facility.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. David C. Mayard, and unanimously carried, the Police Jury adopted a resolution to the U. S. Army Corps of Engineers expressing support for the construction of an increased protective embankment along the Gulf Intracoastal Waterway, in conjunction with the current USACE Acadiana Gulf of Mexico Access Channel (AGMAC) project, with dredged material used to create a higher embankment, to an elevation of 15` m.s.l., on the side determined to be most effective by the U. S. Army Corps of Engineers, and according to the plan of the Louisiana Coastal Protection and Restoration Project and the scoping meeting of the U.S. Army Corps of Engineers.

2006-R-06

Resolutions of Vermilion Parish

General Resolutions:

A resolution to the United States Army Corps of Engineers expressing support for the construction of an increased protective embankment along the Gulf Intracoastal Waterway, in conjunction with the current USACE Acadiana Gulf of Mexico Access Channel (AGMAC) project, with dredged material used to create a higher embankment, to an elevation of 15' m.s.l., on the side determined to be most effective by the U.S. Army Corps of Engineers, and according to the plans of the Louisiana Coastal Protection and Restoration Project and the scoping meetings of the United States Army Corps of Engineers.

A resolution to the State of Louisiana and to the Federal Emergency Management Agency expressing support for a new receiving neighborhood designated to receive those in Vermilion Parish who wish to move out of the areas below its 100-year flood plain as adjusted by the Federal Emergency Management Agency.

A resolution to the State of Louisiana and to the Federal Emergency Management Agency expressing support for a new receiving town designated to receive those in Vermilion Parish who wish to move out of the areas below its 100-year flood plain as adjusted by the Federal Emergency Management Agency.

A resolution to the State of Louisiana and to the Federal Emergency Management Agency that mitigation funds be employed to create detention basins in the form of canals and lakes, the spoil used to elevate land above the 100-year flood plain. The elevated land to be used as receiving areas for those in Vermilion Parish who wish to move out of the areas below its 100-year flood plain as adjusted by the Federal Emergency Management Agency.

A resolution to all governing bodies in Vermilion Parish, to include the Abbeville City Council, the Erath Town Council, and the Delcambre Town Council requesting that they recruit a biofuels plant to Vermilion Parish so as to provide a ready market for farm produce, thereby preserving an abundance of rural land.

A resolution to the State of Louisiana and to the Federal Emergency Management Agency and to all governing bodies in Vermilion Parish, to include the State of Louisiana, the Abbeville City Council, the Erath Town Council, and the Delcambre Town Council, requesting that a public-private entity be created to supply divisible land at or below cost to those who wish to move out of areas below Vermilion Parish's 100-year flood plain as adjusted by the Federal Emergency Management Agency.

A resolution to support and promote a Model Housing Square in Abbeville.

A resolution to the Louisiana Department of Transportation and Development requesting that it favor the historic alignment through Abbeville and Erath at all junctions of bypasses on State Highway 14.

A resolution to the Louisiana Department of Transportation and Development requesting that it support the construction of a four-lane highway from the City of Abbeville to the City of Jennings to encourage economic development and to establish an additional hurricane evacuation route for the two parishes.

A resolution to the State of Louisiana, the Abbeville City Council, the Erath Town Council, and the Delcambre Town Council requesting that they establish and maintain a Rural Agriculture Reserve.

A resolution to the Louisiana Department of Transportation and Development requesting that they require all development along State Highway 167 to be designed as new towns spaced along an otherwise pristine rural highway entering the Coastal Cajun Parishes, and limited so as not to displace investment for existing centers.

Resolutions Respecting the School Board:

A Resolution to support the Vermilion Parish School Board decisions:

- That the Henry Elementary School, as it is more than fifty percent damaged, be closed and the students reassigned to the Erath and Abbeville schools;
- That the Pecan Island Elementary School, which today serves only seventeen students, be closed;
- That the Forked Island - E. Broussard Elementary School be enclosed by levees;
- That the Seventh Ward Elementary School be enclosed by levees;
- That the Erath middle and High Schools be relocated to higher ground, north of Erath.

Resolutions Respecting the Port Authority:

A resolution supporting the Port Authority's intention to create an expanded and enhanced port for a safe haven harbor in Delcambre.

A resolution supporting the Port Authority's intention to request that the Federal Emergency Management Agency provide funds for the creation of the safe haven harbor in Delcambre.

A resolution supporting the Port Authority's intention to request that the U.S. Army Corps of Engineers dredge the channel from Lake Peigneur to the Gulf Intracoastal Waterway.

A resolution supporting the Port Authority's intention to pursue agreements with the Louisiana & Delta Railroad, Incorporated to extend the railroad lines to serve the port and serve for inter-modal exchange near the Safe Haven Harbor in Delcambre.

Resolutions Respecting the Town of Delcambre:

A resolution supporting the Town of Delcambre's intention to enhance and encourage commercial and retail uses at the recreational marinas and at the Safe Haven Harbor in Delcambre.

A resolution supporting the Town of Delcambre's intention to redesign and refurbish the festival grounds at the Safe Haven Harbor in Delcambre.

A resolution supporting the Town of Delcambre's intention to extend the canal and encourage that Recreational Vehicle parks be created along the Canal at the Safe Haven Harbor in Delcambre.

A resolution supporting the Town of Delcambre's intention to add a launching area for boats and a parking area north of State Highway 14 near the Safe Haven Harbor in Delcambre.

Upon motion of Mr. Edval Simon, Jr., duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury adopted the following ordinance for the wind and flood mitigation requirements prescribed in the 2003 Edition of the International Building Code and the International Residential Code.

Upon motion of Mr. Edval Simon, Jr., duly seconded by Mr. Purvis Abshire, and unanimously carried, the Police Jury amended the above motion to wait until Thursday, March 9, 2006 meeting before the Jury accepts the above ordinances.

Mr. Eugene Sellers, Sr. with Sellers & Associates, Inc. addressed the Jury requesting that Ms. Becky Broussard and Ms. Liz Girouard attended a hazard mitigation workshop. Vermilion Parish has 4.2 million dollars to do work such as acquisitions, elevation, retrofitting and relocation. Mr. Seller's informed the Jury that the homeowner would be responsible for 25% of the costs.

Ms. Liz Girouard with Sellers & Associates, Inc. advised the Jury that a land acquisition for hazard mitigation becomes the property of the Police Jury and becomes green space.

(Ret.) General Robert LeBlanc addressed the Jury relative to getting a whole street that was affected by the Hurricane, to participate in the hazard mitigation.

Mr. & Mrs. Calvin Broussard asked the Jury about this program. President Poche` informed the Broussard's to contact General LeBlanc at the Homeland Security Office of Emergency Preparedness.

Mr. Wayne Touchet asked if the contractors are using the International Building Codes (IBC) in the Parish. Mr. Sellers informed the Jury that the Parish has not adopted the ordinance yet.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury authorized Sellers & Associates, Inc. to advertise for the installation of a new gate and a 1,600 square foot office building at the Solid Waste Facility.

Upon motion of Mr. Ravis Menard., duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury approved construction plans & specifications of lots 1, 2, 3, and 4 for Vermilion Lake Subdivision, Phase I, located in Election District No. 11.

Upon motion of Mr. Ronald Darby., duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury ratified the Section 5311 Activity Report for the month of January, 2006 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. Eugene Sellers, Sr. with Sellers & Associates, Inc. addressed the Jury about sidewalks in subdivisions is prohibited in the subdivision ordinance. That typical section needs to be changed.

Upon motion of Mr. Hubert J. Faulk., duly seconded by Mr. Minos Broussard, and unanimously carried, Item No. 1 of the General Needs Committee Recommendations be amended that the subdivision ordinance reads that the land owner will be responsible for the construction and maintenance of the sidewalk on the land owner's lot in the subdivision.

Upon motion of Mr. Ronald Darby, duly seconded by Mr. Minos Broussard, and unanimously carried, Item No. 9 of the General Needs Committee Recommendations be amended to present the request at the next 911 Communication Committee meeting.

Upon motion of Mr. Gaulman Gaspard, duly seconded by Mr. Maxwell Chreene, and unanimously carried, Item No. 2 of the General Needs Committee Recommendations be amended to start a maintenance program for every pump station on a monthly basis in the Parish.

Upon motion of Mr. Gaulman Gaspard, duly seconded by Mr. Maxwell Chreene, and unanimously carried, Item No. 5 of the General Needs Committee Recommendations be amended to authorize Sellers & Associates, Inc. to acquire a cost estimate to rebuild a bridge on Hawk Road, in Election District No. 09.

Upon motion of Mr. Maxwell Chreene duly seconded by Mr. Wayne Touchet, 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
MARCH 1, 2006
ABBEVILLE, LOUISIANA

AS A RESULT OF A GENERAL NEEDS COMMITTEE MEETING HELD ON MARCH 1, 2006, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Police Jury amend the subdivision ordinance to change the construction of sidewalks on right of ways and not on private property.

2. It is recommended that the Police Jury authorize the Parish Road Supervisor to start a maintenance program for every area pump station on a weekly basis in the Parish.
3. It is recommended that the Police Jury adopt a resolution expressing their support for the construction of an increase protective embankment along the Intracoastal Waterway, with dredge material used to create a higher embankment to elevation 15 msl and the side determined to be most effective by the U. S. Army Corps of Engineers, and according to the plans of the Louisiana Coastal Protection and Restoration Project, and to the scoping meetings of the U. S. Army Corps of Engineers.

It is further recommended that the Police Jury amend the above resolution to include requesting the Louisiana Department of Transportation and Development to consider a (4) four lane from Abbeville to Jennings, a armed levee at Freshwater City and the AGMAC Channel.

4. It is recommended that the Police Jury approve the Act of Correction and Final Approval for the subdivision development identified as Seraphine Estates, Phase, II, in Election District No. 11.
5. It is recommended that the Police Jury authorize Sellers & Associates, Inc. to verify the dimensions that is needed to repair the bridge guard rails with rail guards located at the intersection of Cleo Road and Lionel Road.
6. It is recommended that the Police Jury authorize Mr. Vernice Lavergne, Mechanic Shop Supervisor to sign off on purchase orders up to \$5,000.00.
7. It is recommended that the Police Jury approve to purchase a welding machine, 250 Bobcat W/Kohler Engine, from TNT Welding Supply in the amount of \$3,100.00, being the lowest of (3) three bids. Cost to be paid from Parishwide Fund.
8. It is recommended that the Police Jury authorize that the next bids for the “Material For Parish Road Maintenance” period for July 1, 2006-December 31, 2006 specify one type of oil for the parish machinery.
9. It is recommended that the Police Jury requested the 911 Supervisor; Mr. Gabe Mathiews to contact Acadian Ambulance in reference to the response time report for the death of Mr. Ronald Darby’s step brother and report back the information at the next Police Jury meeting and have a representative from Acadiana Ambulance present.
10. It is recommended that the Police Jury approve to promote Mr. Robert Vincent and Mr. Lawless Broussard from a Grade 10 to Grade 11, because of a Class A CDL tankers endorsement license classification.

11. It is recommended that the Police Jury adopt an ordinance establishing a 35 mph speed limit on Cabrol Road for its entire length in Election District No. 2.
12. It is recommended that the Police Jury reappoint Mr. Curnal Cessac to the Southeast Waterworks District No. 2.
13. It is recommended that the Police Jury approve the cost estimate from Glenn Lege Construction in the amount of \$5,000.00 to furnish equipment and operator to clean the Exxon Landing Canal and material would be loaded into Parish dump trucks to be disposed of.
14. It is recommended that the Police Jury adopt an ordinance establishing a 30 mph speed limit on John Boudreaux Road for its entire length in Election District No. 6.
15. It is recommended that the Police Jury authorize to enter into an intergovernmental agreement with Coulee Baton Gravity Drainage District to remove certain culverts and improve a certain public drainage in the area of Mire Road and the Curtis Simon property. The Jury will provide the necessary equipment and labor for the project and the Drainage District will return a similar value of service at a later date.
16. It is recommended that the Police Jury ratify the insurance renewal with (LWCC) Louisiana Worker's Compensation Corp. insurance for the Fire Departments at a cost of \$9,210.00.
17. It is recommended that the Police Jury approve the following invoices submitted by Sellers & Associates, Inc:

<p>a) Invoice No. 8970 Amount of \$1,500.00 Professional Services FY'' 06-07 LCDBG – Water System Improvements</p>	<p>b) Invoice No. 8927 Amount of \$3,481.20 Hurricane Rita – Emergency Work</p>
<p>c) Invoice No. 8929 Amount \$1,625.50 Hurricane Rita – Floor Elevation</p>	<p>d) Invoice No. 8930 Amount of \$8,825.00 Hurricane Rita – Solid Waste Plant</p>
<p>e) Invoice No. 8985 Amount \$63.50 Multi-Purpose Arena</p>	<p>f) Invoice No. 8986 Amount \$454.50 Stake out Abshire Road</p>
<p>g) Invoice No. 8983 Amount \$63.50 Flood Protection Erath/ Bayou Tigre Area</p>	<p>h) Invoice No. 8984 Amount \$63.50 Truck Bypass Route Improvements in Gueydan</p>

i) Invoice No. 8982
Amount \$122.50
Equipment Specification
- Bulldozer

j) Invoice No. 8961
Amount \$1,227.25
Miscellaneous Engineering
Services – General

18. It is recommended that the Police Jury approve the purchase (1) One FTR Reporter Deck 2.1 Digital Recording System for the recordation of the Police Jury and committee minutes in the amount of \$5,205.75 includes installation and training.
19. It is recommended that the Police Jury accept Robert Trahan (Pvt.) Road into to the parish road system as a private road, in Election District No. 13.
20. It is recommended that the Police Jury authorize Sellers & Associates, Inc. to prepare an ordinance relative to the Louisiana Statue Act 12 of the Louisiana State Uniform Construction Code for Wind and Flood Provisions only for the 2003 International Residential Code.
21. It is recommended that the Police Jury approve payment of an Invoice from BellSouth in the amount of \$584.10 for damages which occurred on January 31, 2006 at the corner of E. Putman and N. Barras in Erath, Louisiana with Unit No. 420 from the Solid Waste Facility. Cost to be paid from 94` Sales Tax.
22. It is recommended that the Road Supervisor, Foreman's, Asst. Foreman's and excavator operators be authorized to attend the PIPELINE GROUP'S annual "Public Education-Contractor Awareness Program" to be held in Lafayette on Tuesday, March 14, 2005. It is further recommended that the Police Jury will approve (4) four hours of overtime.
23. It is recommended that the Police Jury adopt a resolution to request Congress to enact legislation that will authorize the Federal Emergency Management to allow Hazard Mitigation Grant Funds to be utilized for the construction of Levees within the Hazard Mitigation Grant Program.
24. It is recommended that the Police Jury appoint the following people to the Industrial Development Board:

Mr. Ronald Darby, Mr. Gerald Libersat, Mr. Steve Vincent, Mr. Johnny Boudreaux, Ms. Linda Zaunbrecher, Mr. Ray Landry, Mr. Gerald Broussard
25. It is recommended that the Police Jury approve the Vermilion Parish Library's request of February 27, 2006 to seek legislative action for making the Vermilion Parish Library's financially independent beginning January 2007 and also approve the repair to the Erath Library with a cost estimate from BEO Contractors in the amount of \$68,164.00.

Respectfully submitted,
Maxwell Chreene,
Chairman

In accordance with the General Needs Committee Recommendations, the following ordinances were adopted:

ORDINANCE

2006-O-04

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 John Boudreaux Road, in Election District No. 06.

SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby impose a 30 mph speed limit on John Boudreaux Road for its entire length.

SECTION II: BE IT HEREBY FURTHER ORDAINED, that the appropriate speed limit sign 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

2006-O-05

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 Cabrol Road, in Election District No.'s 2 and 11.

SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby impose a 35 mph speed limit on Cabrol Road for its entire length.

SECTION II: BE IT HEREBY FURTHER ORDAINED, that the appropriate speed limit sign 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.

In accordance with the General Needs Committee Recommendations, the following Resolutions were adopted:

Amendment Number 10
Subdivision Ordinance
Vermilion Parish

Adopted March 10, 1980
Revised March 6, 2006

ITEM 1

Section 3 - Preliminary Plat. Add the following item to be shown on the preliminary plat, under paragraph 2, when applicable.

- H. The proposed location and width of the sidewalks, when proposed to be constructed by either the developer or by the individual property owners at the time of construction of the residence. Refer to Section 6. General Standards for details on sidewalk location, construction standards, and perpetual maintenance requirements.

ITEM 2

Section 6 - General Standards. Add the following item under Subsection A. Streets, Alleys, and Easements.

12. Sidewalks may be constructed either in the public street right-of-way or in a sidewalk easement on the development property. If the situation allows, the sidewalk may be built in the public street right-of-way such that the development side edge of the sidewalk is on the right-of-way line and the four (4) foot sidewalk width is in the public right-of-way. If the situation exists where the sidewalk cannot be constructed within the street right-of-way as described above due to trees, drainage, topography, or right-of-way width, the sidewalk may be constructed in a minimum four (4) foot wide sidewalk easement and so designated on the preliminary plat. The sidewalk easement cannot be located within the utility easement. Sidewalk location must be considered at the time of preliminary approval so that provisions can be made for additional street right-of-way width, where necessary, or required sidewalk easements. Sidewalk location shall not interfere with the proposed roadside drainage facilities for either open or closed ditch improvements. The parish engineer may require additional right-of-way, other than those minimum requirements shown elsewhere in this ordinance, for sidewalk construction within the public street right-of-way. Sidewalks shall be a minimum of four (4) feet wide and be constructed to the following minimum design standards:

1. Minimum 2500 psi portland cement concrete, a minimum of four (4) inches thick.
2. Minimum 3/4" thick redwood expansion joint a maximum of every twenty eight (28) feet.
3. Scored contraction joints a maximum of every seven (7') feet.
4. Sidewalks across driveways will be six (6) inches thick.
5. Soil beneath sidewalk shall be undisturbed soil or if fill has been placed shall be compacted to 90% standard proctor.
6. Smooth finish, lightly scored by brush or broom Sidewalks, whether constructed within the public right-of-way or on the development property, shall be maintained by the individual property owners or an organized subdivision association. The restrictive covenants shall designate the legal responsibility for liability and maintenance of sidewalks within the development as well as enforcement for violations related to said responsibilities.

RESOLUTION

2006-R-13

WHEREAS, as authorized under Section 404 of the Roberts T. Stafford Disaster Relief and Emergency Assistance Act, the Hazard Mitigation Grant Program administrated by the Federal Emergency Management Agency provides grants to States and local governments to implement long-term hazard mitigation measures after a major disaster declaration, and

WHEREAS, the purpose of the program is to reduce the loss of life and property due to natural disasters and to enable mitigation measures to be implemented during the immediate recovery from a disaster, and

WHEREAS, the current Hazard Mitigation Grant Program does not allow for the utilization o funds for Flood Protection and Levee Protection, and

WHEREAS, Flood Protection and Levee Protection have been identified has hazards affecting coastal Louisiana in particular Vermilion Parish.

NOW, THEREFORE, BE IT RESOLVED, that the Vermilion Parish Police Jury does hereby request Congress enacts legislation that will authorize the Federal Emergency Management Agency to allow Hazard Mitigation Grant Funds to be utilized for the construction of Levees within the Hazard Mitigation Grant Program.

BE IT FURTHER RESOLVED, that the legislation provide that funds may be used if the Local Army Corps of Engineers is in agreement with the local project and they have assisted with the design of the project.

Secretary/Treasurer, Mr. Clay P. Menard, advised the Jury that the U. S. Army Corps of Engineers will have a meeting on the “Preparation of a Programmatic Impact Statement and Scoping” on Thursday, March 16, 2006 at 6:30 p.m. - 9:30 p.m. at the Cajundome in Lafayette, Louisiana. Mr. Tim Creswell and Mr. Maxwell Chreene will attend the meeting on behalf of the Police Jury.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Hubert J. Faulk, and unanimously carried, the Police Jury adopted a resolution expressing their opposition to the proposed revisions to the La. National Guard operations including the proposed closure of armories located in New Iberia, Jeanerette and Abbeville and further proposed consolidation of said battalions to only include (2) two in the state.

RESOLUTION

2006-R-12

WHEREAS, there is a current proposal which may include the closure of Louisiana National Guard Armories located in New Iberia, Jeanerette and Abbeville; and

WHEREAS, the 256th National Guard Battalion recently carried through with an eighteen (18) month tour of Iraq, during the current conflict with Iraq waged by the United States of America due to terrorism; and

WHEREAS, the local units of the Louisiana National Guard provide much-needed services to the areas that they serve, including assistance during declared emergencies, etc. and have provided a valuable service to all citizens of the United States by serving in the conflict with Iraq as soldiers continuing to oppose threats to the many freedoms enjoyed by all Americans, including service through physical conflict in foreign countries; and

WHEREAS, the proposed revisions to the Louisiana National Guard operations include the proposed consolidation of said Louisiana battalions to include only two (2) battalions in the State, which could be revised to eliminate battalions for combat, medical and engineering groups to leave only transportation battalions remaining.

NOW, THEREFORE, BE IT RESOLVED, that the Vermilion Parish Police Jury does hereby express its strong opposition to proposed revisions to the Louisiana National Guard operations, including the proposed closure of armories located in New Iberia, Jeanerette and Abbeville.

BE IT FURTHER RESOLVED, that the Vermilion Parish Police Jury does hereby further express its strong opposition to proposed further revisions to the Louisiana National Guard operations to include the consolidation of battalions throughout the State to include only two (2) battalions in the State, which could be revised to eliminate battalions for combat, medical and engineering groups to leave only transportation battalions remaining.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to the Governor of Louisiana, the Vermilion Parish Congressional Delegation, the Vermilion Parish Legislative Delegation and all Parish governments in the State of Louisiana requesting their support and assistance with this position.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Vermilion Parish Police Jury.

Upon motion of Mr. Hubert J. Faulk, duly seconded by Mr. Purvis Abshire, and unanimously carried, the Police Jury authorized the President, Vice-President, and Secretary/Treasurer to sign the release security pledges from the Jury's respective financial institutes.

Secretary/Treasurer, Mr. Clay P. Menard informed the Jury that a letter was received from FEMA informing the Jury that the DRC Center will close on March 15, 2006. FEMA will send a Mobile DRC on a weekly basis and is asking which day the Jury would prefer either Tuesday's or Thursday's.

Upon motion of Mr. Maxwell Chreene, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury authorized the Secretary/Treasurer to send a letter to FEMA informing them that the Police Jury has chosen Thursday's as the day for the Mobile DRC to come to Abbeville at the Vermilion Parish Office Complex (Old Hibernia Bank) on a weekly basis.

Legal Counsel, Mr. Paul Moresi, III informed the Jury that the Med-Express case has a trial date scheduled sometime in July 2006.

Mr. Moresi informed the Jury that the Supreme Court has made a decision on the public bid law and Mr. Moresi has sent Sellers & Associates, Inc. the information, so that the Parish is following the procedures.

President Poche` asked Legal Counsel about the Act 468 Recreation Tax situation.

Mr. Moresi informed the Jury that Mr. Lonnie Bewley with Foley & Judell is preparing the documentation for the Act 468 Recreation Tax.

Mr. Carroll Duhon asked Legal Counsel what the money can be used for.

Mr. Moresi informed the Jury that he is not clear where the money will go.

Upon motion of Mr. Ravis Menard, duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury authorized Legal Counsel, Mr. Paul Moresi, III to prepare legal transaction for the land swap at the Rabies Control Facility.

Upon motion of Mr. Maxwell Chreene, duly seconded by Mr. Gaulman Gaspard, and unanimously carried, the Police Jury authorized the Road Supervisor to place "No Dumping" and "No Fishing" signs off of Acorn Road, in Election District No. 09.

Upon motion of Mr. Maxwell Chreene, duly seconded by Mr. Gaulman Gaspard, and unanimously carried, the Police Jury authorized Legal Counsel, Mr. Paul Moresi, III to write a letter to Mr. Paul Ed Broussard concerning trash bins on right of ways on Acorn Road.

Upon motion of Mr. Hubert J. Faulk, duly seconded by Mr. Gaulman Gaspard, and unanimously carried, the Police Jury adopted the following ordinance establishing a 35 mph speed limit and Deaf Child Area on Russ Road, ¾ mile west from Isle Marrone Canal, in Election District No. 13.

ORDINANCE

2006-O-07

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 Russ Road, in Election District No. 13.

SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby impose a 35 mph speed Limit on Russ Road, ¾ mile west from Isle Marrone Canal, in Election District No. 13.

SECTION II: BE IT HEREBY FURTHER ORDAINED, that the appropriate speed limit and "Deaf Child Area" 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.

President Poche` asked the Jury if a letter could be sent to our State and Federal Delegation requesting to have the Bayou Tigre Canal cleaned out from Hurricane Rita.

Upon motion of Mr. Edval Simon, Jr., duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury authorized the Secretary/Treasurer to send a letter our State and Federal Delegation requesting to have Bayou Tigre Canal cleaned out from Hurricane Rita.

Upon motion of Mr. Ronald Darby, duly seconded by Mr. David C. Mayard, and unanimously carried, the Police Jury authorized that the policy regarding the use of two (2) days of sick leave per year for bereavement purposes be amended, and replaced that the employee will not be charged two (2) days of sick leave for bereavement purposes. The employee will receive to (2) days for bereavement purposes for family. For the purposes of this section "family" shall be defined as mother, father, brother, sister, spouse, son, daughter, step-son, step-daughter, grandchildren, father-in-law, mother-in-law, grandmother or grandfather.

Upon motion of Mr. Ronald Darby, duly seconded by Mr. David C. Mayard, and unanimously carried, the Police Jury authorized to add to the personnel policy that any employee that is subpoenaed for jury duty be paid their full salary for the days serving, provided that the employee provides documentation.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Minos Broussard, and unanimously carried, the Police Jury authorized the Secretary/Treasurer to order the necessary vehicle stickers for the Police Jurors and other reserved parking spaces around the courthouse.

President Poche` reminded the Jurors about the meeting on Thursday, March 9, 2006 in the Police Jury Meeting Room for the new building codes.

Secretary/Treasurer, Mr. Clay P. Menard informed the Jurors that Herod Village, Inc. will put on a production of the play, "Rosa's Children" on Sunday, March 12, 2006 at 3:00 p.m. at Abbeville High School.

Upon motion of Mr. Edval Simon, Jr., duly seconded by Mr. Ravis Menard, and unanimously carried, there being no further business to be presented, the meeting was duly adjourned.

Secretary-Treasurer

President