

**MINUTES**  
**POINTE COUPEE PARISH POLICE JURY**  
**June 10, 2014**

The Pointe Coupee Parish Police Jury met in regular session at 5:00 p.m. on Tuesday, June 10, 2014, at the Courthouse Annex in the Police Jury Meeting Room, New Roads, Louisiana.

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

**PRESENT:** Messrs. John Pourciau, Allen Monk, Kyle Olinde, Cornell Dukes, Justin Cox, Glenn Cline, Mrs. Janet Vosburg, Mr. Kurt Jarreau and Mrs. Melanie Bueche. Arrived after roll call: Mr. Russell Young.

**ABSENT:** Messrs. Clifford Nelson and Albert Dukes.

**ADOPT MINUTES**

Motion by Mr. Pourciau and seconded by Mrs. Vosburg:

RESOLVED, That the minutes of May 27, 2014 meeting be adopted as presented and published in the official journal.

Unanimously carried.

**AMEND AGENDA**

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

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

- Resolution--Authorize president to sign Cooperative Endeavor Agreement for False River Mitigation Project.
- Resolution--Authorize president to send a letter of support to DHH for location of ABC Pediatric Day Health Center, LLC in the parish.
- Resolution--Letter of support for Bridge on Belmont Lane. (**Juror Cox**)

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

**YEAS:** Messrs. Pourciau, Monk, Olinde, C. Dukes, Young, Cox, Cline, Mrs. Vosburg, Mr. Jarreau and Mrs. Bueche.

**NAYS:** None.

**ABSENT:** Messrs. Nelson and A. Dukes.

On a vote of 10-0-2, the motion carried.

**15 MINUTES OF PUBLIC COMMENTS**

Warden Stephen Juge of Pointe Coupee Sheriff's Office reported on the litter problem in the parish and the collection of litter from parish and state highways by inmates. Warden Juge requested support of Jurors to advise him of any needs to collect litter from highways in their districts.

**EMPLOYEE ANNIVERSARY SERVICE AWARD (KEN VOSBURG)**

Juror Olinde reported on a presentation before the meeting of an employee anniversary service award to employee Ken Vosburg for 25 years of dedicated service.

AWARD HOT TAILS RESTAURANT AS WINNER OF KING OF CRAWFISH BOILERS CONTEST

President Bueche presented a certificate of recognition to owners and chef Cody Carroll and his wife Samantha of Hot Tails Restaurant as winner of the King of Crawfish Boilers contest, who competed against 40 teams. President Bueche presented a certificate of recognition to Juror Pourciau, cook and boiler at Hot Tails, for the King of Crawfish Boilers Contest.

DISCUSSION AND CONSIDERATION OF AN INTRODUCTION OF AN ORDINANCE TO AMEND SECTION 6-1 OF ARTICLE I OF CHAPTER 6 OF THE CODE OF ORDINANCE OF THE PARISH OF POINTE COUPEE, TO ADD SECTION 6-2, TO ALLOW FOR USE OF PRIOR PERMIT CHARGES UNDER CERTAIN CIRCUMSTANCES

Attorney Dannie Garrett presented an introduction of an ordinance providing for an amendment to the Building Permit Fee for Commercial Buildings and related matters to amend Section 6-1 of Article I of Chapter 6 of the Code of Ordinance of the Parish of Pointe Coupee, to add Section 6-2, to allow for use of prior permit charges under certain circumstances.

Juror Cox voiced concerns about the amendment to the ordinance and the permit fees being adjusted and making an exception for one individual. He voiced his objections about how the permit process was handled and is not in favor of the ordinance. Juror Cox stated this is a strike against the public trust in the Jury to make sure they have a government that is accountable and no one receives special treatment and everyone plays by the same rules. He stated when the Jury passes an ordinance, which is law; they should abide by the ordinance. Juror Cox stated that besides the Jury, no one had the authority to allow Mr. LaCour to pay half of his permit fee and begin construction without the vote of the Jury.

Juror C. Dukes suggested this matter be tabled, and Jury consider including economic development in the permit fees to create economical go-zones in the parish that would include Memorial Boulevard and other locations in the area. He suggested creating a threshold of \$5 million or more and thereafter, decides whether the rates would be pro rate or stop at this point. He stated this would give incentives for businesses whose properties are going to be valued at \$5 million or more to come into the parish if they are going to be creating jobs. In closing, he asked Attorney Garrett to research this matter and give a report at their next meeting for the Jury's consideration.

Attorney Garrett stated the amended ordinance would be reinstating the old permit fees, if adopted, which are the rates that were listed in the permit fees prior to the new ordinance being adopted on May 28, 2013.

Juror Vosburg commented about the ordinance and stated consideration should be given to all economic development projects that are \$5 million or more, and to investigate permit fees for these types of commercial buildings.

Juror Jarreau agreed with Juror Cox and voiced concerns about the 47 individuals who paid the full amount for their permits, and the Jury would have a hard time making them understand what is going on. He stated the only way he could support the amendment to the ordinance is to refund the other individuals their monies.

In response to a statement made by Juror Cox, Juror Olinde stated no special favors were given and because Mr. LaCour lives in his district, this matter was brought to him. He stated

Mr. LaCour was only placed on the agenda because he was under the impression he had fallen under the old guidelines of the cost for permits.

Juror Young commented on the tax incentives that were given to businesses in the past to locate in the parish.

President Bueche commented that Mr. LaCour began working on his project since 2007, and voiced concerns about the Jury moving forward with this matter and making a decision about the amended ordinance.

In response to Juror Pourciau, Attorney Garrett stated the ordinance adopted on May 28, 2013, increased the permit fees and until someone actually applies for their permit the price is set. He stated Mr. LaCour made an inquiry about the permit fee, but did not apply for his permit until after the new ordinance was adopted, therefore, Mr. LaCour would be subject to the higher fee.

In response to Juror Cox, Attorney Garrett explained when Mr. LaCour applied for the permit he was given the higher price and it was his belief he was actually entitled to the lower fee, because he had begun work. Subsequently, everyone looked at the actual words of the commercial permit fee ordinance and determined it is not when you begin work on the project that determines the time frame, but when you actually make the application. He stated at some point within that time frame, a decision was made to have Mr. LaCour pay the portion of the fee that would have equated to the old ordinance and deferred the new portion because he was going to ask the Jury for a waiver or change. At the meeting in May, the Jury ratified the deferral until action is taken on whether or not to change the ordinance or waive the increased fee. He stated Mr. LaCour is in compliance with the latest action of the Jury by paying the upfront fee to give the Jury the opportunity to consider changing it or not. The Jury has the options of not making any changes to the ordinance and Mr. LaCour would need to pay the remainder of the fee or consider whether or not to prepare some type of waiver or exception that maybe more broadly construed to potentially apply to more projects. He stated the Jury has to make this decision. The Jury voted to ratify the administrative action of deferring that part of the fee until the Jury acts. He stated the Jury is at a point to make a decision as to whether or not Mr. LaCour pays the rest of the fee, or he pays the rest of the fee that allows him to get a refund or begin the process of adopting the amended ordinance, which will continue the deferment until final action on the ordinance.

Motion by Mr. C. Dukes and seconded by Mrs. Vosburg:

RESOLVED, That the Police Jury table the amendment to the code of ordinance to the building permit fees for commercial buildings and related matters, and to consider other alternatives to promote economic development with the building permit fees retroactive to May 28, 2013 and continue deferring payment of additional fees for the building permit for Gerard LaCour.

Substitute motion by Mr. Cox and seconded by Mr. Jarreau:

RESOLVED, That the Police Jury table the amendment to the code of ordinance to the building permit fees for commercial buildings and related matters, and to consider other alternatives to promote economic development with the building permit fees and to enforce the current ordinance and collect payment of additional fees for the building permit for Gerard LaCour.

The President called for a roll call vote on the substitute motion that resulted as follows:

YEAS: Messrs. Cox, Cline and Jarreau.

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NAYS: Mrs. Vosburg, Messrs. Pourciau, Monk, Olinde, C. Dukes, Young and Mrs. Bueche.  
ABSENT: Messrs. A. Dukes and Nelson.  
On a vote of 3-7-2, the motion failed.

The President called for a roll call vote on the original motion that resulted as follows:

YEAS: Messrs. Pourciau, Monk, Olinde, C. Dukes, Young, Cline, Mrs. Vosburg,  
Mr. Jarreau and Mrs. Bueche.

NAYS: Mr. Cox.

ABSENT: Messrs. Nelson and A. Dukes.

On a vote of 9-1-2, the motion carried.

#### DISCUSSION AND CONSIDERATION OF PROPOSED CIVIC CENTER AGREEMENT

Juror Vosburg commented on the proposed Cooperative Endeavor Agreement between the Police Jury and the City of New Roads for the interim operation of the Scott Civic Center.

Attorney Garrett gave an overview of the agreement with the Jury and subdividing the property known as the PC Rec Park on Major Parkway. Attorney Garrett presented the following resolution for approval of the Jury:

Motion by Mrs. Vosburg and seconded by Mr. Cox:

WHEREAS, Pointe Coupee Parish and the City of New Roads are co-owners of certain recreation property and facilities, specifically the Scott Civic Center and surrounding property; and

WHEREAS, Pointe Coupee Parish and the City of New Roads were parties to a Cooperative Endeavor Agreement for the operation of the Scott Civic Center, from April 2012 to April of 2014; and

WHEREAS, the Cooperative Endeavor Agreement has expired, having not been renewed by the parties; and

WHEREAS, the Pointe Coupee Parish Police Jury desires to establish a long term resolution to the co-ownership of the recreation property and facilities and address the short term necessity to have an agreement with regard to the operation of the Scott Civic Center.

NOW, THEREFORE, BE IT RESOLVED by the Pointe Coupee Parish Police Jury, meeting in regular session, on the 10<sup>th</sup> day of June, 2014, as follows:

1. Attorney Dannie P. Garrett, III is hereby authorized to represent the Pointe Coupee Parish Police Jury to negotiate an agreement with the City of New Roads to engage a registered land surveyor mutually agreed upon by he and a designated representative of the City for the purpose of subdividing the property known as the PC Rec Park on Major Parkway at which the Scott Civic Center is located, such that the Scott Civic Center and its curtilage shall be a separate and distinct tract.
2. The Pointe Coupee Parish Police Jury will pay one-half of the total fee charged by said surveyor.
3. Attorney Dannie P. Garrett, III is hereby authorized to represent the Pointe Coupee Parish Police Jury to negotiate an agreement with the City of New Roads to engage a qualified land appraiser to appraise the value of the tracts as set forth in the survey, to determine a

value of the tract containing the Scott Civic Center and a value of the remainder of the park.

4. The Pointe Coupee Parish Police Jury will pay one-half of the total fee charged by said appraiser.
5. Attorney Dannie P. Garrett, III is hereby directed to, within thirty (30) days of the completion of the appraisal, submit a report to the Pointe Coupee Parish Police Jury as to the viability of the Parish of Pointe Coupee entering into an exchange of undivided property interests in the PC REC Park property on Major Parkway with the City of New Roads, which would result in the City of New Roads having full ownership of the tract containing the Scott Civic Center and the Parish of Pointe Coupee having full ownership of the remainder of the property, and to submit that report to the Parish Administrator, who will then provide each member of the Pointe Coupee Parish Police Jury with a copy thereof.

BE IT FURTHER RESOLVED that any final agreement on approval of the authority to enter into any such Act of Exchange, would be subject to the prior approval of the Pointe Coupee Parish Police Jury and the City Council of the City of New Roads.

BE IT FINALLY RESOLVED that the Pointe Coupee Parish Police Jury does hereby authorize and direct Melanie L. Bueche, its President, to execute a Cooperative Endeavor Agreement between Pointe Coupee Parish and the City of New Roads for the Interim Operation of the Scott Civic Center, a copy of which is attached hereto and made a part hereof.

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

YEAS: Messrs. Cox, Cline, Mrs. Vosburg, Messrs. Jarreau, Pourciau, Monk, Olinde, C. Dukes and Mrs. Bueche.

NAYS: Mr. Young.

ABSENT: Messrs. A. Dukes and Nelson.

On a vote of 9-1-2, the motion carried.

REQUEST DISTRICT ATTORNEY TO REVIEW VIOLATION OF MY CONSTITUTIONAL RIGHTS BY NEW ROADS MAYOR ROBERT MYERS AND COUNCIL MEMBERS KIRK "CLIPPER" WHITE, VERNELL DAVIS, BERNADINE ST. CYR AND ANTHONY DAISY AND FORWARD ALL INFORMATION TO US ATTORNEY GENERAL

Juror Young deferred this matter until the next meeting.

DEROSIN'S CULVERT REQUEST ON PROPERTY OFF OF LA HWY 971

Juror Monk reported Ms. Lashonda Derosin is requesting the purchase and installation of 140 ft. of culverts at a cost of \$1,751.54 on her property of from the entrance of the field to the bus turnaround off of LA Highway 971 at Lettsworth. He reported Ms. Derosin moved her new mobile home next to the ditch, which hinders the cleaning of the ditch.

Public Works Director Blaine Bordelon reported on attempts made to install a culvert and reroute the ditch on Ms. Derosin's property, which she refused the culvert and service.

Juror Monk asked that this matter be tabled until Ms. Derosin attends the meeting.

REQUEST A STUDY FOR THE RAILROAD CROSSING AT MAJOR PARKWAY

Juror C. Dukes received approval to request Kansas City Southern Railroad and LA Department of Transportation and Development to perform a study to place a crossing arm at the railroad crossing on Major Parkway at New Roads.

Motion by Mr. C. Dukes and seconded by Mrs. Vosburg:

RESOLVED, That a letter be sent to Kansas City Southern Railroad and LA Department of Transportation and Development to perform a study to place a crossing arm at the railroad crossing on Major Parkway at New Roads and letters be sent to State Senator Rick Ward and State Representative Major Thibaut to support this endeavor.

Unanimously carried.

#### DISCUSSION OF FLOOD AND SEWER ISSUES IN RURAL LIVONIA

Juror Vosburg discussed the flood and sewer issues in rural Livonia and Frisco Ridge Subdivision.

Engineer Kevin Gravois reported that the Livonia area and the subdivision will be included in the LRA Master Drainage Improvement Projects.

#### DISCUSSION OF OPENING THE GATES AT FALSE RIVER

President Bueche reported after 13 years, she and her husband have been opening and maintaining the gates at the Lighthouse Canal and False River. She stated Juror Olinde will assume these duties.

Motion by Mr. Pourciau and seconded by Mr. Monk:

RESOLVED, That Juror Kyle Olinde be designated and authorized to open and maintain the gates at the Lighthouse Canal at False River.

Unanimously carried.

#### GARBAGE TRUCK TURNAROUND ISSUES

In the absence of Mr. Dudley Jarreau, President Bueche asked that this matter be tabled.

#### APPROVAL FOR ATTORNEY LEO HAMILTON TO ATTEND A JURY MEETING TO GIVE AN UPDATE ON PENDING LITIGATION

Due to the absence of Juror A. Dukes, this item was cancelled.

#### RESOLUTIONS:

#### APPROVE THE POINTE COUPEE BANNER AS THE OFFICIAL JOURNAL FOR THE PARISH AS REQUIRED BY LA R.S. 43:141 AND LA R.S. 43:142, EFFECTIVE JULY 1, 2014

Motion by Mr. Monk and seconded by Mr. Olinde:

RESOLVED, That the appointment of The Pointe Coupee Banner as the Official Journal for the parish as required by La. R.S. 43:141 & La. R.S. 43:142, effective July 1, 2014 be approved.

Unanimously carried.

#### APPROVAL TO ADVERTISE FOR THE SALE OF RECREATION EQUIPMENT AS SURPLUS

Motion by Mrs. Vosburg and seconded by Mr. Pourciau:

RESOLVED, That the advertisement for bids in the official journal for the sale of surplus equipment at the Recreation Department be approved.

Unanimously carried.

ACCEPT PROPOSAL FOR CONSOLIDATING PRECINCTS

Secretary Martin reported on the research of Geographic Planning & Demographic Services for the consolidation of precincts with less than 300 active registered voters in the parish.

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

RESOLVED, That the proposal submitted by Geographic Planning & Demographic Services, LLC in the amount of \$3,500.00 to provide professional services to consolidate precincts with less than 300 active registered voters in the parish be accepted.

Unanimously carried.

APPROVAL TO ADVERTISE FOR THE CONSTRUCTION OF THE SHERIFF'S CIVIL OFFICE

Motion by Mr. Olinde and seconded by Mr. Monk:

RESOLVED, That Mougeot Architecture, LLC be authorized to advertise for bids in the official journal for the construction of the Sheriff's Civil Office Building be approved.

Unanimously carried.

AUTHORIZE THE PRESIDENT TO SIGN AN INTERGOVERNMENTAL SERVICES AGREEMENT BETWEEN THE POLICE JURY AND SHERIFF FOR OPERATION AND HOUSING OF INMATES IN THE DETENTION CENTER

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

RESOLVED, That Mrs. Melanie L. Bueche, President of the Pointe Coupee Parish Police Jury, be authorized to execute an Intergovernmental Services Agreement between the Pointe Coupee Parish Police Jury and Pointe Coupee Parish Sheriff for the operation and housing of inmates in the Detention Center.

Unanimously carried.

AUTHORIZE THE PRESIDENT TO SIGN CONTRACT AMENDMENT NO. 1 FOR THE FALSE RIVER ECOSYSTEM RESTORATION – PHASE I

Motion by Mr. Olinde and seconded by Mr. Pourciau:

RESOLVED, That Mrs. Melanie L. Bueche, President, be authorized to sign a Contract Amendment No. 1 between Pointe Coupee Parish Police Jury and Professional Engineering Consultants Corporation for the False River Ecosystem Restoration – Phase I.

Unanimously carried.

AUTHORIZE THE ENGINEER TO ADVERTISE FOR BIDS UPON FINAL REVIEW ON THE FALSE RIVER ECOSYSTEM RESTORATION – PHASE I SOUTH FLATS

Motion by Mr. Olinde and seconded by Mr. Monk:

RESOLVED, That Professional Engineering Consultants Corporation, upon final review, be authorized to advertise for bids in the official journal for the False River Ecosystem Restoration – Phase I South Flats.

Unanimously carried.

AUTHORIZE THE PRESIDENT TO SIGN CONTRACT AGREEMENT FOR THE FALSE RIVER MITIGATION PROJECT

Motion by Mr. Pourciau and seconded by Mr. Olinde:

RESOLVED, That Mrs. Melanie L. Bueche, President, be authorized to sign a Cooperative Endeavor Agreement between the Pointe Coupee Parish Police Jury, Louisiana Generating, LLC and The Baton Rouge Area Foundation for the False River Mitigation Project.

Unanimously carried.

REQUEST A LETTER OF SUPPORT FROM POINTE COUPEE ELECTRIC FOR THE REGIONAL FENCE LINE MONITORING PROJECT

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

RESOLVED, That a request for a letter of support be sent to Pointe Coupee Electric requesting their assistance of the Regional Fence Line Monitoring Project to allow the placement of monitors on their electric poles.

Unanimously carried.

Juror Cox thanked and commended Juror Jarreau for his support and dedication in implementing the Regional Fence Line Monitoring Project in the parish.

LETTER OF SUPPORT FOR ABC PEDIATRIC DAY HEALTH CENTER, LLC

Motion by Mr. C. Dukes and seconded by Mr. Olinde:

RESOLVED, That at the request of Mrs. Annette Nelson, that a letter of support be sent to LA Department of Health and Hospitals to support the location of ABC Pediatric Day Health Center, LLC in the parish to provide medically fragile children in and around the Pointe Coupee Parish area, with skilled care and improve the overall quality of life for our most vulnerable patients and their families.

Unanimously carried.

LETTER OF SUPPORT FOR BRIDGE ON BELLMONT LANE

Juror Cox received approval of the Jury to send a letter of support to Iberville Parish Council to consider maintaining and keeping the bridge open on Belmont Lane.

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

RESOLVED, That a letter of support be sent to Iberville Parish Council to request their assistance and consideration in maintaining and keeping the bridge open on Belmont Lane and the affects it would have on the residents if they would close the bridge, and allow Juror Cox to have open dialogue and meet with the council about this matter.

Unanimously carried.

PERSONNEL

Chairman C. Dukes reported on a Personnel Committee meeting held June 9, 2014. Copies of the minutes were given to each Juror.

Motion by Mr. C. Dukes and seconded by Mr. Nelson:

RESOLVED, That the position of a full-time Beaver Trapper be advertised in the official journal for two (2) weeks at an annual salary of \$22,667.00; and be it

RESOLVED further, That the resignation from Mr. Earl Nelson, Jr. be accepted; and be it

RESOLVED further, That the resignation from Mr. Frank Lindsly, Sr. be accepted; and be it

RESOLVED further, That a Position Vacancy Announcement for a Laborer with an annual minimum salary of \$20,808.00 be posted for one (1) week and if no employees apply within this time frame, advertise a Position Notice for two (2) weeks in the official journal.

Unanimously carried.

After discussion, the Jury referred the Position Vacancy Announcement for a Meter Reader to the Public Utilities Committee for further review.

PUBLIC UTILITIES

President Bueche reported on a Public Utilities Committee meeting held June 5, 2014. Copies of the minutes were mailed to each Juror.

Motion by Mr. C. Dukes and seconded by Mr. Cline:

RESOLVED, That the citations from LA Department of Natural Resources for pipeline safety fines in the amount of \$1,000.00 each for each Gas Districts No. 1 & No. 2 be approved for payment; and be it

RESOLVED further, That Mrs. Barbara Saizon's natural gas bill be adjusted according to an average of last year's usage; and be it

RESOLVED further, That the delinquent accounts be discussed at the Finance Committee Meeting to establish refusal of solid waste pick up.

Unanimously carried.

Motion by Mr. Pourciau and seconded by Mr. C. Dukes, the meeting adjourned at 7:26 p.m.

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Gerrie P. Martin  
Secretary

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Melanie L. Bueche  
President

