

**MINUTES
POINTE COUPEE PARISH POLICE JURY
June 12, 2018**

The Pointe Coupee Parish Police Jury met in regular session at 5:30 p.m. Tuesday, June 12, 2018, at the Courthouse Annex in the Police Jury Meeting Room, New Roads, Louisiana.

President Olinde called the meeting to order and directed Secretary Gerrie Martin to call the roll:

PRESENT: Messrs. Mitch Langlois, Charles Watkins, Gordon Taylor, Cornell Dukes, J. A. Bueche, Justin Cox, Edward Bazile, Kurt Jarreau and Kyle Olinde. Arrived after roll call: Messrs. Stephen Smith and Anthony Hurst.

ABSENT: Mr. Glenn Cline.

AMEND AGENDA

Motion by Mr. Dukes and seconded by Mr. Langlois:

RESOLVED, That the agenda be amended for inclusion of the following:

- Discussion of enforcement of curfew ordinance for certain minors.
- Resolutions:
 - Approve invoice for FR EcoSystem Restoration - Phase II North Plats Project.
 - Accept proposal from Crawler Supply for repairs to a tractor.

The President called for a roll call vote that resulted as follows:

YEAS: Messrs. Langlois, Watkins, Taylor, Dukes, Bueche, Cox, Bazile, Jarreau and Olinde.

NAYS: None.

ABSENT: Messrs. Smith, Cline and Hurst.

On a vote of 9-0-3, the motion carried.

15 MINUTES OF PUBLIC COMMENTS

There were no public comments.

ADOPT MINUTES

Motion by Mr. Langlois and seconded by Mr. Watkins:

RESOLVED, That the minutes of May 22, 2018 meeting be adopted as presented and published in the official journal.

Unanimously carried.

DISCUSSION & CONSIDERATION OF CREATING A SOFT ZONE AT UNION PACIFIC RAIL YARD OFF OF LA HWY. 77 AT MARINGOUIN

Juror Cox commented on a request from Mrs. Melodie Miletello for the Jury to consider creating a soft zone at the Union Pacific Rail Yard off of LA Highway 77 at Maringouin. Juror Cox reported on discussion with Engineer Drew Tessier of Union Pacific about the requirements needed to create a soft zone, and the nine (9) reasons for a train to blow its horn.

Mrs. Miletello voiced her concerns about the constant disturbance and blowing of the horn at the rail yard that has affected her health and life, and the need to create a soft zone in the area.

After discussion, Juror Cox will present additional information from Union Pacific and will update the Jury about this matter.

DISCUSSION & CONSIDERATION OF PROBLEMS WITH SOLID WASTE COLLECTIONS IN THE PARISH BY REPUBLIC SERVICES

Juror Dukes deferred discussion of this matter until their next meeting.

ADOPT THE MILLAGE RATE(S)

President Olinde read and presented the following resolution to adopt the millage rate(s) for 2018. There were no changes in the millage(s) since last year because all taxing districts were at their maximum, with the exception of Pointe Coupee Parish Sewerage District No. 3A. They have reduced their millage, due to their bond debt service.

Motion by Mr. Bazile and seconded by Mr. Hurst:

RESOLVED, That the following millage(s) are hereby levied on the 2018 tax roll on all property subject to taxation by the Parish of Pointe Coupee:

	<u>MILLAGE</u>
Parish Tax	3.42 mills
Parish Tax in Town of Livonia	3.42 mills
Parish Tax in City of New Roads	1.71 mills
Fire District No. 1 (Maintenance & Operations)	2.99 mills
Fire District No. 1 (Acquisitions & Maintenance)	3.51 mills
Fire District No. 2 (Maintenance & Operations)	3.81 mills
Fire District No. 2 (Additional Funding)	1.35 mills
Fire District No. 3 (Maintenance & Operations)	2.97 mills
Fire District No. 3 (Additional Funding)	3.00 mills
Fire District No. 4	10.91 mills
Fire District No. 5	5.00 mills
Library Maintenance Tax	4.03 mills
Sewerage District No. 3A	18.85 mills
Water District No. 1	4.52 mills

;and be it

RESOLVED further, That the proper administrative officials of the Parish of Pointe Coupee, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2018, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

The foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: Messrs. Cox, Bazile, Hurst, Jarreau, Langlois, Watkins, Taylor, Dukes, Smith, Bueche and Olinde.

NAYS: None.

ABSTAIN: None.

ABSENT: Mr. Cline.

On a vote of 11-0-0-1, the motion carried.

DISCUSSION & CONSIDERATION OF CONDEMNATION OF AN ABANDONED STRUCTURE LOCATED AT 8957 ISLAND ROAD, VENTRESS, LA OWNED BY ROBERT OLINDE

President Olinde commented on a report received from Certified Building Official Tommy Leonard concerning the condemnation of an abandoned structure located at 8957 Island Road at Ventress owned by Robert Olinde is in bad condition and a potential hazard for human occupancy.

Motion by Mr. Cox and seconded by Mr. Hurst:

RESOLVED, That an abandoned structure located at 8957 Island Road at Ventress owned by Robert Olinde be condemned; and be it

RESOLVED further, That a public hearing be held Tuesday, July 10, 2018 at 5:30 p.m. for the condemnation of an abandoned structure owned by Robert Olinde.

Unanimously carried.

DISCUSSION & CONSIDERATION TO FUND PAYMENT OF EMPLOYEES AS A PART-TIME LABORER TO SUPERVISE PERSON'S PERFORMING COMMUNITY SERVICE HOURS FOR THE LITTER ABATEMENT PROGRAM

President Olinde requested approval of the Jury to fund payment of employees as a part-time laborer to supervise person's performing community service hours sentenced by the judge to collect litter off highways in the parish for the Litter Abatement Program.

Juror Smith commented on the Jury's submittal of a 2018-2019 Keep Louisiana Beautiful Healthy Communities Grant that will assist with funding the Litter Abatement Program in the parish. Notification about the status of the application should be received this month.

Treasurer Becky Mayeux confirmed funds are available in the Solid Waste Fund, and will be allocated in the 2019 budget for this service.

After further discussions, the following resolution was offered:

Motion by Mr. Hurst and seconded by Mr. Dukes:

RESOLVED, That the allocation of funds for the payment of employees as a part-time laborer to supervise person's performing community service hours sentenced by the judge to collect litter off highways in the parish for the Litter Abatement Program be approved.

Unanimously carried.

UPDATE ON FALSE RIVER

President Olinde reported the water level on False River is 15.9 ft.

DISCUSSION OF ENFORCEMENT OF THE CURFEW ORDINANCE FOR CERTAIN MINORS

Mr. George Miller of Major Subdivision at New Roads reported on an incident that occurred with a minor being arrested for breaking into automobiles and carrying a handgun throughout his subdivision. Mr. Miller requested approval of the Jury to send a letter to the District Attorney to enforce the Curfew Ordinance for certain minors in the parish.

Mr. Cletus Langlois and Juror Smith, who also resides in the subdivision, commented on this matter.

Motion by Mr. Dukes and seconded by Mr. Langlois:

RESOLVED, That a letter be sent to District Attorney Ricky Ward to encourage the enforcement of the Curfew Ordinance for certain minors in the parish.

Unanimously carried.

RESOLUTIONS:

ADOPT THE SECTION 504 GRIEVANCE PROCEDURE FOR THE FY2018 LCDBG WASTEWATER SYSTEM IMPROVEMENTS

Motion by Mr. Taylor and seconded by Mr. Watkins:

WHEREAS, the Pointe Coupee Parish Police Jury has received a Louisiana Community Development Block Grant; and

WHEREAS, the Louisiana Community Development Block Grant Program requires that all grant recipients comply with the requirement of the U.S. Department of Housing and Urban Development-Section 504 (24 CFR Part 8-June 2, 1988): Therefore be it

RESOLVED, That the Pointe Coupee Parish Police Jury hereby adopts the following 504 Grievance Procedure:

Section 504 Grievance Procedure

The Pointe Coupee Parish Police Jury has adopted an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the regulation of the U.S. Department of Housing and Urban Development, 24 CFR Part 8, implementing Section 504 of the Rehabilitation Act of 1973, as amended (Public Law 93-112). Section 504 states, in part:

“No otherwise qualified handicapped individual...shall, solely by reason of his handicap be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.” To further assist those who may have a grievance concerning Section 504 compliance **Mr. Kyle Olinde, Police Jury President** has been designated to coordinate the efforts of the Parish to comply with requirements of Section 504 and its implementing regulation, 24 CFR Part 8.

1. A complaint should be in writing, contain the name and address of the person filing it, and briefly describe the action alleged to be prohibited by the regulation.
2. A complaint should be filled in the office of the Section 504 Coordinator within a reasonable time after the person filing the complaint became aware of the action alleged to be prohibited by the regulation.
3. The Police Jury President or his/her designee shall conduct such investigation of a complaint as may be appropriate to determine its validity. These rules contemplate informal but thorough investigations, affording all interested persons and their representatives, if any opportunity to submit evidence relevant to the complaint.
4. The Police Jury President shall issue a written decision determining the validity of the complaint no later than thirty (30) days after its filing.
5. The Section 504 Coordinator shall maintain the files and records of the Parish relating to complaints filed hereunder. The Section 504 Coordinator may assist persons with the preparation and filing of complaints, participate in the investigation of complaints and advise the Parish President concerning their resolution.
6. The right of a person to prompt and equitable resolution of the complaint filed hereunder shall not be impaired by the person's pursuit of other remedies such as the filing of a Section 504 complaint with the Department of Housing and Urban Development or other Federal or State Agencies. Utilization of this grievance procedure is not a prerequisite to the pursuit of other remedies.

Complaints may be forwarded for disposition to the:

Office of Fair Housing and Equal Opportunity
Department of Housing and Urban Development
Washington, DC 20410

Complaints may also be filed at any Regional or Federal Office of the Department such as:

Department of Housing and Urban Development
Regional Office
Fair Housing and Equal Opportunity Division
P.O. Box 2905
Fort Worth, TX 76113-2905

- 7. Determinations made under these procedures shall be liberally constructed to protect the substantial rights of interested persons, to meet appropriate due process standards and to assure the compliance of the Parish with Section 504 and its implementing regulation.

Unanimously carried.

ADOPT THE ANTIDISPLACEMENT PLAN FOR THE FY2018 LCDBG WASTEWATER SYSTEM IMPROVEMENTS

Motion by Mr. Bazile and seconded by Mr. Hurst:

WHEREAS, the Pointe Coupee Parish Police Jury has received a Louisiana Community Development Block Grant; and

WHEREAS, the Louisiana Community Development Block Grant Program requires that all grant recipients comply with the requirements of the Housing and Community Development Act of 1974, as amended as described in 24 CFR 570.606 (b)(1); and

WHEREAS, the Pointe Coupee Parish Police Jury has previously adopted the Residential Antidisplacement and Relocation Assistance Plan under previous LCDBG programs; Therefore be it

RESOLVED, That the Pointe Coupee Parish Police Jury hereby re-adopts the Residential Antidisplacement and Relocation Assistance Plan; and be it

RESOLVED further, That Mr. Kyle Olinde, President of the Pointe Coupee Parish Police Jury, is hereby authorized to execute the Residential Antidisplacement and Relocation Assistance Plan Certification.

Unanimously carried.

AUTHORIZE PARISH TO ENTER INTO AN AGREEMENT WITH CERTAIN LANDOWNERS TO GRANT TO THE PARISH CERTAIN SERVITUDE FOR USE IN MAINTAINING BAYOU FISHER

Assistant District Attorney John Wayne Jewell presented the following resolution for approval of the Jury:

Motion by Mr. Taylor and seconded by Mr. Watkins:

Authorizing the Parish of Pointe Coupee to enter into an agreement with certain landowners through which landowners grant to parish certain servitudes for use in maintaining Bayou Fisher, and to further provide respect thereto.

WHEREAS, by law the parish is granted certain legal servitudes contiguous to drainage arteries for maintenance of such drainage; and

WHEREAS, such servitudes extend 100 feet from the banks of such arteries; and

WHEREAS, such servitudes may presently exist contiguous to Bayou Fisher in this parish; and

WHEREAS, Idlewild, LLC and DMMERR, LLC each own certain property contiguous to Bayou Fisher, which properties may be subject to such legal servitudes; and

WHEREAS, Idlewild, LLC and DMMERR, LLC desire to utilize their properties for conservation and/or wetland mitigation purposes, but the situation of such legal servitudes, unless modified, may prevent such use; and

WHEREAS, said landowners have requested that any such legal servitudes affecting their properties be modified so as to change the situation thereof so as to allow such intended use by replacing same with conventional servitudes affecting less space but which parish deems adequate for its maintenance purposes.

THEREFORE, BE IT RESOLVED by the Pointe Coupee Parish Police Jury that it enter into an agreement with Idlewild, LLC and DMMERR, LLC through which certain drainage servitudes are created, said agreement being in the form annexed to this resolution.

BE IT FURTHER RESOLVED, That Kyle Olinde, President of this Police Jury, be and he is hereby authorized to execute said agreement on behalf of the parish and this Police Jury, and to do any and all other things which may be necessary in the premises.

Unanimously carried.

APPROVE INVOICES FOR FALSE RIVER NITROGEN IMPACT MITIGATION & FALSE RIVER ECOSYSTEM RESTORATION - PHASE II PROJECTS

Motion by Mr. Dukes and seconded by Mr. Smith:

RESOLVED, That an invoice in the amount of \$1,268.00 submitted by Professional Engineering Consultants Corporation for work performed by CH Fenstermaker for the False River Nitrogen Impact Mitigation Project be approved for payment; and be it

RESOLVED further, That an invoice in the amount of \$18,250.00 submitted by Professional Engineering Consultants Corporation for the False River EcoSystem Restoration - Phase II North Flats Project be approved for payment.

Unanimously carried.

APPROVE SENDING LETTER OF APPRECIATION TO JIM MAJOR & DAVID MOUGEOT FOR ASSISTING PARISH WITH REMOVAL OF FALLEN TREE ACROSS LANCE STREET AT VENTRESS DURING RECENT STORM

Motion by Mr. Jarreau and seconded by Mr. Watkins:

RESOLVED, That a letter of appreciation be sent to Messrs. Jim Major and David Mougeot for assisting the parish and using their equipment with the removal of a fallen tree across Lance Street at Ventress during the recent storm.

Unanimously carried.

APPROVE PURCHASE OF A CULVERT FROM COBURN'S TO INSTALL AT THE ENTRANCE OF RIVERBEND SUBDIVISION AT VENTRESS

Motion by Mr. Watkins and seconded by Mr. Taylor:

RESOLVED, That a proposal submitted by Coburn's in the amount of \$2,638.86 for the purchase and installation of a culvert at the entrance of Riverbend Subdivision on Dirftwood Drive at Ventress in Juror District 12 to replace the current culver that collapsed be accepted.

Unanimously carried.

ACCEPT LOW PROPOSAL FOR THE PURCHASE AND INSTALLATION OF A TRANSFER SWITCH ON THE GENERATOR AT THE COURTHOUSE

Motion by Mr. Hurst and seconded by Mr. Bazile:

RESOLVED, That the low proposal submitted by JP Electric in the amount of \$3,810.00 for the purchase and installation of a transfer switch on the generator at the courthouse be accepted.

Unanimously carried.

ACCEPT PROPOSALS FROM LACOUR TREE SERVICE TO REMOVE TWO (2) DEAD TREES FROM PARISH RIGHT-OF-WAY ON DICKINSON ROAD AT LAKELAND & BENNETT DRIVE AT VENRESS

Motion by Mr. Bueche and seconded by Mr. Watkins:

RESOLVED, That the low proposal submitted by LaCour Tree Service in the amount of \$2,800.00 for the removal of a dead oak tree from the parish right-of-way on Dickinson Road at Lakeland in Juror District 6 be accepted; and be it

RESOLVED further, That the low proposal submitted by LaCour Tree Service in the amount of \$2,600.00 for the removal of a dead pecan tree from the parish right-of-way on Bennett Drive at Ventress in Juror District 12 be accepted.

Unanimously carried.

APPROVE ADVERTISEMENT FOR BIDS FOR THE SALE OF SURPLUS EQUIPMENT AT THE MAINTENANCE FACILITY

Motion by Mr. Hurst and seconded by Mr. Langlois:

RESOLVED, That the advertisement for bids in the official journal and online with Central Bidding for the sale of surplus equipment (trucks) at the Maintenance Facility be approved.

Unanimously carried.

ACCEPT PROPOSAL FROM CRAWLER SUPPLY FOR REPAIRS TO A TRACTOR

Motion by Mr. Watkins and seconded by Mr. Jarreau:

RESOLVED, That the proposal submitted by Crawler Supply in the amount of \$3,600.00 for the repairs of a tractor be accepted.

Unanimously carried.

Motion by Mr. Bueche and seconded by Mr. Watkins, the meeting adjourned at 6:19 p.m.

Gerrie P. Martin
Secretary

Kyle Olinde
President