

Minutes of a regular meeting of the Vermilion Parish Police Jury held on June 2, 2008, with President Gerald Butaud presiding.

The meeting was called to order by Mr. Butaud, who asked Mr. Pervis Gaspard to lead the group in the Pledge of Allegiance. Following the pledge, the President asked for a moment of silent prayer or reflection. The President then reminded all present to turn all cell phones, pagers, etc. off or set to silent mode for the duration of the Police Jury meeting.

The following members were present:

Mr. Dane Hebert	Mr. Ronald Menard
Mr. Nathan Granger	Mr. Keith Meaux
Mr. Ronald Darby	Mr. Errol J. Domingues
Mr. Wayne Touchet	Mr. Gerald Butaud
Mr. Cloris J. Boudreaux	Mr. Chris Beraud
Mr. T. J. Prejean, Jr.	Mr. Pervis Gaspard
Mr. Leon Broussard	

Absent: Mr. Mark Poche'

Upon motion by Mr. T. J. Prejean, Jr., duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury approved amending the agenda to allow Mr. Charles Broussard and Mr. Jim Broussard to address the Police Jury.

President Butaud asked for a motion to close bids for the Official Journal and Printer of the Police Jury, and to authorize the opening of the bids.

Upon motion by Mr. Pervis Gaspard, duly seconded by Mr. Errol J. Domingues, and unanimously carried, the Police Jury closed the receipt of bids and authorized the opening of the bids.

<u>BIDDER</u>	OFFICIAL JOURNAL AND PRINTER FOR THE PERIOD OF JULY 1, 2008 THROUGH JUNE 30, 2009
Abbeville Meridional	First insertion at the rate of \$6.00 per square of 100 words and for all subsequent insertions, a rate of \$6.00 per square of 100 words. The circulation per issue of this newspaper is 5900.

Upon motion by Mr. Ronald Darby, duly seconded by Mr. Pervis Gaspard, and unanimously carried, the Police Jury approved the award of the Official Journal and Printer to the Abbeville Meridional for the period of July 1, 2008 through June 30, 2009.

Upon motion of Mr. Leon Broussard, duly seconded by Mr. Nathan Granger, and unanimously carried, the Police Jury approved dispensing the reading of the minutes of the regular meeting of May 19, 2008, and were accepted as presented.

President Butaud recognized Mr. Todd Vincent with Sellers & Associates, Inc., to present any business he had to the Jury.

Mr. Vincent presented four Letters of No Objection to be approved by the Jury.

Upon motion by Mr. T. J. Prejean, Jr., duly seconded by Mr. Cloris J. Boudreaux, with Juror Ronald Darby abstaining, the Police Jury approved the issuance of the following Letters of No Objection:

- (A) Cox Communication – To take down overhead line and bore under North Grosse Isle Road to correct an on-going problem, in Election District No. 06.
- (B) Millrich Properties – Proposed clearing of debris (existing tin shed) left from Hurricane Rita (2005), in Election District No. 13.
- (C) National Audubon Society – To conduct a research project to quantify (1) the ability of hydraulically delivered sediments (from micro-dredge) to restore degrading marshes, (2) the effects of different depths of added sediment and surface elevation change on marsh rehabilitation, and (3) the influence of different hydrologic conditions on marsh recovery, in Election District No. 09.
- (D) ExxonMobil Production Company – To dredge 4 separate areas in order to gain access to Platform 3, in Election District Nos. 09 and 13.

Mr. Vincent stated that the Final Permit Modification No. 9 was ready to be submitted, but required President Butaud signature. Mr. Vincent requested authorization for President Butaud to execute the Department of Environmental Quality Addendum to Permit Applications Form and any other documents to be submitted relative to Permit Modification No. 9 for the Solid Waste Plant.

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Keith Meaux, and unanimously carried, the Police Jury authorized President Gerald Butaud to execute the Department of Environmental Quality Standard Permit Application Form and any other documents to be submitted relative to Permit Modification No. 9 for the Solid Waste Plant.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Chris Beraud, and unanimously carried, the Police Jury approved payment of Partial Payment No. 11 to Glenn Lege Construction, Inc., in the amount of \$263,236.93, relative to the “2006-2007 Capital Improvements Program – Street Improvements”.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Chris Beraud, and unanimously carried, the Police Jury approved payment of Partial Payment No. 04 to Glenn Lege Construction, Inc., in the amount of \$602,706.46 relative to the “2006-2007 Capital Improvements Program-Phase II – Street Improvements”.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Leon Broussard, 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
MAY 28, 2008
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC ROAD COMMITTEE MEETING HELD ON MAY 28, 2008, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Police Jury authorize the Parish Road Supervisor to begin the hiring process for Mr. Anthony LeBlanc as a CDL Driver for the Area III Barn.
2. It is recommended that the Herbicide Program be funded Parishwide, by Election District.
3. It is recommended that the Police Jury authorize the Parish Road Supervisor to get bids off of State Contract for a new F-450 pickup truck with a 700 gallon tank for the sewer cleaner.
4. It is recommended that the Police Jury approve transferring Mr. Harold Strang from Parishwide to Area IV as a Mower Grader Operator and transferring Mr. Pat Vice from Area IV to Parishwide as a Mini-Excavator Operator.
5. It is recommended that the Police Jury approve the issuance of the following Project Permits:
 - (A) Project Permit No. 1553-P to Toce Energy, LLC to furnish and install 5,796 feet of one 2-inch pipeline to serve the J. Ledoux et ux No. 1 Well in Election District No. 14.
 - (B) Project Permit No. 1554-D to Pel-Tex Oil Company, LLC to construct and drill the BLM No. 1 and Structures, contingent upon the Emergency Plan being approved by the Vermilion Parish Office of Homeland Security/Emergency Preparedness, in Election District No. 10.
6. It is recommended that the Police Jury approve entering into an intergovernmental agreement with the Prairie Gregg Drainage District, whereby the Drainage District will provide the labor and equipment to install a flap gate at the irrigation canal on the east side at the end of Aldes Road and the Police Jury will provide the pipe and flap-gate as recommended by Sellers & Associates, Inc.
7. It is recommended that the Police Jury approve a grant of right-of-way for a 60' x 30' rectangular shaped turnaround located on the west side of Dubois Road, beginning approximately 1,010 feet south of the intersection of Dubois Road and Louisiana Highway 700, in Election District No. 12.
8. It is recommended that the Police Jury authorize the Administrator/Secretary-Treasurer to send a letter to Quality Equipment, Inc., with documentation of the warranty for the installation of the Area III boom mower, requesting that the warranty be honored and no charges be assessed for the repair.
9. It is recommended that the Police Jury approve payment of the attached bills that were submitted.
10. It is recommended that the Police Jury authorize Legal Counsel to draft an agreement to be used when entering private property to pick up concrete, rip-rap, and other items.

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Keith Meaux, and unanimously carried, the Police Jury amended Item No. 1 of the Public Works Committee Recommendations to read, "It is recommended that the Police Jury authorize Sellers & Associates, Inc. to prepare the necessary paperwork to advertise for bids for the "Latest Model Sanitary Landfill Dozer with Landfill Package".

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Nathan Granger, 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
MAY 28, 2008
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC WORKS COMMITTEE MEETING HELD ON MAY 28, 2008, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Police Jury authorize Sellers & Associates, Inc. to prepare the necessary paperwork to advertise for bids for a "Posi-Shell/Hydroseeder Applicator".
2. It is recommended that the Police Jury authorize Sellers & Associates, Inc. to submit a request to close-out and a detailed closure plan to the Louisiana Department of Environmental Quality in regards to the air-curtain destructor unit at the Solid Waste Facility.
3. It is recommended that the Police Jury accept the proposed Vermilion Parish Hurricane Protection Plan as the official Hurricane Protection Plan for Vermilion Parish.
4. It is recommended that the Police Jury award the only quote received to Big L Lawn Service, in the amount of \$300.00, relative to cleaning Lot 1 of Rosehill Subdivision, as outlined by Ordinance 2005-O-09.
5. It is recommended that the Police Jury approve payment of the attached bills that were submitted.
6. It is recommended that the Police Jury withdraw its support of the Port of Iberia Channel (AGMAC) unless adequate storm protection (spoil placement) measures are addressed and environmental and economic concerns are addressed.

It is further recommended that a letter be sent to the Legislative Delegation and the Corps of Engineers informing them of the Jury's intention to withdraw support.

7. It is recommended that the Police Jury approve advertising for bids from the public to purchase Unit No. CA-102 (1980 Ford 3600 35-hp Tractor with Front End Loader) with a minimum bid price of \$1,500.00.
8. It is recommended that the Police Jury authorize the Administrator/Secretary-Treasurer to prepare the necessary paperwork to advertise for bids for the "Latest Model Sanitary Landfill Dozer with Landfill Package".

Respectfully submitted,
Wayne Touchet,
Chairman

Upon motion by Mr. Ronald Darby, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury tabled Item No. 1 of the Finance Committee Recommendations until the next Finance Committee Meeting on June 11, 2008.

Upon motion by Mr. Nathan Granger, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury approved the Finance Committee Recommendations, as amended, and the appropriate officials were authorized to carry out the recommendations.

FINANCE COMMITTEE
MAY 28, 2008
ABBEVILLE, LOUISIANA

AS A RESULT OF A FINANCE COMMITTEE MEETING HELD ON MAY 28, 2008, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Police Jury approve a 1-step grade increase for Ms. Terry Broussard from a Grade 9, Step 8 to a Grade 9, Step 9.
2. It is recommended that the Police Jury award the lowest quote to Stine Lumber Company, in the amount of \$664.82, relative to materials and labor to remove the old carpet and install new carpet in the Administrator/Secretary-Treasurer's office in the Police Jury Administrative Office.
3. It is recommended that the Police Jury defer the proposed amended Crisis Leave Pool to Legal Counsel for review.
5. It is recommended that the Police Jury approve payment of Invoice No. 3136 from The Sellers Group, in the amount of \$2,242.91, relative to the "Multi-purpose Community Health Center". Cost to be paid from the Health Unit Maintenance Fund.
6. It is recommended that the Police Jury approve payment of the following invoices to the St. Helena Parish Sheriff's Department, relative to housing Vermilion Parish inmates:
 - A. February 2008
Date: 03/26/08
Amount = \$12,414.04
Cost to be paid from Gen'l Fund
 - B. March 2008
Date: 05/15/08
Amount = \$11,358.10
Cost to be paid from Gen'l Fund

It is further recommended that the Police Jury authorize Legal Counsel to send a letter with the attached check to the St. Helena Parish Sheriff's Department, stating that the Police Jury is not binding itself to any rate by making the payment for the housing of Vermilion Parish inmates.

7. It is recommended that the Police Jury approve payment of Invoice No. 36-13339 to Louisiana Testing & Inspection, Inc., in the amount of \$1,051.00, relative to the "Multi-

- purpose Community Health Center”. Cost to be paid from the Health Unit Maintenance Fund.
8. It is recommended that the Police Jury approve payment of Application No. 4 to Minvielle Lumber Co., Inc., in the amount of \$126,492.10, relative to the “Multi-purpose Community Health Center”. Cost to be paid from the Health Unit Maintenance Fund.
 9. It is recommended that the Police Jury approve payment of Invoice No. 36-13359 to Louisiana Testing & Inspection, Inc., in the amount of \$599.00, relative to the “New Henry Fire Station”. Cost to be paid from '76 Sales Tax.
 10. It is recommended that the Police Jury authorize Legal Counsel to review the breakdown provided by CCMSI relative to the amount owed due to a change in Worker’s Compensation coding.
 11. It is recommended that the Police Jury approve payment of the attached bills that were submitted.

Respectfully submitted,
Nathan Granger,
Chairman

Upon motion by Mr. Ronald Menard, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury approved the Rabies & Animal Control Committee Recommendations, as presented, and the appropriate officials were authorized to carry out the recommendations.

RABIES AND ANIMAL CONTROL COMMITTEE
MAY 28, 2008
ABBEVILLE, LOUISIANA

AS A RESULT OF A RABIES CONTROL COMMITTEE MEETING HELD ON MAY 28, 2008, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY’S CONSIDERATION:

1. It is recommended that the Police Jury authorize the Administrator/Secretary-Treasurer to contact Pace Cellular Communications relative to purchasing 3 cellular phones for the Rabies and Animal Control employees.

Respectfully submitted,
Ronald Menard,
Chairman

President Butaud recognized Mr. Charles Broussard to present his business to the Jury.

Mr. Broussard introduced himself to the Jury and thanked the Jury for their time. Mr. Broussard indicated that he was a rice and crawfish farmer and a cattleman in Vermilion Parish, and that all three of these industries are affected by saltwater intrusion. Mr. Broussard stated that he had read a statement made by Louisiana Senate Finance Committee Chairman, Mr. Mike Michot, in the Abbeville Meridional on Sunday, May 25. According to Mr. Broussard, Chairman Michot stated that there is a surplus of over one billion dollars in the state budget, and of that, over \$900 million should be spent on non-recurring problems in Louisiana.

Mr. Broussard suggested requesting surplus funds from the State to build up the levees from the Leman-Bowman Locks to the Seventh Ward Canal (approximately 3 miles) to prevent salt water intrusion.

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Errol J. Domingues, and unanimously carried, the Police Jury accepted the State of Emergency Declaration for Vermilion Parish as follows:

EMERGENCY DECLARATION

Vermilion Parish is declaring a State of Emergency due to the following:

- Enormous economic impact due to the inability to produce agricultural products in the Mermentau Basin as a result of the breach which is allowing saltwater intrusion which affects the following parishes, but not limited to:
 - Vermilion
 - Acadia
 - Jeff Davis
 - Calcasieu
 - Cameron
- Approaching hurricane season and the immediate threat to improved property (approximately 6,000 homes) south of LA Hwy 14 and the eminent hazard to public health and safety. This would include potential hazards to:
 - Roads and Bridges
 - Oil Industry
 - Non-Agricultural Businesses
- Threat of salt water contamination to the fresh water reservoirs resulting in the negative impact to:
 - Shrimp Industry
 - Crawfish Industry
 - Fishing and Hunting Industry
 - The re-establishment of a Whooping Crane Sanctuary

We have requested GOHSEP to assist us in expediting the emergency repairs from the Leman-Bowman Locks to the Seventh Ward Canal to prevent tidal waters from entering the Mermentau Basin.

President Butaud recognized Mr. Jim Broussard to present his business to the Jury.

Mr. Broussard stated that architecture of an area attracts people to that area as much or more than anything else. Mr. Broussard stated that we are extremely fortunate to have two beautifully architected structures in Abbeville to attract tourists, namely St. Mary Magdalene Church and the Vermilion Parish Courthouse. Mr. Broussard stated that is implicit upon the Police Jurors to protect the structural and architectural integrity of the Vermilion Parish Courthouse. Mr. Broussard further stated that the metal smoker's pavilion detracted from the architectural integrity of the Courthouse and requested it be removed.

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Keith Meaux, and unanimously carried, the Police Jury approved removing the smoker's pavilion at the Vermilion Parish Courthouse.

Upon motion by Mr. Cloris J. Boudreaux, duly seconded by Mr. Pervis Gaspard, and unanimously carried, the Police Jury ratified the amended Section 5311 Monthly Activity Report for the month of April 2008, as submitted by the Vermilion Council on Aging and direct the Administrator/Secretary-Treasurer to submit the report to the Department of Transportation and Development for reimbursement in accordance with the contract agreement.

President Butaud recognized Mr. Chris Theriot, Administrator/Secretary-Treasurer, to present his business to the Jury.

Mr. Theriot informed the Jury that at the Police Jury meeting of December 17, 2007, the Jury agreed to enter into an agreement with Milliman Consultants and Actuaries to provide GASB (Governmental Accounting Standards Board) 45 Analysis Services for the Police Jury at an estimated cost of \$10,000.00, relative to compliance with the GASB Act which went into effect January 1, 2008.

Mr. Theriot further informed the Jury that on Wednesday, May 28, the Administrative Office received an e-mail from Milliman Consultants which stated that the original proposal from Milliman assumed only one medical plan available to retirees. In light of the fact that there is both dental and life insurance available to retirees, the fees for the GASB 45 evaluation will increase by \$1,500.00.

Upon motion by Mr. Keith Meaux, duly seconded by Mr. Chris Beraud, and unanimously carried, the Police Jury approved entering into an agreement with Milliman Consultants and Actuaries to provide GASB 45 Analysis Services for the Police Jury at an amended cost of \$11,500.00.

Upon motion by Mr. Ronald Menard, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury ratified hiring the following individuals:

- (A) Mr. Doug Campbell – Part Time Mower Operator at the Area IV Barn at a rate of \$10.00 per hour.
- (B) Mr. Anthony LeBlanc – CDL Driver at the Area III Barn at a Grade 10, Step 0, with compensation for endorsements as outlined in the proposed drivers license scale for CDL drivers.

Upon motion by Mr. Chris Beraud, duly seconded by Mr. Dane Hebert, and unanimously carried, the Police Jury ratified the issuance of a temporary alcohol permit to the North Vermilion Youth Athletic Association (NVYAA) for a Co-Ed Invite Softball Tournament to be held on July 7-8, 2008 at Patriot Park, located at 11494 Louisiana Highway 699, Maurice, LA.

Upon motion by Mr. T. J. Prejean, Jr., duly seconded by Mr. Pervis Gaspard, and unanimously carried, the Police Jury approved entering into an intergovernmental agreement with the Seventh Ward Gravity Drainage District No. 2 to repair a plug on the Noel Property located in Election District No. 09 whereby the Police Jury will provide the necessary equipment and labor to repair the plug and the Seventh Ward Gravity Drainage District No. 2 will provide a similar value of service at a later date.

Upon motion by Mr. Pervis Gaspard, duly seconded by Mr. Dane Hebert, and unanimously carried, the Police Jury approved hiring Mr. Eric Trahan as a Part-Time Custodian as a Grade 9, Step 0.

President Butaud recognized Mr. Paul Moresi, III, Legal Counsel, to present his business to the Jury.

Mr. Moresi stated that he had looked into the circumstances regulating withdrawing a bid once it had been submitted. Mr. Moresi informed the Jury that the law states that only bids containing patently obvious, unintentional, and substantial mechanical, clerical or mathematical errors may be withdrawn if the bidder submits clear and convincing sworn written evidence of the error within 48 hours of the opening of the bids and he must also submit back-up information (calculations, etc.) to prove it was a good-faith mistake made when submitting the bid.

Mr. Moresi informed the Jury that he had contacted legal counsel for GOL Shooting Range, who stated that he had not received any correspondence from Mr. Moresi. Mr. Moresi then faxed a copy of the letter to the attorney, who informed him he will review the letter with his client. Mr. Moresi stated that he would inform the Jury of any further developments.

Upon motion by Mr. T. J. Prejean, Jr., duly seconded by Mr. Errol J. Domingues, and unanimously carried, the Police Jury approved the following appointments:

- (A) Mr. Johnny Choate – Vermilion Parish Tourist Commission (replacing Ms. Shirley Gremillion)
- (B) Ms. Leslie Mencacci – Vermilion Parish Tourist Commission (replacing Ms. Sue Butaud)

Upon motion by Mr. Nathan Granger, duly seconded by Mr. Pervis Gaspard, and unanimously carried, the Police Jury authorized Legal Counsel to send a letter to the new owner of Lot 1 of Victoria Acres Subdivision requesting he clean the property as outlined by Ordinance 2005-O-09.

Upon motion by Mr. Ronald Darby, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury approved recommending an individual to the newly formed Abbeville Recreation Board in the near future.

Upon motion by Mr. Ronald Menard, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury approved using the donated cement bridge on Mahogany Road in Election District No. 10.

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

Administrator/Secretary-Treasurer

President