

Minutes of a regular meeting of the Vermilion Parish Police Jury held on September 22, 2008, with President Gerald Butaud presiding.

The meeting was called to order by Mr. Butaud, who asked Mr. Errol J. Domingues 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. Chris Beraud	Mr. Ronald Menard
Mr. Ronald Darby	Mr. T. J. Prejean, Jr.
Mr. Wayne Touchet	Mr. Leon Broussard
Mr. Cloris J. Boudreaux	Mr. Gerald Butaud
Mr. Errol J. Domingues	Mr. Dane Hebert
Mr. Pervis Gaspard	Mr. Nathan Granger
Mr. Keith Meaux	

Absent: Mr. Mark Poche'

President Butaud requested a motion to close the receipt of bids for the "Sub-Title 'D' Cell/Area II-B – Grading Plan".

Upon motion by Mr. Pervis Gaspard, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury closed the receipt of bids for the "Sub-Title 'D' Cell/Area II-B – Grading Plan".

President Butaud recognized Ms. Liz Girouard, with Sellers & Associates, Inc.

Ms. Girouard stated that the bid opening had been postponed for 21 days, due to the fact that the individuals who would be bidding on the project were involved with other issues stemming from Hurricane Ike. The new bid date is Friday, October 10, 2008.

Upon motion of Mr. Pervis Gaspard, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury rescinded the motion to close the receipt of bids for the "Sub-Title 'D' Cell/Area II-B – Grading Plan".

Upon motion by Mr. Nathan Granger, duly seconded by Mr. Keith Meaux, and unanimously carried, the Police Jury authorized additions/changes to the agenda to allow Mr. Todd Miguez with Environmental Recovery Services (ERS) to address the Jury.

President Butaud recognized Mr. Chad Edwards, candidate for 15th Judicial District Judge, to address the Jury.

Mr. Edwards stated that his opponent has called him a rookie, but Mr. Edwards informed the Jury that he has a tremendous amount of trial experience. Mr. Edwards also stated that if by rookie, it was meant that he would work harder, implement new ideas, and change things that weren't working, then his opponent was absolutely right, he is a rookie.

Mr. Edwards stated that the solution for the housing of criminals, which is a huge problem for the Parish at this time, is to bring people to trial quicker and to change the way drugs are dealt with in Vermilion Parish. Mr. Edwards stated that convicting those guilty of drug offenses and incarcerating them does not solve the problem, as there are a multitude of people who are willing to break the law and get involved in drugs. Mr. Edwards asserted that the solution was a coordinated effort to address the children of the Parish before they got caught up in drugs and end up before the court.

Mr. Edwards stated that he had been in contact with most of the head football coaches in the Parish, who are willing to use their athletic departments as mentor programs for junior-high level children. Mr. Edwards informed the Jury that he had spoken with many ministers who have drug ministries, who would be willing to have first time drug offenders enroll into their ministry programs, get job training, and get a job.

Mr. Edwards informed the Jury that he would like to see the judicial branch provide the Jury with manpower for hurricane relief programs. Mr. Edwards stated that first time crack cocaine offenders are sentenced to 3 years in jail, suspended, with 3 years probation. Mr. Edwards stated that rather than 3 years probation, those individuals would work out of a halfway house for 3 years, providing the labor needed for hurricane protection programs.

Mr. Edwards concluded that he offered a different approach to make a difference in Vermilion Parish, and he thanked the Jury for their time this evening.

President Butaud recognized Ms. Lorie Zylicz, with Louisiana Land Trust, to address the Jury.

Ms. Zylicz stated that there are currently 41 properties in Vermilion Parish which are held in trust by Louisiana Land Trust. Ms. Zylicz informed the Jury that Louisiana Land Trust is the holding company for the Road Home Program, and they are responsible for maintaining the properties and providing security for the properties until the properties can be transitioned back into commerce within the Parish.

The properties can be transitioned back in one of two ways: (1) Louisiana Land Trust will transition back by means of public auction or "lot next door" program, or (2) the Parish could do a disposition plan, with 25% of the proceeds being given to affordable housing programs and approved at both the state and federal level. Ms. Zylicz stated that all of the proceeds from the profits will be put back into the Community Development Block Grant (CDBG). Ms. Zylicz informed the Jury that before the properties can be transitioned back into commerce within the Parish, they must undergo an environmental review, which is taking place at this time. Ms. Zylicz recommended that the Parish allow Louisiana Land Trust to dispose of the properties through public auction or through "lot next door" programs.

Ms. Zylicz stated that Louisiana Land Trust had forwarded a Cooperative Endeavor Agreement to the Jury's Legal Counsel, for review.

Mr. Paul Moresi, III, Legal Counsel, stated that he had reviewed the Cooperative Endeavor Agreement, and found it to be in order. Mr. Moresi informed the Jury that the agreement basically stated that the Louisiana Land Trust is in possession of the properties, and no taxes are being paid on the properties at this time. Mr. Moresi explained that when the Jury decides to allow the Louisiana Land Trust to auction the properties, another agreement will have to be signed at that time.

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Errol J. Domingues, and unanimously carried, the Police Jury approved entering into a Cooperative Endeavor Agreement with the Louisiana Land Trust which memorialized that the Louisiana Land Trust is in possession of those properties in Vermilion Parish which were mitigated by the Road Home Program and that taxes will not be paid on those properties at this time as they are ultimately the possession of the State of Louisiana.

President Butaud recognized Mr. Michael J. Bertrand, Vermilion Parish Registrar of Voters, to address the Jury.

Mr. Bertrand stated that his original intention for attending tonight's meeting was to discuss those precincts damaged by Hurricanes Gustav and Ike. However, after examining all of the precincts, there was no damage to any of the sites, and all will be available for the October 4, 2008 election.

Mr. Bertrand stated that early voting is going on right now, and the Registrar of Voters Office is open from 8:00 a.m. to 6:00 p.m. to facilitate those who wish to vote prior to the October 4 election.

Mr. Bertrand informed the Jury that the following legislation was passed during the last session of the Louisiana Legislature:

1. Residents of Louisiana who are 65 years or older are able to have ballots for those elections which affect them mailed to them prior to the election. The ballot request is indefinite and will continue until a ballot is returned to the Registrar of Voter's Office by the U. S. Postal Service as undeliverable.
2. The July election date has been eliminated.
3. Redistricting for governmental entities will occur in 2011. However, before the end of 2008, a resolution or ordinance must be adopted establishing the boundaries of all of the precincts.

President Butaud read the following announcements:

1. The Technical Committee for the Coastal Wetlands Planning, Protection and Restoration Act (CWPPRA) has rescheduled their September 10 meeting to October 9, 2008 at 9:30 a.m. at the U. S. Army Corps of Engineers District Assembly Room located at 7400 Leake Avenue, New Orleans.
2. The Region Seven Annual Meeting has been rescheduled for Tuesday, October 14, 2008 with a registration and social hour starting at 6:00 p.m. followed by the meeting and dinner at 7:00 p.m. in Harbor's Edge Pavilion at Prien Lake Park, 3650 West Prien Lake Road, Lake Charles. Please let Ms. Linda know if you are interested in attending no later than Tuesday, October 7, 2008.

Upon motion of Mr. Leon Broussard, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury approved dispensing the reading of the minutes of the regular meeting of September 22, 2008, and were accepted as presented.

President Butaud recognized Mr. Todd Miguez, with Environmental Recovery Services (ERS), to address the Jury.

Mr. Miguez stated that he is 90% complete with the first pass in Area I, 60% complete with the first pass in Area II, 60% complete with the first pass in Area III, and 35% complete with the first pass in Area IV.

Mr. Miguez informed the Jury that things seem to be going smoothly at this time, with few exceptions.

President Butaud recognized Ms. Liz Girouard, with Sellers & Associates, Inc., to address the Jury.

Ms. Girouard presented an invoice from ERS for vegetative debris pickup in the amount of \$35,210.70.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Nathan Granger, and unanimously carried, the Police Jury approved payment of Invoice No. 08-09-28549 to ERS, in the amount of \$35,210.70, relative to the debris pick-up from Hurricanes Gustav and Ike.

Ms. Girouard presented six drilling permits to be approved by the Jury.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Ronald Menard, and unanimously carried, the Police Jury approved the issuance of the following Project Permits:

- A. Project Permit No. 1563-D to Brammer Engineering, Inc., to drill and maintain the Trahan No. 1 Well, in Election District No. 11, contingent upon the emergency plan being approved by the Vermilion Parish Office of Homeland Security/Emergency Preparedness.
- B. Project Permit No. 1564-D to Peak Operating Company, to drill and maintain the VPSB-A Well No. 51, in Election District No. 13, contingent upon the Certificate of Responsibility and the Certificate of Insurance being received and the emergency plan being approved by the Vermilion Parish Office of Homeland Security/Emergency Preparedness.
- C. Project Permit No. 1565-D to BTA Oil Producers, LLC, to drill and maintain the Simon 1992 Family Trust et al Well No. 1, in Election District No. 02, contingent upon the emergency plan being approved by the Vermilion Parish Office of Homeland Security/Emergency Preparedness.
- D. Project Permit No. 1566-P to Walter Oil & Gas Corporation, to furnish and install 8,239 feet of one 2-inch flowline to serve the CAM 1-3 RB SUA, Duhon Well No. 1, in Election District No. 01.
- E. Project Permit No. 1567-D to Murphy Exploration & Production, to drill and maintain the Russell Adam Well No.1, in Election District No. 14, contingent upon the Certificate of Responsibility being received and the emergency plan being approved by the Vermilion Parish Office of Homeland Security/Emergency Preparedness.
- F. Project Permit No. 1568-P to Dynamic Exploration Partners, to furnish and install 3,649 feet of one 2-inch natural gas line to serve the Ruby Baudoin No. 1 Well, in Election District No. 03, contingent upon receiving the Certificate of Responsibility.

Upon motion by Mr. T. J. Prejean, Jr., duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury approved Contract Change Order No. 1 to adjust quantities to reflect as-built quantities for the “F.Y. 2006 LCDBG Water Distribution System Improvements – Cow Island Area” and to increase the contract by 202 days due to waiting to tie into the USDA project. Change Order reflects a decrease within the project in the amount of \$1,020.25, adjusting the contract price to \$512,642.25.

Upon motion by Mr. T. J. Prejean, Jr., duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury approved payment of Partial Payment No. 5 to Bihm Construction, Inc., in the amount of \$69,463.42, relative to the “F.Y. 2006 LCDBG Water Distribution System Improvements – Cow Island Area”.

Upon motion by Mr. Ronald Darby, duly seconded by Mr. Dane Hebert, and unanimously carried, the Police Jury adopted the following resolution accepting the project as complete and authorized the President to execute an Act of Acceptance from Bihm Construction, Inc., pertaining to the completion of the contract for the “F.Y. 2006 LCDBG Water Distribution System Improvements – Cow Island Area”.

Upon motion by Mr. Leon Broussard, duly seconded by Mr. Chris Beraud, and unanimously carried, the Police Jury amended the Public Road Recommendations to add, “It is recommended that the Police Jury authorize the Public Road Supervisor to investigate Lonnie Road, in Election District No. 10, relative to pipes installed in the right-of-way by Murphy Oil.”

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

PUBLIC ROAD COMMITTEE
SEPTEMBER 17, 2008
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC ROAD COMMITTEE MEETING HELD ON SEPTEMBER 17, 2008, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY’S CONSIDERATION:

1. It is recommended that the Police Jury authorize Legal Counsel to meet with Mr. Eugene Sellers with Sellers & Associates, Inc. to analyze Lake Shore Road to determine if it should be abandoned by the Police Jury.
2. It is recommended that the Police Jury approve hiring Ms. Sarah Guidry CDL Driver for the Area II Barn at a Grade 10, Step 0.
3. It is recommended that the Police Jury ratify the award of the lowest bid for debris pick-up relative to Hurricanes Gustav and Ike to Environmental Recovery Services (ERS).
4. It is recommended that the Police Jury authorize the Public Road Supervisor to have the Parishwide road crews to continue picking up debris throughout the Parish.
5. It is recommended that the Police Jury approve payment of Partial Payment No. 1 to Glenn Lege Construction, Inc., in the amount of \$39,665.31, relative to the “Damages to Guilliot and Roy Roads”.

6. It is recommended that the Police Jury approve Contract Change Order No. 14, relative to the “2006-2007 Capital Improvements Program – Street Improvements”. Change Order reflects a decrease within the project, in the amount of \$8,802.08.

It is further recommended that the Police Jury approve Partial Payment No. 13 to Glenn Lege Construction, Inc., in the amount of \$11,997.61, relative to the “2006-2007 Capital Improvements Program – Street Improvements”.

It is further recommended that the Police Jury adopt the following resolution accepting the project as complete, and authorize the President to execute an Act of Acceptance from Glenn Lege Construction, Inc., pertaining to the completion of the contract for the “2006-2007 Capital Improvements Program – Street Improvements”.

7. It is recommended that the Police Jury approve Contract Change Order No. 2, relative to the “2006-2007 Capital Improvements Program-Phase II – Street Improvements”. Change Order reflects an increase within the project, in the amount of \$13,639.82.

It is further recommended that the Police Jury approve Partial Payment No. 6 to Glenn Lege Construction, Inc., in the amount of \$27,604.55, relative to the “2006-2007 Capital Improvements Program-Phase II – Street Improvements”.

It is further recommended that the Police Jury adopt the following resolution accepting the project as complete, and authorize the President to execute an Act of Acceptance from Glenn Lege Construction, Inc., pertaining to the completion of the contract for the “2006-2007 Capital Improvements Program-Phase II – Street Improvements”.

8. It is recommended that the Police Jury ratify the lowest quote received to Chapman Construction Co., in the amount of \$5,000.00, relative to removing a tree located at 7628 Adier Road, which fell on the home during Hurricane Gustav.
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 ratify the lowest quote received to Abbeville Tree Service, in the amount of \$3,250.00, relative to removing a tree located at 746 Parkview, which fell on the home during Hurricane Gustav.
11. It is recommended that the Police Jury approve purchasing a grapple assembly from Scott Equipment Co., LLC, in the amount of \$12,535.70 for the Gradall at the Area III Barn.
12. It is recommended that the Police Jury adopt an ordinance establishing a 35 mph speed limit on Eddie Road, for its entire length, in Election District No. 14.

Respectfully submitted,
Errol J. Domingues,
Chairman

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

ORDINANCE

2008-O-27

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 Eddie Road, in Election District No. 14.

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

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

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

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

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

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

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Upon motion by Mr. Keith Meaux, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury amended Item No. 4 of the Public Works Recommendations to read, "It is recommended that the Police Jury approve receiving construction and demolition debris at the Solid Waste landfill at this time."

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Keith Meaux, and unanimously carried, the Police Jury amended the Public Works Recommendations to add, "It is recommended that the Police Jury authorize Sellers & Associates, Inc. to prepare the bid package for the collection of construction and demolition debris, white goods and household hazardous waste remaining from Hurricane Gustav and Hurricane Ike."

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Dane Hebert, 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
SEPTEMBER 17, 2008
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC WORKS COMMITTEE MEETING HELD ON SEPTEMBER 17, 2008, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Police Jury adopt a resolution requesting the Louisiana Public Service Commissioner request that Slemco move or raise those electric sub-stations which are located in flood zone areas.
2. It is recommended that the Police Jury authorize the Solid Waste Supervisor to purchase material from Landfill Service Corporation, in the amount of \$15,452.00, relative to the new Posi-Shell/Hydroseeder Applicator.
3. It is recommended that the Police Jury approve payment of Invoice No. 799A to Vince's Place, LLC, in the amount of \$31,562.70, relative to chipping/grinding of trees and branches at the Solid Waste landfill.
4. It is recommended that the Police Jury not receive construction and demolition debris at the Solid Waste landfill at this time.
5. It is recommended that the Police Jury award the contract to Dauterive Contractors for the 2007-2008 Vegetative Planting Project, being the only bid received on September 12, 2008.
6. It is recommended that the Police Jury ratify the adoption of Ordinance 2008-O-23, a State of Emergency ordinance providing for the establishment of "NO WAKE ZONES" in designated waters in the Vermilion River, from the City of Abbeville bridge located on Port Street south to Banker, for the installation of signs designating these zones; and to provide for other matters relative to Hurricane Ike.
7. It is recommended that the Police Jury ratify the adoption of Ordinance 2008-O-23, a State of Emergency ordinance providing for the establishment of "NO WAKE ZONES" in designated waters in all of Vermilion Parish on all waterways and roadways.
8. It is recommended that the Police Jury authorize Legal Counsel to respond to the attorneys who have requested public records, relative to the mandatory evacuation orders for Hurricane Gustav.
9. It is recommended that the Police Jury authorize Legal Counsel to amend the Mutual Aid Agreement sent to the Jury by the Louisiana Department of Agriculture to say that all hay and/or feed to be used to feed livestock in Vermilion Parish by handled by the Vermilion Parish County Agent's Office.

Respectfully submitted,
Wayne Touchet,
Chairman

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

ORDINANCE

2008-O-23

A STATE OF EMERGENCY ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF "NO WAKE ZONE" IN DESIGNATED WATERS IN THE VERMILION RIVER, FROM THE CITY OF ABBEVILLE BRIDGE LOCATED ON PORT STREET SOUTH TO BANKER, FOR THE INSTALLATION OF SIGNS DESIGNATING THESE ZONES; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO HURRICANE IKE.

BE IT ORDAINED by a State of Emergency by the President of the Vermilion Parish Police Jury.

SECTION 1: NO WAKE ZONES

The following described waterways are hereby designated as no wake zones within which watercraft shall not throw any type of wake or when such a wake is occurring from the City of Abbeville Bridge, located on Port Street, south to Banker in Vermilion Parish

Appropriate signs shall be erected and maintained along such waterways, and any vessel traveling thereon shall respect the signs so erected and maintained.

SECTION 2: WATERWAY IDENTIFICATION SIGNS AND NAVIGATIONAL AIDS

No person shall destroy, molest, damage, change or alter any sign or navigational aid placed along, or in, any water body within Vermilion Parish.

SECTION 3: PENALTY

Any person violating any of the provisions aforestated shall upon conviction be fined not less than one hundred dollars (\$100.00) nor more than three hundred dollars (\$300.00) or imprisoned for not more than thirty (30) days or both.

SECTION 4: DECLARATION

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal or unconstitutional, the remainder of said ordinance shall remain in full force and effect.

SECTION 5: IMPLEMENTATION

This ordinance is adopted due to a State of Emergency relative to Hurricane Ike.

Upon motion by Mr. Nathan Granger, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury amended Item No. 12 of the Finance Committee Recommendations to read, "It is recommended that the Police Jury amend the Intergovernmental

Agreement with the City of Abbeville to use A. A. Comeaux Recreation Center for the housing of citizens who may be evacuated from their homes as a result of hurricanes to add also using the A. A. Comeaux Recreation Center as a Disaster Recovery Center (DRC).”

Upon motion by Mr. Ronald Darby, duly seconded by Mr. Ronald Menard, and unanimously carried, the Police Jury amended Item No. 13 of the Finance Committee Recommendations to read, “It is recommended that the Police Jury approve hiring the following individuals as Part-Time Debris Monitors at a rate of \$15.00 per hour and mileage reimbursement at \$0.585 per mile, relative to Hurricane Gustav and Hurricane Ike:

- A. Mr. Harvey Derouen
- B. Ms. Sybil Duhon
- C. Mr. Joseph LeBouef
- D. Mr. Brooks Thibodeaux

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

FINANCE COMMITTEE
SEPTEMBER 17, 2008
ABBEVILLE, LOUISIANA

AS A RESULT OF A FINANCE COMMITTEE MEETING HELD ON SEPTEMBER 17, 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 advertise for quotes for the re-interment of displaced graves caused by Hurricane Ike.
2. It is recommended that the Police Jury authorize Legal Counsel to look into creating an ordinance to regulate the way human remains are interred in cemeteries that are located within flood zones.
3. It is recommended that the Police Jury approve participating in the Chenier Plain Symposium to be held January 8 and 9, 2009, in Lake Charles, LA and approve payment of the \$500.00 Sponsor Fee.
4. It is recommended that the Police Jury amend the contract with Sellers & Associates, Inc. and The Sellers Group to prepare worksheets and any other related documents necessary as well as engineering and/or architect services for recovery and restoration of damages for the Parish to include Hurricane Ike.
5. It is recommended that the Police Jury authorize Minvielle & Associates, Inc. to prepare the necessary paperwork, relative to applying for grant funding for the following two projects under the Fiscal Year 2009-2010 Capital Outlay Program:
 1. A \$3,800,000 grant for the Emergency Operations Center/Joint Communications Center.
 2. A \$2,400,000 grant for the Multi-purpose Arena.
6. It is recommended that the Police Jury approve payment of the following invoices to Sellers & Associates, Inc., relative to professional services provided:

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| <p>A. Invoice No. 0011233
Letters of No Objection
Date: 08/31/08
Amount = \$405.00</p> | <p>B. Invoice No. 0011234
Sanitary Landfill – Sub D
Date: 08/31/08
Amount = \$2,970.50</p> |
| <p>C. Invoice No. 0011235
Sanitary Landfill-Permit
Date: 08/31/08
Amount = \$9,862.27</p> | <p>D. Invoice No. 0011236
Sanitary Landfill-Reporting
Date: 08/31/08
Amount = \$850.00</p> |
| <p>E. Invoice No. 0011237
Sanitary Landfill-Basic Svcs
Date: 08/31/08
Amount = \$1,172.50</p> | <p>F. Invoice No. 0011238
Sanitary Landfill-Leachate Pump
Date: 08/31/08
Amount = \$6,150.00</p> |
| <p>G. Invoice No. 0011239
Sanitary Landfill Cover
Date: 08/31/08
Amount = \$1,575.00</p> | <p>H. Invoice No. 0011243
Misc. Engineering Svcs - Maps
Date: 08/31/08
Amount = \$3,692.50</p> |
| <p>I. Invoice No. 0011244
FEMA Remapping
Date: 08/31/08
Amount = \$4,962.75</p> | <p>J. Invoice No. 0011249
Columbus/Cedric Road Bridges
Date: 08/31/08
Amount = \$3,646.00</p> |
| <p>K. Invoice No. 0011250
Columbus/Cedric Road Bridges
Date: 08/31/08
Amount = \$2,120.00</p> | <p>L. Invoice No. 0011251
Columbus Road Bridge Design
Date: 08/31/08
Amount = \$27,130.67</p> |
| <p>M. Invoice No. 0011252
Cedric Road Bridge Design
Date: 08/31/08
Amount = \$25,445.01</p> | |

7. It is recommended that the Police Jury approve payment of Invoice No. MPM927510 to Deep South of Louisiana, in the amount of \$5,000.00, relative to an accident caused by a Parishwide employee.
8. It is recommended that the Police Jury approve payment of an invoice dated September 15, 2008 to Chapman Construction Co., in the amount of \$5,000.00, relative to removing a tree located at 7628 Adier Road which fell on the home during Hurricane Gustav.
9. It is recommended that the Police Jury approve payment of Invoice No. 98148896 to John Deere Government & National Sales, in the amount of \$16,439.04, relative to the purchase of two 8' rotary cutters for the Area I Barn and two 8' rotary cutters for the Area IV Barn.
10. It is recommended that the Police Jury approve installing 3mg High Speed Internet via Fiber at the Vermilion Parish Courthouse by Cox Business Services at a cost of \$750.00 per month and a one time installation fee of \$1,000.00.

11. It is recommended that the Police Jury approve payment of Invoice No. 4854 to the St. Charles Parish Sheriff's Department, in the amount of \$756.09, relative to housing Vermilion Parish inmates for the month of August 2008.

It is further recommended that the Police Jury authorize Legal Counsel to send a letter with the attached check to the St. Charles 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.

12. It is recommended that the Police Jury approve entering into an Intergovernmental Agreement with the City of Abbeville to use A. A. Comeaux Recreation Center for the housing of citizens who may be evacuated from their homes as a result of hurricanes, whereby:

- A. The City of Abbeville shall provide to the Jury the nonexclusive use of A. A. Comeaux Recreation Center as a shelter for a term of not more than ninety (90) days from the date of the declaration of the emergency
- B. The Vermilion Parish Police Jury shall accept the Recreation Center in an AS IS condition; assume responsibility for maintenance, supplies, and any damages done to the Recreation Center during the time of its possession thereof, and pay the City for all utilities consumed during the time it is used as a shelter.
- C. Each party agrees to hold the other harmless and indemnify same in the event its agents are found to be negligent and cause damage to any third person.
- D. Each party agrees that for purposes of interpretation, the authorship of the document shall not be construed against either the Jury or the City, notwithstanding the provisions of LSA-CC Art 2045.
- E. The agreement as written constitutes the entire agreement between the Jury and the City, and no agreements, unless reduced to writing or adopted as an executed amendment shall be binding.

13. It is recommended that the Police Jury approve hiring the following individuals as Part-Time Debris Monitors at a rate of \$12.50, relative to Hurricane Gustav and Hurricane Ike:

- A. Mr. Harvey Derouen
- B. Ms. Sybil Duhon
- C. Mr. Joseph LeBouef
- D. Mr. Brooks Thibodeaux

14. It is recommended that the Police Jury authorize Legal Counsel to proceed with the paperwork regarding the sale of the old Hollier Drug Store.

15. It is recommended that the Police Jury agree to accept the proposal to sell adjudicated property located in Forked Island to Mr. Earl Todd Dartez and Mrs. Terry Gaspard Dartez, for the price of \$5,000.00, with no warranty of title and in accordance with Parish Ordinance 2007-O-25. Description of the property is as follows: That certain tract of land being a lot of ground lying and being situated in the Parish of Vermilion, Louisiana, and being the north half of the north half of one superficial acre taken from southwest quarter of Section 7, Township 14 South, Range 2 East, bounded now or formerly as follows: north and west by Acadia Vermilion Rice Irrigation Company or assigns, south by Azra Campbell or assigns and east by public road; together with all buildings and improvements thereon situated and thereto appertaining, all as more fully shown as a tract of land containing .293 acres with the

dimensions and measurements and location shown on the plat of survey dated May 21, 1974, by J. E. Schexnaider & Associates, surveyor, attached hereto and made a part hereof.

Respectfully submitted,
Nathan Granger,
Chairman

Upon motion by Mr. Leon Broussard, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury approved payment of the following Ward 8 Cemetery charges for the period of August through October 2008, with costs to be paid from the Ward 8 Cemetery Fund:

- A. Diana G. Smith - \$300.00 – Record Keeping
- B. Custom Cuts Lawn Service, LLC - \$525.00 – Maintenance of Shell Beach Cemetery
- C. Lorphea Broussard - \$200.00 – Maintenance of Little Chapel Cemetery
- D. Custom Cuts Lawn Service, LLC - \$550.00 – Maintenance of Broussard Cemetery
- F. Custom Cuts Lawn Service, LLC - \$2,750.00 – Maintenance of Gueydan Cemetery
- G. Roy Fontenot - \$50.00 – Gueydan Cemetery Board Member Quarterly Per Diem
- H. William Hair - \$50.00 – Gueydan Cemetery Board Member Quarterly Per Diem
- I. Chad Bertrand - \$50.00 – Gueydan Cemetery Board Member Quarterly Per Diem
- J. Shelton Breaux - \$50.00 – Gueydan Cemetery Board Member Quarterly Per Diem

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

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Chris Beraud, and unanimously carried, the Police Jury ratified hiring Mr. Kenneth Broussard as a Part-Time Debris Monitor at a rate of \$15.00 per house and mileage reimbursement at \$0.585 per mile, relative to Hurricane Gustav and Hurricane Ike.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Nathan Granger, and unanimously carried, the Police Jury approved a temporary variance for a mobile home for David J. and Charlene Soirez at 3918 Olias Road, Erath for a period of 180 days (expiring March 21, 2009), allowing for the elevation of their existing home which was damaged by Hurricane Ike.

Upon motion by Mr. Chris Beraud, duly seconded by Mr. Dane Hebert, and unanimously carried, the Police Jury ratified the issuance of an alcoholic liquor permit to the North Vermilion High School Booster Club for the annual Parish Cajun Cook-Off to be held October 30-31 and November 1-2, 2008, at the Vermilion Parish Driving Range, located at 7611 U. S. Highway 167, Abbeville, LA, in Election District No. 1.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Nathan Granger, and unanimously carried, the Police Jury authorized Legal Counsel to send a letter to Champion Homes of Louisiana, LLC, 101 Waterview Road, Youngsville, relative to cleaning Lot No. 59 of Chateau Vermilion Subdivision (aka Meriah Estates), as outlined in Ordinance No. 2005-O-09.

Upon motion by Mr. Cloris J. Boudreaux, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury awarded the only quote received to Roselawn Monuments, in the amount of \$20,800.00, relative to the “Hurricane Ike 2008 – Re-interment of Human Remains”.

Upon motion by Mr. Ronald Darby, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury approved payment of Invoice No. 12962 to Menard's Marble & Granite, in the amount of \$1,150.00, relative to professional services provided to transport caskets from Rosehill and 7th Ward Cemeteries displaced by Hurricane Ike.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Dane Hebert, and unanimously carried, the Police Jury approved paying Partial Payment No. 2 to Vermilion Shell & Limestone, Inc., in the amount of \$2,494.80, relative to the "2006-2007 Capital Improvements Program – District 1 – Clay Road Drainage Improvements".

Upon motion by Mr. Dane Hebert, duly seconded by Mr. Nathan Granger, and unanimously carried, the Police Jury approved Contract Change Order No. 1 to adjust contract quantities to reflect as-built quantities for the "2006-2007 Capital Improvements Program – District 1 – Clay Road Drainage Improvements" and to increase the contract by 133 days due to inclement weather. The change order reflects a decrease in the project in the amount of \$429.00, adjusting the contract price to \$29,096.00.

Upon motion by Mr. Cloris J. Boudreaux, duly seconded by Mr. Pervis Gaspard, and unanimously carried, the Police Jury approved payment of Invoice No. 2889 to Jim's Tree Service, LLC, in the amount of \$645.00, relative to removing the tree on the Seventh Ward Fire Station property.

Mr. Theriot stated that a discussion was needed regarding the suspension of permits at the Solid Waste landfill. Mr. Theriot informed the Jury that the Solid Waste Supervisor wished to reinstate the issuance of permits and change the fee.

Mr. Ricky LeBlanc, Solid Waste Supervisor, stated that he felt the Jury should reinstate the issuance of permits, but limit contractors to 2-3 loads per permit for more accurate monitoring. Mr. LeBlanc stated that the current cost for a permit is \$100.00. Mr. LeBlanc stated that once a permit has been issued, contractors who dump debris at the landfill will be required to produce a copy of the permit, and a photocopy of their driver's license will be made. Once 2 loads have been dumped, another permit will be required for all subsequent loads.

Mr. Wayne Touchet suggested charging contractors a set amount per load.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Pervis Gaspard, and unanimously carried, the Police Jury agreed to adopt an ordinance whereby debris brought into the landfill by contractors will carry a minimum charge of \$50.00 to dump.

A lengthy discussion followed regarding contractors depositing debris into the Solid Waste landfill.

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Ronald Darby, and unanimously carried, the above motion was rescinded and a substitute motion was made to adopt an ordinance whereby debris brought into the landfill by contractors will be charged at \$5.00 per cubic yard with a minimum charge of \$50.00 per dump.

Another lengthy discussion followed regarding contractors depositing debris into the Solid Waste landfill.

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Errol J. Domingues, and unanimously carried, the above motion was rescinded and a substitute motion was made to adopt an ordinance whereby debris brought into the landfill by contractors will be charged a minimum

of \$50.00 per load for small containers and a minimum of \$100.00 per load for large containers (size determined by the Solid Waste Supervisor), effective immediately.

Upon motion by Mr. Dane Hebert, duly seconded by Mr. Nathan Granger, and unanimously carried, the Police Jury approved to waive the Police Jury fees for building permits for Hurricane Gustav and Hurricane Ike victims, effective immediately.

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

Mr. Moresi informed the Jury that he had mailed out the documents regarding the purchase of the old Hollier Drug Store, and was waiting for their return.

Mr. Moresi requested authorization for the President to sign the necessary documents for the sale of adjudicated property to Mr. and Mrs. Earl T. Dartez.

Upon motion by Mr. Pervis Gaspard, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury adopted a resolution and authorized the President to sign the necessary documents for the sale of that certain tract of land being a lot of ground lying and being situated in the Parish of Vermilion, Louisiana, and being the north half of the north half of one superficial acre taken from southwest quarter of Section 7, Township 14 South, Range 2 East, bounded now or formerly as follows: north and west by Acadia Vermilion Rice Irrigation Company or assigns, south by Azra Campbell or assigns and east by public road; together with all buildings and improvements thereon situated and thereto appertaining, all as more fully shown as a tract of land containing .293 acres with the dimensions and measurements and location shown on the plat of survey dated May 21, 1974, by J. E. Schexnaider & Associates, surveyor, attached hereto and made a part hereof.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Pervis Gaspard, and unanimously carried, the Police Jury authorized the President to sign the amended Mutual Aid Agreement sent to the Jury by the Louisiana Department of Agriculture, relative to the distribution of all hay and/or feed to be used to feed livestock in Vermilion Parish by the Vermilion Parish County Agent's Office.

Mr. Moresi requested authorization to re-draft all "No Wake Zone" ordinances to eliminate speed limits.

Upon motion by Mr. Nathan Granger, duly seconded by Mr. Chris Beraud, and unanimously carried, the Police Jury authorized Legal Counsel to re-draft all "No Wake Zone" ordinances to eliminate speed limits.

Mr. Gerald Butaud stated that he had received a call from Mr. Sherill Sagrera who reported that all the plugs for the spoil bank rehabilitation for the North Prong of Schooner Bayou had been washed out by Hurricane Ike. Mr. Butaud requested a motion to authorize Sellers & Associates, Inc. to pursue expediting the remaining work in regards to the spoil bank rehabilitation for the North Prong of Schooner Bayou.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury authorized Sellers & Associates, Inc. to pursue expediting the remaining work in regards to the spoil bank rehabilitation for the North Prong of Schooner Bayou, and to complete the necessary paperwork for an emergency permit with the Department of Natural Resources for the spoil bank rehabilitation for the North Prong of Schooner Bayou and 6-mile Canal if expediting the remaining work is not possible.

Upon motion by Mr. Keith Meaux, duly seconded by Mr. Pervis Gaspard, and unanimously carried, the Police Jury authorized the Environmental Protection Agency to clean the marsh areas of Vermilion Parish at no cost, relative to debris from Hurricane Ike.

Upon motion by Mr. Wayne Touchet, duly seconded by Mr. Nathan Granger, and unanimously carried, the Police Jury authorized Legal Counsel to proceed with the steps as outlined in Ordinance 2008-O-10, once the 30-day deadline has passed, relative to the property located at 1914 North State Street, in Election District No. 05.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury authorized the Public Road Supervisor and Mr. Errol J. Domingues to investigate cutting Aristede Road, in Election District No. 08, relative to installing jars to aid in the draining of a nearby coulee.

Upon motion by Mr. Keith Meaux, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury adopted an ordinance establishing a 35 mph speed limit on Sagera Road, for its entire length, in Election District No. 09.

ORDINANCE

2008-O-26

- 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 Sagera Road, in Election District No. 09.
- SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby impose a 35 mph speed limit on Sagera Road, for its entire length.
- SECTION II: BE IT HEREBY FURTHER ORDAINED, that the appropriate speed limit signs be installed in said area.
- SECTION III: BE IT HEREBY FURTHER ORDAINED, that for a first offense, a maximum penalty of a \$100.00 fine and/or a 10 day jail sentence be imposed at the discretion of the court for the first offense.
- BE IT HEREBY FURTHER ORDAINED, that for a second offense, a maximum penalty of a \$250.00 fine and/or a 10 day jail sentence be imposed at the discretion of the court.
- BE IT HEREBY FURTHER ORDAINED, that for a third offense, a maximum penalty of a \$500.00 fine and/or a 10 day jail sentence be imposed at the discretion of the court.
- SECTION IV: BE IT HEREBY FURTHER ORDAINED, that the Vermilion Parish Sheriff's Department be and is hereby requested and/or directed to enforce the speed limit by the use of radar and/or regular patrolling.

* * * * *

Upon motion by Mr. Ronald Darby, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury authorized Sellers & Associates, Inc. to perform a study on Sagrera Road, where Sagrera Road and Nelson Road intersect, relative to an abandoned drainage levee which is obstructing the view of motorists.

Mr. T. J. Prejean, Jr. thanked the Jury for all their help and support for the fundraiser held on Saturday, September 20, 2008 for his great-grandson.

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