

MINUTES
POINTE COUPEE PARISH POLICE JURY
June 24, 2014

The Pointe Coupee Parish Police Jury met in regular session at 5:00 p.m. on Tuesday, June 24, 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, Clifford Nelson, Allen Monk, Kyle Olinde, Cornell Dukes, Glenn Cline, Albert Dukes, Mmes Janet Vosburg and Melanie Bueche.

ABSENT: Messrs. Russell Young, Justin Cox and Kurt Jarreau.

ADOPT MINUTES

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

RESOLVED, That the minutes of June 10, 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 CALVIN FIRMIN AND NOLA AGUILLARD

Juror Olinde presented the following expression of sympathy resolution to the family of Mr. Calvin Firmin:

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

WHEREAS, God in His infinite wisdom has called to his eternal reward Mr. Calvin Paul Firmin; and

WHEREAS, Mr. Calvin Paul Firmin was a native of Simmesport and a resident of Erwinville and West Baton Rouge Parish for 81 years; and

WHEREAS, he served in the Korean War under the United States Army and retired from Copolymer with 39 years of service; and

WHEREAS, his 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 Mr. Calvin Paul Firmin this resolution of sympathy in the loss of their loved one.

Unanimously carried.

The family of Mrs. Nola Aguillard was not at the meeting.

PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE FOR THE SALE OF PROPERTY TO THE HEALTH SERVICES DISTRICT NO. 1

A hearing to obtain public input to an ordinance to authorize the private sale of certain real property to Pointe Coupee Parish Health Services District Number One and to further provide with respect thereto was held Tuesday, June 24, 2014 at 5:13 p.m. by the Police Jury of the Parish of Pointe Coupee, Louisiana.

There were no objections received, orally nor written.

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

RESOLVED, That an ordinance to authorize the private sale of certain real property to Pointe Coupee Parish Health Services District Number One be adopted by the Pointe Coupee Parish Police Jury.

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

YEAS: Messrs. Pourciau, Nelson, Monk, Olinde, C. Dukes, Cline, A. Dukes, Mmes Vosburg and Bueche.

NAYS: None.

ABSENT: Messrs. Young, Cox and Jarreau.

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

LEGISLATIVE UPDATES

State Senator Rick Ward gave legislative updates and reported on funding approved for the False River Ecosystem Restoration Project, upgrade and new equipment for the E911 Communications Center and Fence Line Monitoring Project. He reported the drawdown of False River will occur in the fall of 2014.

The Jury thanked Senator Ward for the updates and continued support of the Jury.

ANNOUNCE CANDIDACY FOR UNITED STATES CONGRESS

Mr. Garrett Graves of Baton Rouge announced his candidacy for United States Representative in the Sixth Congressional District and requested support of Jurors.

DISCUSSION AND CONSIDERATION OF BUILDING PERMIT ORDINANCE AMENDMENT

Juror A. Dukes asked the secretary to read the resolution asking Assistant District Attorney John Wayne Jewell to review documents from Gerard LaCour to determine if his building permit fee should be reduced and email Attorney Jewell sent to Parish Administrator Jimmy Bello replying about this matter. He stated if the email was available, the Jury would not incur additional cost by Attorney Dannie Garrett researching and preparing documents in this matter.

Attorney Jewell stated his email was only giving a status report on the matter and he had not heard from and was still waiting to hear back from Mr. LaCour or his attorney.

The resolution and email was not read, and there were no objections to adding the email into the minutes.

From: John Wayne Jewell

Sent: Tuesday, February 18, 2014 5:04 PM

To: Bello, Jim

Subject: Gerard LaCour

You will recall at the last meeting the jury asked that the DA handle the request of Gerard LaCour re. building permit fee. I followed Mr. LaCour out of the meeting and advised him that I would be hard pressed to find a legal solution that

met his goal but that he should deliver to me the appropriate documentation which he discussed at the meeting. I have yet to hear from him. As I recall he wants the jury to apply the fee established by a former ordinance instead of the fee established by the ordinance existing at the time his construction commenced and, hence, his subject application. I cannot come up with a solution in his favor which would not violate the equal protection clause of the constitution nor Article VII, Sec. 14 of the constitution which prohibits donating public funds to the private sector. I also asked Mr. LaCour to have his attorney contact me with any suggestions which he feels may satisfy my concerns. I'll let you know if I hear further from Gerard or his attorney. Jwj"

Attorney Garrett presented and reviewed the following amendment to the Building Permit Ordinance for the Jury's consideration:

Juror A. Dukes voiced concerns about the Jury not enforcing and changing their current ordinance to satisfy one individual, who complained about the permit fee.

Juror Vosburg commented on the Jury offering economic development incentives for businesses locating into the parish as it relates to the permit fees. She stated everyone will benefit from the new amendment to the ordinance and anyone who pays less and qualifies would receive a reimbursement.

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

NOTICE OF INTRODUCTION OF ORDINANCE
AND OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the following ordinance has been introduced before the Pointe Coupee Parish Police Jury and that a public hearing will be held relative thereto at 5 o'clock p.m., Tuesday, July 8, 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:

AN ORDINANCE

An Ordinance providing for Amendment to the Building Permit Fee for Commercial Buildings and related matters.

BE IT ORDAINED by the Pointe Coupee Parish Police Jury in regular session convened that Article I of Chapter 6, Section 6-1 of the Parish Code of Ordinance is amended and reenacted to read as follows:

CHAPTER 6. BUILDINGS

ARTICLE III. IN GENERAL

SECTION 6-1. Permit fees

* * * * *

Commercial Permit Fee will be determined by the following: 1) \$5.00 per thousand dollars for the first three million dollars, plus \$3.00 per thousand for the next two million dollars, plus \$1.00 per thousand for any amount over five million dollars, based upon the contracted total cost of construction.

Example: ~~a 2,000,000 contracted construction project multiplied by the \$5.00 per thousand fee would equal to a \$10,000 permit fee.~~ The permit fee for a commercial construction project with \$6,000,000 contracted total cost of construction would be calculated as follows:

First \$3,000,000	Next \$2,000,000	Final \$1,000,000
$\$3,000,000 \div \$1,000 = 3,000$	$\$2,000,000 \div \$1,000 = 2,000$	$\$1,000,000 \div \$1,000 = 1,000$
$3,000 \times \$5.00 = \$15,000$	$2,000 \times \$3.00 = \$6,000$	$\$1,000 \times \$1.00 = \$1,000$
Total Commercial Permit Fee		
\$6,000,000 Project		$\$15,000 + \$6,000 + \$1,000 = \underline{\underline{\$22,000}}$

SECTION 4. This ordinance shall be effective upon adoption.

SECTION 5. This ordinance is entitled to have retroactive effect from May 28, 2013. Any person issued a permit between May 28, 2013 and the effective date of this ordinance shall be entitled to a refund of any amounts paid in excess of the amount that would have been paid had the permit fee been calculated in accordance with this ordinance.

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

- YEAS: Mr. Cline, Mrs. Vosburg, Messrs. Pourciau, Nelson, Monk, Olinde, C. Dukes and Mrs. Bueche.
 - NAYS: Mr. A. Dukes.
 - ABSENT: Messrs. Young, Cox and Jarreau.
- On a vote of 8-1-3, the motion carried.

DISCUSSION OF SYNTHETIC DRUGS

Juror A. Dukes commented on the serious problem and need for the public to be educated about using synthetic drugs.

Sheriff “Bud” Torres reported on the use of synthetic marijuana in the parish and worldwide. He reported on the serious side effects of using this drug.

DISCUSSION OF DRAINAGE PROBLEMS ON PROPERTY AT VENTRESS

Mr. Lester Jeanpierre discussed drainage problems on property at Ventress. He addressed concerns about discussion and clarification statements made in previous minutes of the Jury that he felt had some incorrect statements. He presented a statement from Mr. John Louis concerning this matter.

REPORTS FROM DEPARTMENT HEADS (DIRECTORS):

Building Maintenance Supervisor

Ken Vosburg presented the Building Maintenance Report for June. He gave an update on cleaning the old jail for storage. He gave a status report on receiving proposals to repair the roof on the animal shelter building.

Certified Building Official

John Pinsonat reported on the residential and commercial permits issued in June. At the request of Juror Vosburg, Mr. Pinsonat will present a written report for residential permits issued each month.

Multi-Use Center Director

Weldon Jewell reported on the rodeo held at the center, events scheduled for July and completion of the storage building.

Parish Administrator

Jimmy Bello reported on LA DEQ workshop he attended about burning requirements and guidelines (copies given to each Juror). He suggested publishing an article in The Banner to educate the public about the requirements.

Parish Treasurer

Assistant Treasurer Ann Leonard presented the Financial Report for June prepared by the treasurer.

Public Utilities Supervisor

Albert Sneed was not present.

Public Utilities Billing and Collections Supervisor

Beverly Francois presented the Utilities Billing and Collections Report for June.

Public Works Director

“Chippy” Jarreau presented a Work Orders Report for drainage and road projects.

Recreation Director

Sal Genusa presented the Recreation Report for June.

Sales Tax Director

Ronell Roubique presented the Sales Tax Collections and Delinquent Taxpayers Reports.

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 was absent.

DISCUSSION OF OPENING THE GATES AT FALSE RIVER

Juror A. Dukes voiced concerns received about opening the gates at False River in a timely manner during the recent rainfall.

Juror Olinde explained the process of opening the gates and stated the water level at False River should be at 16 ft. and was 15.8 ft. at time of rainfall.

President Bueche reported Juror Olinde placed eight (8) banners at the boat landings around False River stating the drawdown of the river will begin September 2, 2014. Juror Olinde received approval from the Jury to send a letter of appreciation to Coca-Cola for donating the banners.

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

After discussion, Juror A. Dukes tabled the approval for Attorney Leo Hamilton to attend a Jury meeting to give an update on pending litigation.

DISCUSSION OF COMPOSING THE MINUTES OF THE POLICE JURY MEETINGS

President Bueche reported on discussion with Attorney Garrett about composing minutes of the Police Jury meetings. She reminded Jurors about resolutions adopted stating “detailed information be eliminated from the Police Jury minutes”, and encouraged Jurors to abide by the resolution. She stated the minutes should reflect what was done at the meetings and not necessary what was said, minutes should be a summary of what transpired, the resolution offered, who made the resolution, whose second the resolution and the vote taken. She stated lengthy conversations, paragraphs, detailed feelings and statements of Jurors should be excluded from the minutes. She stated reporters are at the meetings to write and publish detailed information and specific quotes from individual Jurors.

DISCUSSION AND CONSIDERATION OF TASKING ATTORNEY DANNIE GARRETT TO CRAFT PROCEDURES FOR ADOPTION OF ORDINANCES

Parish Administrator Bello discussed tasking Attorney Garrett to craft procedures for adoption of ordinances by the Jury.

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

RESOLVED, That the Pointe Coupee Parish Police Jury task the services of Attorney Dannie Garrett, III to craft procedures for adoption of ordinances.

Unanimously carried.

DISCUSSION AND CONSIDERATION OF TASKING ATTORNEY DANNIE GARRETT TO REVISE AND UPDATE CURRENT ORDINANCES

Parish Administrator Bello discussed tasking Attorney Garrett to revise and update current ordinances.

Juror A. Dukes asked that Attorney Leo Hamilton be tasked to share with Attorney Garrett to update current ordinances.

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

RESOLVED, That the Pointe Coupee Parish Police Jury task the services of Attorney Dannie Garrett, III and Attorney Leo Hamilton at \$175 per hour to revise and update current ordinances.

Unanimously carried.

RESOLUTIONS:

APPROVE INVOICES FROM HGA FOR IKE/GUSTAV DISASTER RECOVERY PROGRAM, PEC FOR FALSE RIVER ECOSYSTEM RESTORATION PHASE I SOUTH FLATS AND SJB GROUP, LLC FOR NEW ROADS SEWER IMPROVEMENTS; AUTHORIZE PC REC TO PROVIDE A PORTA CAN AT TE BATCHELOR RECREATION PARK FOR AN EVENT ON JULY FOURTH WEEKEND

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

RESOLVED, That invoices totaling \$28,287.46 (Interim Billing #45) submitted by Hunt Guillot & Associates, LLC for professional services for Hurricanes Ike/Gustav Disaster Recovery Program be approved for payment; and be it

RESOLVED further, That an invoice in the amount of \$17,280.00 submitted by Professional Engineering Consultants Corporation for engineering services for the False River Ecosystem Restoration Phase I South Flats be approved for payment; and be it

RESOLVED further, That invoices totaling \$8,687.80 submitted by SJB Group, LLC for professional services for Hurricanes Ike/Gustav CDBG New Roads Sewer Improvements Back Up Pumps/Sewer Lift be approved for payment; and be it

RESOLVED further, That PC Rec be authorized to purchase and installed a porcelain commode and vanity sink at a cost not to exceed \$100.00 at the Batchelor Recreation Park.

Unanimously carried.

COMMITTEE REPORTS:

PLANNING COMMISSION

Juror Vosburg reported on a Planning Commission meeting held June 19, 2014. Copies of the minutes were given to each Juror.

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

RESOLVED, That upon the recommendations of the Pointe Coupee Parish Planning Commission and Parish Sanitarian, that a plat to subdivide Lots B-1-A, C-1, B-2 and C, of the former Walter Merritt Estate property into Lot B-1C-1, Lot C-1-A, Lot B-2-A and Lot C-1-B located in Sections 44 and 45, T1S & R7E at Lettsworth, pending the property lines show Lot B-1-C belongs to Louis Scott and Lots D-1 and D belong to Flint and Shannon Langlois for Sam Blanchard, III; and be it

RESOLVED further, That Mrs. Melanie L. Bueche be authorized to execute the above plat for Sam Blanchard, III.

Unanimously carried.

FINANCE

Chairman Monk reported on a Finance Committee meeting held June 19, 2014. Copies of the minutes were given to each Juror.

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

RESOLVED, That the Police Jury employs six (6) student workers for the month of July at \$7.25 per hour, 20 hours per week to be paid from the General Fund, and upon completion of the program, the students must work two (2) hours in the Jury Office and attend one (1) meeting of the Jury.

Unanimously carried.

President Bueche announced reducing the Finance Committee to seven (7) members and names are as follows: Mmes Melanie Bueche, Janet Vosburg, Messrs. Justin Cox, Cornell Dukes, Kyle Olinde, Russell Young and Allen Monk, Chairman.

President Bueche stated the Finance Committee needed to schedule a meeting before the next Jury meeting to discuss security in the courthouse. Chairman Monk scheduled the Finance Committee meeting Wednesday, July 2, 2014 at 5:30 p.m.

Motion by Mr. Monk and seconded by Mr. C. Dukes, the meeting adjourned at 6:40 p.m.

Gerrie P. Martin
Secretary

Melanie L. Bueche
President