

MINUTES
POINTE COUPEE PARISH POLICE JURY
July 8, 2014

The Pointe Coupee Parish Police Jury met in regular session at 5:00 p.m. on Tuesday, July 8, 2014, at the Courthouse Annex in the Police Jury Meeting Room, New Roads, Louisiana.

President Bueche thanked and commended Juror Vosburg, Chairperson of the Recreation Committee, for her hardwork and dedication in the restoration project of the Morganza Gym.

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

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

ABSENT: Messrs. John Pourciau and Clifford Nelson.

ADOPT MINUTES

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

RESOLVED, That the minutes of June 24, 2014 meeting be adopted as presented and published in the official journal.

Unanimously carried.

15 MINUTES OF PUBLIC COMMENTS

There were no public comments.

RESOLUTION--EXPRESSION OF SYMPATHY FOR NOLA AGUILLARD

Juror Olinde stated the family of Mrs. Nola Aguillard were not present at the meeting and offered the following expression of sympathy resolution:

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

WHEREAS, God in His infinite wisdom has called to his eternal reward Mrs. Nola Bueche Aguillard; and

WHEREAS, Mrs. Nola Bueche Aguillard was a native of Jarreau and a resident of Ventress and Pointe Coupee Parish for 85 years; and

WHEREAS, she served as a Public Utilities Clerk and retired from the Pointe Coupee Parish Police Jury; and

WHEREAS, her presence will be sadly missed by his family and friends: Therefore be it

RESOLVED, That this Pointe Coupee Parish Police Jury does and hereby extends to the family of Mrs. Nola Bueche Aguillard this resolution of sympathy in the loss of their loved one.

Unanimously carried.

Juror Young entered the meeting at 5:10 p.m.

COMMITTEE REPORTS:

PERSONNEL

Chairman C. Dukes reported on a Personnel Committee meeting held July 7, 2014. Copies of the minutes were given to each Juror.

Mr. Curtis Cruse of Big C Animal Control, L.L.C. explained his proposal to perform beaver control in the parish.

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

RESOLVED, That the proposal in the amount of \$40 per hour with no mileage submitted by Curtis Cruse of Big C Animal Control, L.L.C. for beaver control in the parish be accepted; and be it

RESOLVED further, That Mrs. Melanie L. Bueche be authorized to execute a contract agreement between the Police Jury and Big C Animal Control, L.L.C. for beaver control in the parish; and be it

RESOLVED further, That a Position Vacancy Announcement for a Maintenance Technician, without air conditioning experience, with an annual minimum salary of \$31,197.00, 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; and be it

RESOLVED further, That a Position Vacancy Announcement for a Certified Building Official, with an annual minimum salary of \$52,261.00, 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; and be it

RESOLVED further, That Section 6:4, Item B, in the Personnel Policy Manual be amended to include stepfather and stepmother.

Unanimously carried.

CERTIFICATE OF APPRECIATION/RECOGNITION TO THE FAMILIES OF DAVID SELF AND SID LACOSTE, AND JAMES "BIG BROWN" JOSEPH FOR DONATIONS AND COMMUNITY SERVICE IN RESTORING THE MORGANZA GYM

Juror Vosburg accepted a \$2,500.00 check from President Mark Morrison of the New Roads Lions Club for Pointe Coupee Parks and Recreation. Juror Vosburg presented a certificate of recognition to the New Roads Lions Club for their generous donation of \$10,000.00 for the restoration of the Morganza Gymnasium.

Juror Vosburg presented a certificate of recognition to James "Big Brown" Joseph for his outstanding dedication and community service in the restoration of the Morganza Gymnasium for promoting youth activities. He commended everyone for coming together and making this project a reality and success in the parish.

Juror Vosburg presented a certificate of appreciation to the LaCoste Family for their generous contribution in the restoration of the Morganza Gymnasium for promoting youth activities in memory of Sidney LaCoste.

Members of the Self Family were not present at the meeting to receive their certificate of appreciation in memory of David Self.

Juror C. Dukes commended Juror Vosburg on the Morganza Gymnasium restoration project and will make a donation in memory of Mr. Billy Donovan of Morganza.

INVESTIGATION FOLLOW-UP FROM AUDITOR IN REFERENCE TO BUILDING PERMIT ISSUANCE

CPA Mike Schexnayder of Postlethwaite & Netterville gave an investigation follow-up in reference to the building permit issuance on December 5, 2013 as part of the financial and compliance audit. CPA Schexnayder stated based upon facts received in accordance with the ordinance, the permit fee of \$39,415.00 should have been paid by the contractor, and is a violation of the Jury's ordinance. He reported their audit findings would be a permit was issued without receiving payment.

After further discussions and comments from Jurors, the following resolution was offered:

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

RESOLVED, That the Police Jury end debate and discussion on item 17, investigation follow-up from auditor in reference to building permit issuance.

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

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

NAYS: Mr. A. Dukes.

ABSENT: Messrs. Pourciau and Nelson.

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

PUBLIC HEARING--AMENDMENT TO THE BUILDING PERMIT FEE ORDINANCE

A hearing to obtain public input to an ordinance providing for Amendment to the Building Permit Fee for Commercial Buildings and related matters and to further provide with respect thereto was held Tuesday, July 8, 2014 at 6:06 p.m. by the Police Jury of the Parish of Pointe Coupee, Louisiana.

Attorney Dannie Garrett commented and responded to questions from Jurors about the ordinance. Jurors commented and voiced their concerns about the ordinance.

There were no objections received, orally nor written.

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

RESOLVED, That the proposed draft ordinance providing for Amendment to the Building Permit Fee for Commercial Buildings and related matters be amended to include the Commercial Permit Fee will be determined at the rates of the Southern Regional Average Building Code and the removal of Section 5 from the ordinance.

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

YEAS: Messrs. Cox, Cline, A. Dukes and Jarreau.

NAYS: Mrs. Vosburg, Messrs. Monk, Olinde, C. Dukes, Young and Mrs. Bueche.

ABSENT: Messrs. Pourciau and Nelson.

On a vote of 4-6-2, the motion failed.

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

RESOLVED, That a proposed ordinance providing for Amendment to the Building Permit Fee for Commercial Buildings and related matters be adopted by the Pointe Coupee Parish Police Jury.

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

YEAS: Messrs. Monk, Olinde, C. Dukes, Young, Cline, Mmes Vosburg and Bueche.

NAYS: Messrs. Cox, A. Dukes and Jarreau.

ABSENT: Messrs. Pourciau and Nelson.

On a vote of 7-3-2, the motion carried.

REPORT ON VETERANS AFFAIRS IN THE PARISH

Mrs. Tammy Delatte of the LA Department of Veterans Affairs gave an update on the veterans funds brought into the parish. She reported they provided compensation and pension of \$4,101,000.00 to 1,649 veterans and their families in the parish in 2013.

INTRODUCTION OF AN ORDINANCE PROVIDING FOR THE PROCEDURE FOR ADOPTION OF ORDINANCES BY THE POLICE JURY

Attorney Garrett presented and reviewed in detailed the following ordinance for the Jury's consideration, and responded to any questions from Jurors:

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

NOTICE OF INTRODUCTION OF ORDINANCE

AND OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the following ordinance has been introduced before the Police Jury of the Parish of Pointe Coupee, Louisiana, and that a public hearing will be held relative thereto at 5:00 p.m., Tuesday, July 22, 2014 at the Police Jury Meeting Room, Courthouse Annex, 160 East Main Street, New Roads, Louisiana, after which said ordinance may be considered for adoption. All interested persons are urged to attend.

Pointe Coupee Parish Police Jury

An Ordinance Providing for the Procedure for Adoption of Ordinances

and for Technical Matters Regarding the Code of Ordinances

BE IT ORDAINED by the Pointe Coupee Parish Police Jury in regular session convened that Chapter 1, of the Parish Code of Ordinance of is amended and reenacted by dividing Chapter 1 into Articles I. General and II. Adoption of Ordinances; amending Sec. 1-7. Amendments to Code; effect of new ordinances, in Article I, of Chapter 1; amendatory language; codification; and adopting Sections 1-20 through 1-27, in Article II, of Chapter 1.

Which said sections shall read as follows:

CHAPTER 1. GENERAL PROVISIONS, is hereby divided into Article I. GENERAL, which shall include existing Sections 1-1 and 1-11 and Article II. ADOPTION OF ORDINANCES.

That section 1-7. of the Code of Ordinances, Pointe Coupee Parish Police Jury, is hereby amended to read as follows:

ARTICLE I. GENERAL

* * *

Sec. 1-7. - Amendments to Code; effect of new ordinances; amendatory language; codification.

* * *

Any ordinances adopted shall be codified not less than semi-annually.

Code of Ordinances, Pointe Coupee, Parish Police Jury is hereby amended by adding sections, to be numbered 1-20 through 1-X, which said sections read as follows

ARTICLE II. ADOPTION OF ORDINANCES

Sec. 1-20. – Introduction of Ordinances.

Authority. An ordinance to be considered may only be introduced by a duly elected member of the police jury, during the term for which such member is elected.

Introduction. The ordinance must be presented in written form at a regular or special meeting of the police jury at which a quorum is present, subject to an agenda item, either on the notice of the meeting or upon approval of a motion to consider a matter not on the agenda. The introduction of the ordinance shall be by motion adopted by a majority vote of the members present and voting, identifying the subject matter of the ordinance and requesting the authority to set the ordinance for public hearing, setting forth the date, time and place thereof, which public hearing shall be held at a special or regular meeting of the police jury.

Format. The proposed ordinance shall designate any new language to be adopted into the Code of Ordinances, as well as, designate any language in an existing provision of the Code of Ordinances that is proposed to be removed. If the proposal is to repeal one or more sections, articles or chapters, entirely, then the proposed ordinance can merely cite such section, article or chapter by reference.

Sec. 1-21. – Submission for Publication of Title and Notice of Public Hearing.

Submission. The title of the proposed ordinance and notice of the date, time and place of the of the public hearing on the proposed ordinance shall be submitted by the Secretary, promptly, to the official journal for publication therein at least once prior to the conduct of the public hearing.

Content. The notice of the public hearing and the content thereof shall comply with Chapter 1-A of Title 42 of the Louisiana Revised Statutes.

Sec. 1-22. – Public Hearing, Ordinance.

The public hearing on a proposed ordinance shall provide a reasonable opportunity for public comment on the proposed ordinance, and no ordinance shall be considered for adoption until after the conduct of the public hearing.

Sec. 1-23. – Adoption of Ordinance

Regular or Special Meeting. An ordinance shall be considered at a duly noticed regular or special meeting of the police jury at which a quorum is present, which meeting may be the same meeting at which the public hearing was conducted or at a subsequent meeting.

Amendment. During consideration of a proposed ordinance, amendments to the proposed ordinance may be adopted by motion adopted by a majority of the members present and voting. Amendments may only be considered if they are germane to the subject matter of

the proposed ordinance. The determination of germaneness shall be by ruling of the presiding officer of the meeting. If there is no objection to a proposed amendment there need not be a roll call vote thereon. A proposed amendment shall be reduced to written form, before a vote thereon, only upon request of any member. Otherwise proposed amendments need only be stated verbally by the Secretary prior to consideration.

Public Comment. The presiding officer shall allow for reasonable public comment on any proposed amendment, to which there is objection by a member, prior to any vote on such proposed amendment. Public comment shall be limited to the proposed amendment.

Motion for Adoption. An ordinance shall be considered for adoption, as introduced or as amended, upon a motion adopted by a majority of the members present and voting.

Sec. 1-24. – Technical Codes and Regulations.

An ordinance adopting a technical code or set of regulations may be adopted in full by adopting the code or set of regulations by reference, without the need to reiterate the entire content thereof.

Sec. 1-25. – Emergency Ordinance.

Adoption. Notwithstanding the provisions of this Article, to meet a public emergency affecting life, health, property, or public safety, the police jury may adopt, upon a vote of at least two-thirds of the membership of the police jury, an emergency ordinance at a meeting at which it is introduced, without the need for publication of the title and notice of public hearing; however the presiding officer shall allow for public comment on the emergency ordinance prior to a vote thereon. Each emergency ordinance shall contain a specific statement describing the emergency.

Term. An emergency ordinance shall expire after the passage of 90 days from the date of its adoption, unless reenacted in accordance with the procedure set forth in this Article.

Sec. 1-26. – Effectiveness; Publication.

Effectiveness. An ordinance shall become effective on the 30th day following the date of its adoption, or as such other effective date as shall be set forth in the ordinance.

Publication. An ordinance adopted shall be published in its entirety, except as otherwise provide, in the official journal within 30 days following the adoption thereof.

Sec. 1-27. – Challenge Ordinance on Procedural Grounds.

An ordinance is only subject to challenge based upon the failure of the police jury to follow the procedure set forth in this Article for a period of 60 days following adoption, and thereafter shall not be subject to challenge on procedural grounds.

Sec. 1-27. – Suspension.

The police jury, at a regular or special meeting at which a quorum is present, may by motion adopted by a majority vote of the elected membership thereof suspend an ordinance, regulation, or portion thereof for a period not to exceed 60 days.

Unanimously 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 asked that this matter be placed on the agenda of their next meeting.

President Bueche voiced concerns about Juror Cox's behavior and attitude in meetings.

Motion by Mr. Cox and seconded by Mr. A. Dukes:

RESOLVED, That the discussion by President Bueche be tabled and the Jury move to the next item on the agenda.

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

YEAS: Messrs. Cox, A. Dukes and Jarreau.

NAYS: Mr. Cline, Mrs. Vosburg, Messrs. Monk, Olinde, C. Dukes, Young and Mrs. Bueche.

ABSENT: Messrs. Pourciau and Nelson.

On a vote of 3-7-2, the motion failed.

President Bueche voiced concerns about how Juror Cox conducts himself in meetings.

Juror Cox objected to President Bueche speaking out of turn on an item about him that was not on the agenda. He responded and voiced concerns about President Bueche's leadership and how she conducts meetings.

DISCUSSION AND CONSIDERATION TO AMEND THE CODE OF ORDINANCE TO INCLUDE LIVESTOCK IN THE ANIMAL AND FOWL ORDINANCE

Juror A. Dukes discussed the need to amend the code of ordinances to include livestock in the Animal & Fowl Ordinance because the current ordinance does not have any language for horses roaming at-large, which is a problem in his district. After discussion, Attorney Garrett was asked to review revising the current ordinance. President Bueche also suggested Attorney Garrett review this matter with Mrs. Carol Vincent of the Animal Shelter and/or the Animal Control Committee for assistance in this matter.

CONSIDERATION OF A FLOATING DOCK ON FALSE RIVER

Juror Vosburg discussed consideration of constructing a floating dock on False River. Juror Olinde was asked to present this matter to the False River Watershed Council for further review.

DISCUSSION OF NOTIFICATION OF RETIREMENT LETTER FROM PARISH ADMINISTRATOR JIMMY BELLO

Juror Cox asked that the notification of retirement letter, effective October 20, 2014, from Parish Administrator Jimmy Bello be referred to the Personnel Committee.

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

RESOLVED, That the retirement letter, effective October 20, 2014, from Parish Administrator Jimmy Bello be referred to the Personnel Committee.

Unanimously carried.

UPDATE ON DRAINAGE PROBLEMS ON PROPERTY AT VENTRESS

Juror Nelson was absent.

RESOLUTIONS:

APPROVE PURCHASE OF LAWNMOWER FOR MULTI-USE CENTER TO BE FUNDED BY PENNINGTON FOUNDATION ON STATE CONTRACT FROM PHILIP'S AUTOMOTIVE

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

RESOLVED, That the purchase of an Exmark lawnmower on state contract from Philip's Automotive in the amount of \$10,471.00 for the Pointe Coupee Multi-Use Center to be funded by the Pennington Foundation be approved.

Unanimously carried.

COMMITTEE REPORTS:

FINANCE

Chairman Monk reported on a Finance Committee meeting held July 2, 2014. Copies of the minutes were mailed to each Juror.

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

RESOLVED, That a cost analysis for a monitoring camera to be placed at the fuel tank and a vehicle monitoring system be obtained; and be it

RESOLVED further, That solid waste pickup be ceased at the service address of the delinquent accounts that were notified to make payment arrangement; and be it

RESOLVED further, That an analysis be conducted for the need, want and cost of security at the courthouse; and be it

RESOLVED further, That the proposal from Design Exteriors, Inc. in the amount of \$7,560.00 for repairing the ceiling at the Pointe Coupee Animal Shelter be accepted; and be it

RESOLVED further, That cost comparisons be obtained for the position of Certified Building Official; and be it

RESOLVED further, That cost saving measures be discussed at a meeting of the Detention Center Committee; and be it

RESOLVED further, That the Public Utilities Committee discuss registration for the 2015 Louisiana Rural Water Association's Annual Training & Technical Conference.

Unanimously carried.

Motion by Mr. A. Dukes and seconded by Mrs. Vosburg, the meeting adjourned at 7:51 p.m.

Gerrie P. Martin
Secretary

Melanie L. Bueche
President

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