

Police Jury Room  
October 20, 2008  
Abbeville, Louisiana

Minutes of a regular meeting of the Vermilion Parish Police Jury held on October 20, 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. Nathan Granger	Mr. Mark Poche'
Mr. Keith Meaux	

Absent: Mr. Pervis Gaspard

President Butaud read the following announcements:

1. The United States Department of Agriculture requests your presence at the ground breaking of the new service center location in Abbeville on Thursday, October 23, 2008 at 11:00 a.m. at 3221 Veterans Memorial Drive, Abbeville.

Upon motion of Mr. Nathan Granger, duly seconded by Mr. Dane Hebert, 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. Eugene Sellers, Sr., with Sellers & Associates, Inc., to address the Jury.

Mr. Sellers presented one Project Permit and two Letters of No Objection for the Jury's approval.

Upon motion by Mr. Errol J. Domingues, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury approved the issuance of the following:

- A. Project Permit No. 1570-D to Flex Energy, LLC to drill and maintain the Oak Bend, LLC No. 1 Well, in Election District No. 06, contingent upon the emergency plan being approved by the Vermilion Parish Office of Homeland Security/Emergency Preparedness.

- B. Letter of No Objection to Chevron Pipeline Company to maintain an existing 4-inch pipeline, in Election District No. 09, inside the coastal zone boundary.
- C. Letter of No Objection to Texas Petroleum Investment Company to re-work the existing N. D. Romaine No. 2 Well, in Election District No. 09, outside the coastal zone boundary.

Mr. Sellers reminded the Jury that the “Household Hazardous Waste Collection Day” will be held on November 22, 2008.

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  
OCTOBER 15, 2008  
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC ROAD COMMITTEE MEETING HELD ON OCTOBER 15, 2008, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY’S CONSIDERATION:

- 1. It is recommended that the Police Jury authorize the President to sign the necessary documents to request the State to award the grant monies in the amount of \$821,818.00 for F P & C Project No. 50-J57-02-02 for the “Drainage Improvements in the Erath/Bayou Tigre Area Bridge Replacements”.

It is further recommended that the Police Jury award the lowest bid received to Cecil D. Gassiott, LLC, in the amount of \$975,009.00, relative to the “Drainage Improvements in the Erath/Bayou Tigre Area Bridge Replacements” and that the Police Jury will cover the cost of the difference for the project, in the amount of \$153,191.00.

- 2. It is recommended that the Police Jury amend the following ordinances relative to “NO WAKE ZONES”, as presented by Legal Counsel:

- |                             |                            |
|-----------------------------|----------------------------|
| 1. Ordinance No. 1997-O-17  | E. Ordinance No. 2006-O-21 |
| 2. Ordinance No. 2004-O-04  | F. Ordinance No. 2007-O-11 |
| 3. Ordinance No. 2001-O-20  | G. Ordinance No. 2007-O-15 |
| 4. Ordinance No. 2006-O-16A | H. Ordinance No. 2008-O-19 |

- 3. It is recommended that the Police Jury accept Le Petite Village (Pvt) Road into the Parish Road system as a private road, in Election District No. 02.
- 4. It is recommended that the Police Jury approve payment to Dale White Construction, in the amount of \$500.00, relative to removing a tree on Guss Road, in Election District No. 02. Cost to be paid from Election District No. 02, Sub Road 2 of 2.

5. It is recommended that the Police Jury authorize the Parish Road Supervisor to install a road sign at Amar Menard (Pvt) Road, in Election District No. 13.
6. It is recommended that the Police Jury authorize the Parish Road Supervisor to install a “NO OUTLET” sign from Vic Road heading east to Min Road, in Election District No. 14.

Respectfully submitted,  
Errol J. Domingues,  
Chairman

In accordance with the Public Road Committee Recommendations, the following ordinances were adopted:

**AMENDMENT No. 1**  
**ORDINANCE**

**97-O-17**

AN ORDINANCE AMENDING ORDINANCE 97-O-17 ESTABLISHING  
“NO WAKE ZONES” IN DESIGNATED WATERS; TO PROVIDE FOR THE  
INSTALLATION OF SIGNS DESIGNATING THESE ZONES; AND  
TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

BE IT ORDAINED by the Police Jury of Vermilion Parish, in regular session convened on this 20<sup>th</sup> day of October, 2008, proceeding under its police power pursuant to the laws of the State of Louisiana, that the Vermilion Parish Police Jury hereby amends the Parish Ordinance No. 97-O-17 relative to establishing “NO WAKE ZONES” in designated waters.

BE IT FURTHER ORDAINED that it is the desire of the Vermilion Parish Police Jury to amend Ordinance No. 97-O-17 to have SECTION I read as follows:

SECTION 2. NO WAKE ZONE

The following described waterways are hereby designated as no wake zones within which watercraft shall not throw any type of wake except such wake that is necessarily generated by watercraft maintaining minimum steerage speed:

VERMILION RIVER

- A. That portion of the Vermilion River bordering on the western boundary of Irregular Section 3, T-14-S, R-3-E, a distance of approximately 3.5 miles south of the old Bancker Ferry crossing.

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

BE IT FURTHER ORDAINED that all other provisions of Ordinance No. 97-O-17, as amended, shall remain the same.

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**AMENDMENT No. 1**  
**ORDINANCE**

**2000-O-04**

AN ORDINANCE AMENDING ORDINANCE 2000-O-04 ESTABLISHING “NO WAKE ZONES” IN DESIGNATED WATERS; TO PROVIDE FOR THE INSTALLATION OF SIGNS DESIGNATING THESE ZONES; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

BE IT ORDAINED by the Police Jury of Vermilion Parish, in regular session convened on this 20<sup>th</sup> day of October, 2008, proceeding under its police power pursuant to the laws of the State of Louisiana, that the Vermilion Parish Police Jury hereby amends the Parish Ordinance No. 2000-O-04 relative to establishing “NO WAKE ZONES” in designated waters.

BE IT FURTHER ORDAINED that it is the desire of the Vermilion Parish Police Jury to amend Ordinance No. 2000-O-04 to have SECTION I read as follows:

SECTION 2. NO WAKE ZONE

The following described waterways are hereby designated as no wake zones within which watercraft shall not throw any type of wake except such wake that is necessarily generated by watercraft maintaining minimum steerage speed:

- B. That portion of the Bayou Tigre, beginning at the bridge located on Louisiana Highway 330 and extending easterly for a distance of approximately one (1) mile.

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

BE IT FURTHER ORDAINED that all other provisions of Ordinance No. 2000-O-04, as amended, shall remain the same.

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**AMENDMENT No. 1**  
**ORDINANCE**

**2001-O-20**

AN ORDINANCE AMENDING ORDINANCE 2001-O-20 ESTABLISHING “NO WAKE ZONES” IN DESIGNATED WATERS; TO PROVIDE FOR THE INSTALLATION OF SIGNS DESIGNATING THESE ZONES; AND

TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

BE IT ORDAINED by the Police Jury of Vermilion Parish, in regular session convened on this 20<sup>th</sup> day of October, 2008, proceeding under its police power pursuant to the laws of the State of Louisiana, that the Vermilion Parish Police Jury hereby amends the Parish Ordinance No. 2001-O-20 relative to establishing “NO WAKE ZONES” in designated waters.

BE IT FURTHER ORDAINED that it is the desire of the Vermilion Parish Police Jury to amend Ordinance No. 2001-O-20 to have SECTION I read as follows:

SECTION 2. NO WAKE ZONE

The following described waterways are hereby designated as no wake zones within which watercraft shall not throw any type of wake except such wake that is necessarily generated by watercraft maintaining minimum steerage speed:

VERMILION RIVER

C. That portion of the Vermilion River, beginning at the Woodlawn Bridge and extending northerly for a distance of approximately ½ mile to beyond Eagle Pass Subdivision.

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

BE IT FURTHER ORDAINED that all other provisions of Ordinance No. 2001-O-20, as amended, shall remain the same.

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**AMENDMENT No. 1**  
**ORDINANCE**

**2006-O-16A**

AN ORDINANCE AMENDING ORDINANCE 2006-O-16A ESTABLISHING “NO WAKE ZONES” IN DESIGNATED WATERS; TO PROVIDE FOR THE INSTALLATION OF SIGNS DESIGNATING THESE ZONES; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

BE IT ORDAINED by the Police Jury of Vermilion Parish, in regular session convened on this 20<sup>th</sup> day of October, 2008, proceeding under its police power pursuant to the laws of the State of Louisiana, that the Vermilion Parish Police Jury hereby amends the Parish Ordinance No. 2006-O-16A relative to establishing “NO WAKE ZONES” in designated waters.

BE IT FURTHER ORDAINED that it is the desire of the Vermilion Parish Police Jury to amend Ordinance No. 2006-O-16A to have SECTION I read as follows:

SECTION 2. NO WAKE ZONE

The following described waterways are hereby designated as no wake zones within which watercraft shall not throw any type of wake except such wake that is necessarily generated by watercraft maintaining minimum steerage speed:

D. That portion beginning at the Boston Canal (Don’s Boat Landing) launch located at 5515 West Louisiana Highway 688) and extending south for a distance of 1,000 feet.

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

BE IT FURTHER ORDAINED that all other provisions of Ordinance No. 2006-O-16A, as amended, shall remain the same.

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**AMENDMENT No. 1**  
**ORDINANCE**

**2006-O-21**

AN ORDINANCE AMENDING ORDINANCE 2006-O-21 ESTABLISHING “NO WAKE ZONES” IN DESIGNATED WATERS; TO PROVIDE FOR THE INSTALLATION OF SIGNS DESIGNATING THESE ZONES; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

BE IT ORDAINED by the Police Jury of Vermilion Parish, in regular session convened on this 20<sup>th</sup> day of October, 2008, proceeding under its police power pursuant to the laws of the State of Louisiana, that the Vermilion Parish Police Jury hereby amends the Parish Ordinance No. 2006-O-21 relative to establishing “NO WAKE ZONES” in designated waters.

BE IT FURTHER ORDAINED that it is the desire of the Vermilion Parish Police Jury to amend Ordinance No. 2006-O-21 to have SECTION I read as follows:

SECTION 2. NO WAKE ZONE

The following described waterways are hereby designated as no wake zones within which watercraft shall not throw any type of wake except such wake that is necessarily generated by watercraft maintaining minimum steerage speed:

E. That portion beginning at the Intracoastal Canal entering into the “Oaks Canal” to stall a sign facing south and install a sign facing north entering from the Vermilion Bay to “Oaks Canal”.

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

BE IT FURTHER ORDAINED that all other provisions of Ordinance No. 2006-O-21, as amended, shall remain the same.

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**AMENDMENT No. 1**  
**ORDINANCE**

**2007-O-11**

AN ORDINANCE AMENDING ORDINANCE 2007-O-11 ESTABLISHING “NO WAKE ZONES” IN DESIGNATED WATERS; TO PROVIDE FOR THE INSTALLATION OF SIGNS DESIGNATING THESE ZONES; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

BE IT ORDAINED by the Police Jury of Vermilion Parish, in regular session convened on this 20<sup>th</sup> day of October, 2008, proceeding under its police power pursuant to the laws of the State of Louisiana, that the Vermilion Parish Police Jury hereby amends the Parish Ordinance No. 2007-O-11 relative to establishing “NO WAKE ZONES” in designated waters.

BE IT FURTHER ORDAINED that it is the desire of the Vermilion Parish Police Jury to amend Ordinance No. 2007-O-11 to have SECTION I read as follows:

SECTION 2. NO WAKE ZONE

The following described waterways are hereby designated as no wake zones within which watercraft shall not throw any type of wake except such wake that is necessarily generated by watercraft maintaining minimum steerage speed:

- F. That portion beginning at the mouth of Vermilion Bay, from the Fuelman Camp, to the mouth of South Lake.

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

BE IT FURTHER ORDAINED that all other provisions of Ordinance No. 2007-O-11, as amended, shall remain the same.

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**AMENDMENT No. 1**  
**ORDINANCE**

**2007-O-15**

AN ORDINANCE AMENDING ORDINANCE 2007-O-15 ESTABLISHING “NO WAKE ZONES” IN DESIGNATED WATERS; TO PROVIDE FOR THE INSTALLATION OF SIGNS DESIGNATING THESE ZONES; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

BE IT ORDAINED by the Police Jury of Vermilion Parish, in regular session convened on this 20<sup>th</sup> day of October, 2008, proceeding under its police power pursuant to the laws of the State of Louisiana, that the Vermilion Parish Police Jury hereby amends the Parish Ordinance No. 2007-O-15 relative to establishing “NO WAKE ZONES” in designated waters.

BE IT FURTHER ORDAINED that it is the desire of the Vermilion Parish Police Jury to amend Ordinance No. 2007-O-15 to have SECTION I read as follows:

**SECTION 2. NO WAKE ZONE**

The following described waterways are hereby designated as no wake zones within which watercraft shall not throw any type of wake except such wake that is necessarily generated by watercraft maintaining minimum steerage speed:

G. That portion of the Boston Canal, starting at the first camp, then heading southbound.

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

BE IT FURTHER ORDAINED that all other provisions of Ordinance No. 2007-O-15, as amended, shall remain the same.

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**AMENDMENT No. 1**  
**ORDINANCE**

**2008-O-19**

AN ORDINANCE AMENDING ORDINANCE 2008-O-19 ESTABLISHING “NO WAKE ZONES” IN DESIGNATED WATERS; TO PROVIDE FOR THE INSTALLATION OF SIGNS DESIGNATING THESE ZONES; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

BE IT ORDAINED by the Police Jury of Vermilion Parish, in regular session convened on this 20<sup>th</sup> day of October, 2008, proceeding under its police power pursuant to the laws of the State of Louisiana, that the Vermilion Parish Police Jury hereby amends the Parish Ordinance No. 2008-O-19 relative to establishing “NO WAKE ZONES” in designated waters.

BE IT FURTHER ORDAINED that it is the desire of the Vermilion Parish Police Jury to amend Ordinance No. 2008-O-19 to have SECTION I read as follows:

**SECTION 2. NO WAKE ZONE**

The following described waterways are hereby designated as no wake zones within which watercraft shall not throw any type of wake except such wake that is necessarily generated by watercraft maintaining minimum steerage speed:

H. Hebert’s Landing, from the Landing heading south to the first canal; and

I. Toups’ Landing, from the Landing heading south to the first canal.

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

BE IT FURTHER ORDAINED that all other provisions of Ordinance No. 2008-O-19, as amended, shall remain the same.

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**ORDINANCE**

**2008-O-29**

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 Family Circle Road, in Election District No. 10.

SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby impose a 25 mph speed limit on Family Circle 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 “Watch for Children” signs be installed along Family Circle Road.

SECTION IV: 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 V: 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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Mr. Dane Hebert requested clarification for Item No. 9 of the Public Works Committee recommendations, which reads, "It is recommended that the Police Jury approve Sellers & Associates, Inc. to provide engineering services relative to the Coastal Impact Assistance Program."

Mr. Chris Theriot, Administrator/Secretary-Treasurer, explained that the Louisiana Recovery Authority needed, in exchange for grant money, a Coastal Impact Assistance Program Plan, which set priorities for different stages of the program. Mr. Theriot stated that in March of 2007, the Jury approved Sellers & Associates, Inc. to provide engineering services and to draw up the infrastructure plans for the CIAP project. At the time, a Request for Qualifications (RFQ) was not needed. During the process of approval, the Minerals Management Service of the U. S. Department of Interior, requested a RFQ for the project. As such, the Administrative Office advertised for RFQ's on Friday, September 26, 2008.

Mr. Nathan Granger asked Mr. Richard Minvielle, with Minvielle & Associates to explain the procedure to advertise for RFQ's.

Mr. Minvielle stated that he had sent out RFQ's for other programs for the Police Jury, but he was not involved in the RFQ's for the Coastal Impact Assistance Program. Mr. Minvielle explained that there are 2 different services that require a RFQ: engineering services and architectural services. Mr. Minvielle stated that the RFQ must be advertised in the local newspaper. For engineers and architects, the federal government states that you cannot ask for a price, it must strictly be a request for qualifications. They also state that you must have a system to evaluate the RFQ's received.

Mr. Mark Poche` stated that he would like to see a motion made to hire Minvielle & Associates, Inc. to draw up the scope of work to advertise for an engineering firm to provide engineering services relative to the Coastal Impact Assistance Program to be sent out to local engineers.

Mr. Nathan Granger stated that he would like to see a motion made to refer Item No. 9 of the Public Works Committee recommendations to Legal Counsel for review.

Upon motion by Mr. Nathan Granger, duly seconded by Mr. Mark Poche`, and unanimously carried, a motion was made to have a roll call vote to refer Item No. 9 of the Public Works Committee recommendations to Legal Counsel for review.

A roll call vote was taken with votes as follows:

Nay

Yeas

Mr. Ronald Darby  
Mr. Wayne Touchet  
Mr. Errol J. Domingues

Mr. Dane Hebert  
Mr. Chris Beraud  
Mr. Nathan Granger

Mr. Gerald Butaud  
Mr. Ronald Menard  
Mr. Cloris J. Boudreaux  
Mr. T. J. Prejean, Jr.  
Mr. Leon Broussard

Mr. Mark Poche`  
Mr. Keith Meaux

The vote was (5) five for and (8) eight against, the motion failed.

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

PUBLIC WORKS COMMITTEE  
OCTOBER 15, 2008  
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC WORKS COMMITTEE MEETING HELD ON OCTOBER 15, 2008, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that that the Police Jury approve payment to the Department of Environmental Quality, in the amount of \$200.00, relative to having Mr. Carlon Campbell, a Solid Waste Employee, tested and certified.
2. It is recommended that the Police Jury approve Change Order No. 1 for the "Debris Pick-up from Hurricanes Gustav and Ike" in the amount of \$484,457.50.
3. It is recommended that the Police Jury approve payment of Invoice No. 08-09-28722 to ERS, in the amount of \$27,429.70, relative to the "Debris Pick-up from Hurricanes Gustav and Ike".
4. It is recommended that the Police Jury approve payment of Invoice No. 08-09-28779 to ERS, in the amount of \$9,911.00, relative to the "Debris Pick-up from Hurricanes Gustav and Ike".
5. It is recommended that the Police Jury agree to pay 25% of the total cost for the voluntary demolition of private homes, through the Corps of Engineers.
6. It is recommended that the Police Jury approve amending Ordinance No. 2006-O-29, Regulating Arborists in the Unincorporated Areas of the Parish of Vermilion, as presented by Legal Counsel.
7. It is recommended that the Police Jury approve entering into an Intergovernmental Agreement with the Coulee Kinney Drainage District whereby the Police Jury will use its labor and equipment to change a culvert crossing in the area of Arbor Road in a public drainage and the Coulee Kinney Drainage District will return a similar value of service at a later date.
8. It is recommended that the Police Jury approve hiring Ms. Ashley Guidry as an Accounts Payable Clerk for the Public Works Facility, at a Grade 9, Step 0.

9. It is recommended that the Police Jury approve Sellers & Associates, Inc. to provide engineering services relative to the Coastal Impact Assistance Program.
10. It is recommended that the Police Jury reappoint Ms. Arlene B. White to the Vermilion Parish Tourist Commission for a 3 year term.
11. It is recommended that the Police Jury approve payment of the attached bills that were submitted.
12. It is recommended that the Police Jury authorize Legal Counsel to review Item No. 6 of the Public Road Committee Recommendations for October 1, 2008.
13. It is recommended that the Police Jury authorize the Administrator/Secretary-Treasurer to request quotes to clean the following properties, as outlined by Ordinance 2005-O-09:

A. 203 E. Woodman Road  
Abbeville, LA 70510  
Lillywood Subdivision

B. 207 E. Woodman Road  
Abbeville, LA 70510  
Lillywood Subdivision

Respectfully submitted,  
Wayne Touchet,  
Chairman

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

FINANCE COMMITTEE  
OCTOBER 29, 2008  
ABBEVILLE, LOUISIANA

AS A RESULT OF A FINANCE COMMITTEE MEETING HELD ON OCTOBER 29, 2008, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that the Police Jury approve a Grade Change for those custodians who are still classified as a Grade 8 to a Grade 9, and that the Grade change be retroactive to May 5, 2008, only if these positions were designated when all cost of living adjustments were made.
2. It is recommended that the Police Jury to approve payment of Invoice No. 17140 from Copy Service, Inc., in the amount of \$102.00, relative to printing costs for post cards for the Town Hall Meeting.
3. It is recommended that the Police Jury approve payment of the attached bills that were submitted.
4. It is recommended that the Police Jury approve payment of Invoice No. 3186 from The Sellers Group, in the amount of \$1,774.20, relative to professional services rendered for the

- observation of construction of the “Multi-Purpose Community Health Center”. Cost to be paid from Health Unit fund.
5. It is recommended that the Police Jury approve payment of Application for Payment No. 9 from Minvielle Lumber Co., Inc., in the amount of \$99,350.60, relative to the “Multi-Purpose Community Health Center”. Cost to be paid from Health Unit fund.
  6. It is recommended that the Police Jury adopt a resolution amending the Vermilion Parish Long Term Community Recovery Plan in connection with the Community Development Block Grant Disaster Recovery Program through the Louisiana Long Term Community Recovery Program.
  7. It is recommended that the Police Jury adopt a resolution certifying that the Urgent Need National Objective is being met under the Community Development Block Grant Disaster Recovery Program through the Louisiana Long Term Community Recovery Program.
  8. It is recommended that the Police Jury agree to settle the 2007 Workers Compensation Audit figure with Parish Government Risk Management Agency (PGRMA), in the amount of \$182,757.00, with the understanding that PGRMA will waive the 2006 Audit balance.
  9. It is recommended that the Police Jury approve payment of Invoice No. MPM936859 to Praetorian Specialty Insurance Company, in the amount of \$168.12, relative to an accident caused by a Parishwide employee.

Respectfully submitted,  
Nathan Granger,  
Chairman

President Butaud recognized Ms. Laura Robertson, with the Louisiana Office of Economic Development, to present her business to the Jury.

Ms. Robertson thanked the Jury for the opportunity to speak to them tonight. Ms. Robertson stated that for the Katrina/Rita recovery efforts, over 229,000 applications were received. In Vermilion Parish, there were 1,831 applicants for the Road Home Program. Of those, approximately 46 of those were Option II and Option III’s, with most being closed at this time.

Ms. Robertson stated that the next step in the process would be for the Police Jury to submit a Redevelopment Disposition Plan to the Louisiana Recovery Authority which states who would receive the properties in question, how the properties should be disposed of and how those properties should be maintained in the future (by Louisiana Land Trust or by the Vermilion Parish Police Jury). All income from the properties is put back into the LRA program as program income which must be used for eligible CDBG activities. Those funds are then designated to the Parish to be used for eligible CDBG activities.

Ms. Robertson informed the Jury that the Redevelopment Disposition Plan would also need to include designating responsibility to the Louisiana Land Trust, and outline the methods of disposal for the properties (auction, first right of refusal, etc.). Ms. Robertson also stated that the Jury would be responsible for the demolition of structures on properties.

President Butaud recognized Mr. David Touchet to present his business to the Jury.

Mr. Touchet requested clarification regarding Act 872 of the 2008 Regular Session of the Louisiana Legislature.

Ms. Robertson informed the Jury that Act 872 stated that (1) Selling property in excess of 5 acres was not required if the property was unimproved or regularly used for farming prior to Hurricanes Katrina or Rita, (2) Selling property was not required if the owner held an undivided ownership interest with family members as legal heirs, and (3) Selling property was not required if the owner had a divided interest in the property which is contiguous to 5 or more acres owned by the individual and his immediate family. This act also charged the Road Home Program to come up with a policy for large acreage lots. Ms. Robertson stated that they are in the process of developing the framework for such a policy, however, there is some fine tuning of language and definitions that must be accomplished.

Upon motion by Mr. Mark Poche`, duly seconded by Mr. Nathan Granger, and unanimously carried, the Police Jury referred prioritizing the items for the Louisiana Land Trust to the next Public Works Committee meeting scheduled for Wednesday, October 29, 2008.

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

Upon motion by Mr. Ronald Darby, duly seconded by Mr. Ronald Menard, and unanimously carried, the Police Jury adopted a resolution authorizing the execution of a right-of-way entry agreement to the U. S. Army Corps of Engineers for access to private properties to remove hurricane debris and dispose of the debris at the Solid Waste Facility.

Upon motion by Mr. Leon Broussard, duly seconded by Mr. Nathan Granger, and unanimously carried, the Police Jury referred the adopting of an ordinance regulating cemeteries and mausoleums in the unincorporated areas of Vermilion Parish to the next Public Works Committee meeting scheduled for Wednesday, October 29, 2008.

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

Upon motion by Mr. Chris Beraud, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury approved closing all Police Jury operations on Tuesday, November 4, 2008, due to the National Election which requires numerous Parish buildings to be utilized as precinct locations.

Upon motion by Mr. Leon Broussard, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury approved forwarding all costs associated with the Town Hall meeting scheduled for November 13, 2008 to the Finance Committee for payment approval.

Upon motion by Mr. Ronald Darby, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury authorized the President and the Administrator/Secretary-Treasurer to

sign the \$1 million dollar "Letter of Credit" for the Department of Environmental Quality, from First Guaranty Bank, at a fee of \$1,000.00, and a charge of 2% above the CD rate if accessed, and to sign any other necessary documents.

Upon motion by Mr. Cloris J. Boudreaux, duly seconded by Mr. Leon Broussard, and unanimously carried, the Police Jury approved payment of Invoice No. 4878 to the St. Charles Parish Sheriff's Department, in the amount of \$731.70, relative to housing Vermilion Parish inmates for the month of September, 2008 and authorized 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.

Upon motion by Mr. Ronald Menard, duly seconded by Mr. Dane Hebert, and unanimously carried, the Police Jury approved payment of Invoice No. S196510 to Louisiana Machinery, in the amount of \$39,429.75, relative to the purchase of a LeeBoy 400T Asphalt Roller with Towing Package for Parishwide.

Upon motion by Mr. Cloris J. Boudreaux, duly seconded by Mr. Ronald Menard, and unanimously carried, the Police Jury approved payment of Invoice No. 0011313 to Sellers & Associates, Inc., in the amount of \$9,844.75, relative to professional services rendered for the Corps of Engineers and Department of Natural Resources permit application (1<sup>st</sup> submittal) for the "North Prong-Schooner Bayou – Phase II" and authorized the Administrator/Secretary-Treasurer to sign the request for reimbursement for Sellers & Associates, Inc. and Tim Morton & Associates, Inc.

Upon motion by Mr. Leon Broussard, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury approved payment of Invoice No. X18366 to Scott Construction Equipment Co., LLC, in the amount of \$800.00, relative to hauling of a loaner Gradall provided while repairing the Parish's Gradall.

Upon motion by Mr. Dane Hebert, duly seconded by Mr. Chris Beraud, and unanimously carried, the Police Jury approved payment of Invoice No. 98172598 to John Deere Government & National Sales, in the amount of \$37,223.28, relative to the purchase of a JD6430 Cab Tractor for the Area IV Barn.

Upon motion by Mr. Leon Broussard, duly seconded by Mr. Cloris J. Boudreaux, and unanimously carried, the Police Jury authorized Legal Counsel to send a letter to Mr. Leonard Schexnaider, explaining that the matter of his neighbor's property draining onto his land is a civil matter.

Mr. Theriot informed the Jury that correspondence had been received from the Acadiana Criminalistics Laboratory which stated that they had received a \$500,000 windfall courtesy of Act 19 of the 2008 Regular Session of the Louisiana Legislature. The ACL is seeking \$200,000 of operating revenue from the municipalities/Parish governing bodies for their 2009 budget. They have offered two options to the municipalities/Parish governing bodies: (1) Paying an approximate amount of \$17,800 when budgets are prepared, or (2) Requesting no payment be made, and wait to see what happens next year for funding.

Upon motion by Mr. Ronald Darby, duly seconded by Mr. Leon Broussard, and unanimously carried, the Police Jury authorized the Administrator/Secretary-Treasurer to send a letter to the

Acadiana Criminalistics Laboratory requesting no payment be made by the Police Jury to cover the budget deficit, due to a windfall received by the Acadiana Criminalistics Laboratory, and to revisit the issue next year.

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

Mr. Moresi stated during the 2007 audit of Worker's Compensation premiums to PGRMA, it was determined that, due to some classification changes, the Jury owed an additional \$98,210.00 for 2006 and \$182,757.00 for 2007. Mr. Moresi reviewed the documents with the Administrator/Secretary-Treasurer, and when brought before the Jury for recommendation, the Jury's position was that they would not dispute the 2007 audit findings, but they would dispute the additional monies due for 2006 due to an agreement signed in 2005 which charged the Jury with additional amounts for 2006. Mr. Moresi stated that he had sent a letter to Mr. Roland Dartez, with the Police Jury Association, stating that the Jury agreed to pay the \$182,757.00 for 2007, but would not pay the \$98,210.00 for 2006. Mr. Moresi informed the Jury that he has received correspondence from Mr. Dartez, which accepted the Jury's offer to pay the monies owed for 2007 and which waived the amount owed for 2006. Mr. Moresi recommended putting this item in line for approval at the next Finance Committee meeting on October 29, 2008.

Mr. Moresi informed the Jury that quotes have been received for the repair of the traffic barrier on the east side of the Courthouse in the amount of \$12,000.00. The individual responsible for the damage of the barrier only had \$10,000 in coverage. Mr. Moresi informed the insurance company that once a check for \$10,000.00 and proof of the limited coverage were received, he would submit it to the Jury for approval.

Mr. Moresi stated that he has reviewed the ordinances dealing with Rabies Control. He suggested no changes to the old ordinance, but stated that the Rabies Control Supervisor had sent him a template for a new ordinance, which he will discuss with the Rabies & Animal Control Committee at their next meeting on October 29, 2008.

Mr. Moresi reminded the Jury of the request for an abandonment of a portion of Lakeshore Drive in Election District No. 14. Mr. Moresi stated that the individual seeking the abandonment had stated that there was no opposition to the abandonment, but after investigating there are still some landowners in the area who are lodging an objection to the abandonment. Mr. Moresi suggested the Jury not abandon the portion of Lakeshore Drive in question and requested authorization to send a letter to the landowners on Lakeshore Drive informing them of the Jury's decision.

Upon motion by Mr. Leon Broussard, duly seconded by Mr. Errol J. Domingues, and unanimously carried, the Police Jury denied the abandonment of the servitude on Lakeshore Drive, in Election District No. 14, and authorized Legal Counsel to send a letter to those landowners on Lakeshore Drive informing them of the Jury's decision.

Mr. Moresi stated that in the last session of the State Legislature, an act was passed which centralizes cable television franchises. In the past, municipalities and parishes would grant the non-exclusive cable television franchises. Now, whenever existing franchises expire, they will have to go through the Secretary of State's office to renew their franchise, who will, in turn, inform the Jury. This act also will allow the Jury to access a fee of up to 5% of the gross

revenues of the cable service provider as a franchise fee. Mr. Moresi stated that he will review the act again, and would report back to the Jury before the first of the year.

Mr. Moresi also informed the Jury that he is looking into Item No. 6 of the Public Road Committee recommendations of October 1, 2008 which stated: "It is recommended that the Police Jury require that all road crew employees bring their lunch to work and no employee of the road crew be allowed to go home for lunch." Mr. Moresi stated that he has been in contact with an attorney specializing in employment law, and would report his findings to the Public Road Committee at their next meeting of October 29, 2008.

President Butaud informed the Jury that he attended the last Vermilion Parish School Board meeting and spoke with the Board regarding using the property owned near Kaplan High School for a multi-purpose arena. Mr. Butaud stated that the School Board requested the Jury table the issue for now, and they will revisit it before the end of 2008.

President Butaud also stated that he had attended a tour of the levees in Lafourche Parish. Mr. Butaud stated that he, the Administrator/Secretary-Treasurer, and the Director for the Office of Homeland Security/Emergency Preparedness had met with Mr. Wendell Curole who conducted the tour of the levees. Mr. Butaud stated that, in his opinion, Lafourche Parish is 20 years ahead of Vermilion Parish with their levee systems and pump stations. Mr. Butaud stated that Mr. Curole has agreed to be a presenter at the Town Hall meeting on November 13, 2008.

Upon motion by Mr. Ronald Menard, duly seconded by Mr. Keith Meaux, and unanimously carried, the Police Jury adopted an ordinance establishing a 25 mph speed limit on Family Circle Road, for its entire length, and approved installing "Watch For Children" signs along Family Circle Drive, in Election District No. 10.

Upon motion by Mr. Ronald Menard, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury authorized Sellers & Associates, Inc. to perform a drainage study at the corner of Indigo Road and Louisiana Highway 14, in Election District No. 10.

Mr. Ronald Darby informed the Jury that Mayor Mark Piazza will hold a prayer breakfast at St. Theresa Church on Saturday, November 1, 2008 at 7:30 a.m.

Mr. Leon Broussard stated that in 2005, he lost 200 acres of rice to saltwater intrusion from Hurricane Rita. Mr. Broussard also stated that in 2008, he lost 100 acres of rice to saltwater intrusion from Hurricane Ike. Mr. Broussard stated that he felt it was time for the Jury to quit talking about hurricane protection and time to take action.

Mr. Wayne Touchet informed the Jury that Senator David Vitter would be in Delcambre tomorrow, October 21, at 4:30.

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