

MINUTES
POINTE COUPEE PARISH POLICE JURY
April 12, 2016

The Pointe Coupee Parish Police Jury met in regular session at 5:30 p.m. Tuesday, April 12, 2016, at the Courthouse Annex in the Police Jury Meeting Room, New Roads, Louisiana.

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

PRESENT: Messrs. Mitch Langlois, Charles Watkins, Gordon Taylor, Mrs. Melanie Bueche, Messrs. Stephen Smith, Kyle Olinde, Justin Cox, Glenn Cline, Edward Bazile and Cornell Dukes. Arrived after roll call: Mr. Anthony Hurst.

ABSENT: Mr. Kurt Jarreau.

As President of the Jury, Juror Cornell Dukes will generally abstain unless his vote will alter the outcome on a matter by voting to break or make a tie.

15 MINUTES OF PUBLIC COMMENTS

Mr. Alfred Russell will make public comments during the discussion of the Personnel Committee Report.

ADOPT MINUTES

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

RESOLVED, That the minutes of March 22, 2016 meeting be adopted as presented and published in the official journal.

Unanimously carried.

AMEND AGENDA

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

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

- Authorize Special Counsel, Dannie Garrett, to register as a lobbyist on behalf of the Pointe Coupee Parish Police Jury.

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

YEAS: Messrs. Langlois, Watkins, Taylor, Mrs. Bueche, Messrs. Smith, Olinde, Cox, Cline, Bazile and Dukes.

NAYS: None.

ABSTAIN: None.

ABSENT: Messrs. Hurst and Jarreau.

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

PUBLIC HEARING--AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED FOUR MILLION FIVE HUNDRED THOUSAND DOLLARS (\$4,500,000) OF SALES TAX BONDS (THE "BONDS"), OF THE PARISH OF POINTE COUPEE, STATE OF LOUISIANA

A hearing to obtain public input to a proposed ordinance providing for the issuance and sale of not to exceed Four Million Five Hundred Thousand Dollars (\$4,500,000) of Sales Tax Bonds (the "Bonds"), of the Parish of Pointe Coupee, State of Louisiana was held Tuesday, April 12, 2016 at 5:35 p.m. by the Police Jury of the Parish of Pointe Coupee.

Bonding Attorney David Henderson gave an overview of the proposed ordinance that will fund improvements to parish roads. He reported Regions Bank will be the purchaser of the bonds.

Treasurer Becky Mayeux reported with the \$4,500,000, the Jury is at a grand total of \$27,025,000 of road tax projects since 1997.

There were no objections received, orally nor written.

DISCUSSION & CONSIDERATION OF ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED FOUR MILLION FIVE HUNDRED THOUSAND DOLLARS (\$4,500,000) OF SALES TAX BONDS (THE "BONDS"), OF THE PARISH OF POINTE COUPEE, STATE OF LOUISIANA

President Dukes thanked the Finance Committee for their time and assistance in this matter.

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

RESOLVED, That a proposed ordinance providing for the issuance and sale of not to exceed Four Million Five Hundred Thousand Dollars (\$4,500,000) of Sales Tax Bonds (the "bonds"), of the Parish of Pointe Coupee, State of Louisiana; prescribing the form, fixing the details and providing for the rights of the owners thereof; awarding the sales of the Bonds to the purchaser thereof; designating the paying agent for the Bonds; and providing for other matters in connection therewith be adopted by the Pointe Coupee Parish Police Jury.

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

YEAS: Messrs. Cox, Cline, Bazile, Hurst, Langlois, Watkins, Taylor, Mrs. Bueche, Messrs. Smith and Olinde.

NAYS: None.

ABSTAIN: Mr. Dukes.

ABSENT: Mr. Jarreau.

On a vote of 10-0-1-1, the motion carried.

PRESENTATION FROM PROGRESSIVE WASTE SOLUTIONS

Public Utilities Committee Chairperson Bueche reported that the presentation by Progressive Waste Solutions will be delayed until the first Jury meeting in May.

DISCUSSION & CONSIDERATION TO OFFICIALLY PLACE PROGRESSIVE WASTE SOLUTIONS ON NOTICE

Juror Cox reported, in reference to the Jury's contract with Progressive Waste Solutions, there is verbiage in the contract that if the Jury is having problems with the service they can formally place Progressive on notice. Juror Cox reported on a log of complaints for the past six (6) months about missed or no pick up on streets of solid waste, oil spills on highways, truck failures, etc. throughout the parish, compiled by the Public Utilities Billing & Collections Supervisor. He stated they are paying Progressive well to provide a service and are not meeting their responsibility to the contract, and should provide the citizens of the parish with a service they are paid to provide. Juror Cox stated he wants to officially place Progressive on notice about the problems with the service they are providing and collecting solid waste in the parish.

At the request of Juror Cox, Assistant District Attorney John Wayne Jewell commented on his review of the contract agreement between the Jury and Progressive Waste and stated the Jury has the right to place Progressive on notice, assess fines or vote to terminate with appropriate reason.

Juror Smith commented if the Jury has to move forward with potential fines, he suggested residents sign a petition to verify and add merit to their complaints.

Juror Bueche stated the list of complaints, as they occur, have been sent to Progressive via email or fax.

Progressive Waste Operations Manager Charles McClain responded to complaints received, and stated his goal is to assist with resolving and stopping any problems with the solid waste collections in the parish.

Juror Watkins voiced concerns about Progressive's operators damaging the carts in his area and that the residents should not have to pay for their replacement carts if damages were caused by Progressive.

Juror Cox voiced concerns about the recurring complaints and problems throughout the years with Progressive collecting solid waste and not meeting the obligations of their contract.

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

RESOLVED, That Progressive Waste Solutions be officially placed on notice about the problems with solid waste collections in the parish and authorize the Public Utilities Committee to establish procedures and determine the criteria to justify assessing fines or terminate the contract.

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

YEAS: Messrs. Langlois, Watkins, Taylor, Smith, Olinde, Cox and Cline.

NAYS: Mrs. Bueche, Messrs. Bazile and Hurst.

ABSTAIN: Mr. Dukes.

ABSENT: Mr. Jarreau.

On a vote of 7-3-1-1, the motion carried.

UPDATE ON LSU AGCENTER'S BUDGET

Mrs. Monica LaBorde of the LSU AgCenter, who is the Parish Chair and oversees the 4-H Youth Development in the parish, thanked the Jury for their continued financial support and providing office space for their agency. Mrs. LaBorde introduced Mr. Mark Carriere, who replaced the County Agent and assists with 4-H, and Dr. Sarah Shields, who takes care of the horticulture needs of the parish and the Master Garden Program. Mrs. LaBorde commented on the affect the state budget cuts have on their agency.

President Dukes stated the Jury passed a resolution in January in support of continued funding of all LSU AgCenter throughout Louisiana; and a copy of the resolution was sent to our State Senator and Representative.

UPDATE ON HOUSING PROGRAM

Mr. Mark Tizano of Providence Technical Services gave an update on the CDBG Hurricane/Ike Disaster Recovery Housing Program. He reported they have assisted 104 homeowners at a cost of \$951,421.00 in the Phase I, Roof Repair Program. He reported they are ready to proceed with the second phase of the program that will include minor home repairs. He reported there were 175 applicants approved and is awaiting approval of the state to commence work.

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

RESOLVED, That a letter be sent to State Senator Rick Ward and State Representative Major Thibaut to request their assistance to obtain duplication of benefits sweeps from the state for the eligible residents for the CDBG Minor Home Repair Program.

Unanimously carried.

President Dukes commended the Jury for setting aside some of the CDBG (LRA) funds to provide a housing program in the parish.

AUTHORIZE SPECIAL COUNSEL, DANNIE GARRETT, TO REGISTER AS A LOBBYIST ON BEHALF OF THE POINTE COUPEE PARISH POLICE JURY

Secretary Martin explained the reason the Jury needed to authorize Attorney Dannie Garrett is to act as special counsel to register as a lobbyist on behalf of the Jury. This request is needed because of HB 967 filed by Representative Thibaut to amend the law to authorize police juries to adopt

regulations with regard to the keeping of livestock, which currently the law only allows a Jury to regulate the keeping of cattle.

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

RESOLVED, That Attorney Dannie Garrett be authorized as Special Counsel to register as a lobbyist on behalf of the Pointe Coupee Parish Police Jury.

Unanimously carried.

UPDATE ON FALSE RIVER

Vice President Olinde gave an update on False River stating the gates were opened on March 22, 2016, closed on March 26, 2016 at a water level of 15.4', March 26 – 30, 2016 the gates were reopened at 15.8', closed April 1, 2016 at 15.5' and today was 15.8'.

PROCLAMATION--DECLARE APRIL AS FAIR HOUSING MONTH

Motion by Mr. Taylor and seconded by Mrs. Bueche:

**PROCLAMATION
FAIR HOUSING MONTH**

WHEREAS, the strength of our nation flows from the promise of individual equality and freedom of choice; and

WHEREAS, the 48th Anniversary of the National Fair Housing Law, Title VIII of the Civil Rights Act of 1968, during the month of April, is an occasion for all Americans - individually and collectively - to rededicate themselves to the principle of freedom from housing discrimination whenever it exists; and

WHEREAS, this law guarantees for each citizen the critical, personal element of freely choosing a home; and

WHEREAS, a fair housing law has been passed by the State of Louisiana, and implementation of the law requires the positive commitment, involvement and support of each of our citizens; and

WHEREAS, the department and agencies of the State of Louisiana are to provide leadership in the effort to make fair housing not just an idea, but an ideal for all our citizens; and

WHEREAS, barriers that diminish the rights and limit the options of any citizen to freely choose a home will ultimately diminish the rights and limit the options of all.

NOW, THEREFORE, I, CORNELL T. DUKES, President of the Pointe Coupee Parish Police Jury do hereby proclaim the month of **April 2016**, as **FAIR HOUSING MONTH** in Pointe Coupee Parish and do hereby encourage all citizens to abide by the letter and spirit of the Fair Housing Law, and ask the citizens of this Parish to join in reaffirming the obligation and commitment to fair housing opportunities for all.

Unanimously carried.

COMMITTEE REPORTS:

PERSONNEL

Mr. Alfred Russell, a retired employee of the Jury, commented on his 31 years of experience as an operator and why he was not hired for the position of Equipment Operator IV.

Chairman Olinde reported the committee recommended promoting their current employee, Mr. Derriontre Victorian, for the position of Equipment Operator IV.

Chairman Olinde reported on Personnel Committee meetings held March 30, 2016 & April 7, 2016. Copies of the minutes were emailed to each Juror.

Motion by Mr. Olinde and seconded Mr. Bazile:

RESOLVED, That Mr. Herbert Terrance be terminated from employment with the Jury as a Laborer; and be it

RESOLVED further, That Mr. Derriontre Victorian be promoted to the position of Equipment Operator IV at a salary of \$25,552.00; and be it

RESOLVED further, That the secretary be authorized to advertise for the Road Maintenance Supervisor position; and be it

RESOLVED further, That the secretary be authorized to advertise for two (2) laborers positions, pending approval of the termination of Mr. Herbert Terrance and promotion of Mr. Derriontre Victorian; and be it

RESOLVED further, That the Formal Education Section of the Job Description for the Parish Administrator be amended to replace the wording Bachelor's Degree with Bachelor's Degree in Finance.

Unanimously carried.

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

RESOLVED, That Mr. James David be promoted to the position of Public Works Director at a salary of \$52,261.00, effective June 1, 2016; and be it

RESOLVED further, That the Assistant Public Works Director be reimbursed \$50.00 per month for the use of his personal cell phone; and be it

RESOLVED further, That the employees of the Recreation Department be allowed to change their work schedule for the week of April 11, 2016 to four (4), nine-hour days and one (1), four-hour day to be able to attend the Employee Appreciation Day on April 15, 2016.

Unanimously carried.

In response to Juror Cline, Juror Hurst stated even though the position of Road Maintenance Supervisor is being advertised as recommended at their March 30, 2016 meeting, after discussion at their April 7, 2016 meeting, the committee agreed to continue discussion about whether to fill this position at their next meeting. Chairman Olinde stated the position will not be available until July 1, 2016.

PUBLIC UTILITIES

Vice Chairman Cline reported on a Public Utilities Committee meeting held April 5, 2016. Copies of the minutes were emailed to each Juror.

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

RESOLVED, That the Operating and Maintenance Agreement with False River Water Works be terminated as of May 1, 2016 or for any unforeseen issues, by June 1, 2016; and be it

RESOLVED further, That the Police Jury enters into an agreement with Merrick & Hogan, CPA's and False River Waterworks to bill all fees to customers in the area between New Roads City Limits and Bigman Lane at Oscar, LA.

Unanimously carried.

Chairperson Bueche reported since January the utilities collections have increased by \$11,652.00 monthly, and she credited this improvement to the Utilities Committee, Utilities Billing & Collections Department Supervisor Beverly Francois and the Utilities Department for their hard work and success.

PUBLIC WORKS

Chairman Olinde reported on a Public Works Committee meeting held April 7, 2016. Copies of the minutes were emailed to each Juror.

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

RESOLVED, That the Parish Maintenance Department perform the work of cleaning ditches, creating two (2) ditches and placing culverts on Cooks Landing and Richey Street as proposed by Patin Engineers and Surveyors, Inc.; and be it

RESOLVED further, That the remainder of LRA funds for Cooks Landing and Richey Street be used for larger LRA projects; and be it

RESOLVED further, That Driveway/Agricultural Culvert Permit Fee be increased to \$25.00.

Unanimously carried.

RESOLUTIONS

Chairperson Bueche reported on a Resolutions Committee meeting held April 11, 2016. Copies of the minutes were emailed to each Juror.

Motion by Mrs. Bueche and seconded by Mr. Bazile:

RESOLVED, That Change Order No. 1 to provide a credit in the amount of (\$27,500.00) and the Certificate of Substantial Completion be approved for the LRA Hurricane Gustav/Ike Disaster Recovery Project No. 12 – La Hwy. 78 Drainage, and President Cornell T. Dukes be authorized to sign the Change Order No. 1 and Certificate of Substantial Completion; and be it

RESOLVED further, That Change Order No. 1 to provide an increase in the construction cost by \$17,001.65 and the Certificate of Substantial Completion be approved for the Road Maintenance & Rehabilitation Program, and President Cornell T. Dukes be authorized to sign the Change Order No. 1 and Certificate of Substantial Completion; and be it

RESOLVED further, That the low proposal in the amount of \$186,633.00 submitted by Gemini Insurance Company for General Liability Insurance presented by Smith-LBA Insurance be accepted, pending legal opinion from Assistant District Attorney John Wayne Jewell about the need for terrorism coverage; and be it

RESOLVED further, That President Cornell T. Dukes be authorized to sign an agreement between the Police Jury and Colonial Pipeline Company to allow the Jury to remove the culvert that exists in the 50 ft. right-of-way of Colonial Pipeline and replace it with a concrete ditch bottom as part of a drainage improvement project by the Jury in Delta Place Subdivision; and be it

RESOLVED further, That the an article be placed in The Banner and on the Jury's website advising citizens about the delay in grass cutting on parish roads until bids are awarded for the Parish Roadside Grass Maintenance (grass cutting); and be it

RESOLVED further, That the Jury consider using the drainage crew to cut grass on parish roads and allow spraying of grass until the bids are awarded; and be it

RESOLVED further, That Mr. Samuel Cavalier be granted a 30-day extension to make repairs to an abandoned house owned by the Virginia Hargrove Estate located on Lot 36 in J. V. Loupe Subdivision at New Roads; and be it

RESOLVED further, That the low bid submitted by Materials Resources, Inc. for cold mix asphalt in the amount of \$92.20 per ton delivered be accepted; and be it

RESOLVED further, That the low bid submitted by HD Supply Waterworks for culverts (Polyethylene Pipe) be accepted; and be it

RESOLVED further, That the low bid submitted by Coastal Culvert & Supply, Inc. for culverts (Asphalt Coated & Galvanized) be accepted; and be it

RESOLVED further, That Moreau’s Material Yard for various size limestones be accepted as follows: #610 – crushed, \$32.00 per ton (delivered) and \$25.25 per ton (picked up), and #57 - \$32.00 per ton (delivered) and \$25.25 per ton (picked up); and be it

RESOLVED further, That the governing authority of Pointe Coupee Parish in regular meeting assembled does hereby certify to the Louisiana Department of Transportation and Development the following requested changes to the Pecan Island Bridge structure over Bayou Chenal as follows:

1. Reference is made to T. Baker Smith drawings in parish hands marked for Federal Project – H010724, State Project – H.010724.5 – Sheets 1 thru 7 & 101, 401, 402, 403 & 404.
2. Parish requests that the low chord bridge elevation be changed from 26.5’ to 23.81’; and be it

RESOLVED further, That the Pointe Coupee Parish Police Jury also request that all support piles be installed with the least amount of vibration as not to cause a ground ripple effect due to location of this bridge near an established residential area, and request a drilling process (auger & casing method) be utilized in lieu of driving required bridge pile supports; and be it

RESOLVED further, That the proposal in the amount of \$3,400.00 submitted by Kenneth Vavasseur to replace the flooring in the Old Innis Fire Station for Council on Aging to be funded by the Local Government Assistance Program (LGAP) be accepted.

Unanimously carried.

PRESIDENT’S REPORT

President Dukes thanked Jurors and everyone who are sponsoring and assisting with the Employees Appreciation Day that will be held on Friday, April 15, 2016.

President Dukes commented on the upcoming scheduled tour of parish roads this month.

Motion by Mr. Bazile and seconded by Mr. Taylor, the meeting adjourned at 6:38 p.m.

Gerrie P. Martin
Secretary

Cornell T. Dukes
President