

MINUTES
POINTE COUPEE PARISH POLICE JURY
May 9, 2017

The Pointe Coupee Parish Police Jury met in regular session at 5:30 p.m. Tuesday, May 9, 2017, 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. Mitch Langlois, Gordon Taylor, Cornell Dukes, Stephen Smith, Kyle Olinde, Justin Cox, Glenn Cline, Edward Bazile, Kurt Jarreau and Mrs. Melanie Bueche.
Arrived after roll call: Mr. Anthony Hurst.
ABSENT: Mr. Charles Watkins.

AMEND AGENDA

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

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

- Discussion & consideration of the operations of the PC Parish Museum.
- Approve invoice for Moreau Construction for Delta Place Subdivision Drainage Project.

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

YEAS: Messrs. Langlois, Taylor, Dukes, Smith, Olinde, Cox, Cline, Bazile, Jarreau and Mrs. Bueche.
NAYS: None.
ABSENT: Messrs. Watkins and Hurst.
On a vote of 10-0-1, the motion carried.

15 MINUTES OF PUBLIC COMMENTS

There were no public comments.

ADOPT MINUTES

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

RESOLVED, That the minutes of April 25, 2017 meeting be adopted as presented and published in the official journal.

Unanimously carried.

DISCUSSION AND CONSIDERATION OF NOXIOUS ODORS FROM RELIABLE LANDFILL AT LIVONIA

Public Sector Solutions Manager Warren Guedry, Jr., along with Senior District Manager David Mason, Engineer Amanda Olson and Mrs. Donna Cortez, of Waste Management appeared before the Jury to address concerns and complaints from citizens about the noxious odors from the Reliable Landfill at Livonia. He explained the possible causes of the odors are attributed to construction debris from the recent flooding that were received at the landfill and is not a health hazard. He reported on the necessary steps they have taken to control and remedy the odors at the landfill. In closing they responded to questions from Jurors.

Juror Smith commented on his research and information from the LA Department of Environmental Quality (DEQ) about the odors from the landfill.

DISCUSSION OF FLOOD PROTECTION PLAN FOR PECAN ACRES SUBDIVISION

Ms. LeTonia Mingo appeared before the Jury to discuss whether the Police Jury has a flood protection plan in place for Pecan Acres Subdivision at New Roads. She reported the hurricane

season will begin in June and to prevent further flooding in the subdivision she is concern about a plan being in place.

Floodplain Administrator Cletus Langlois reported that 800 feet of aqua dam, which is a flood barrier, is ready to order and would be installed as a flood protection in the subdivision, in the event of a storm or hurricane. The cost of the aqua dam is reimbursable by FEMA.

Assistant OEP Director Mark Ward reported the necessary steps are in place in the parish in the event of storms and hurricanes, including 10,000 sandbags being staged when needed. There will be a future meeting with parish officials to prepare and discuss preventative plans for upcoming hurricanes and storms that may occur in the parish at the OEP Office.

There were further questions and comments from Jurors about the past flooding in the parish and being prepared for future flood events.

DISCUSSION AND CONISDERATION OF THE FY 2018-2019 LCDBG PROGRAM

Engineer Kevin Gravois discussed the Jury submitting a grant application for funding through the State of Louisiana FY 2018-2019 Community Development Block Grant (LCDBG) Program for a project of low and moderate income areas in the parish. He noted at their last meeting the Jury discussed funding sewer improvements in Sewerage Districts No. 1 or 3A in the parish. Upon discussions and review by Jurors Hurst and Dukes, the Jury agreed to fund sewer improvements in Sewerage District No. 1.

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

A resolution to authorize and direct that the Pointe Coupee Parish Police Jury President sign and execute on behalf of the Police Jury any and all contracts, purchase agreements, declarations, applications, amendments, agreements and all other documents and paperwork necessary for the application, administration and closeout of all FY 2018-2019 Louisiana Community Development Block Grant Applications; and further indicating the intention of the Pointe Coupee Parish Police Jury, State of Louisiana, to allocate funds for the procurement of professional services for the FY 2018-2019 LCDBG Program.

WHEREAS, the Pointe Coupee Parish Police Jury intends to apply to the State of Louisiana, Office of Community Development for Louisiana Community Development Block Grants for eligible activities; and

WHEREAS, these grants will require a large volume of paperwork from the Parish in an expedited manner; and

WHEREAS, the Pointe Coupee Parish Police Jury has decided to apply for a Louisiana Community Development Block Grant under the FY 2018-2019 program funding cycle for the exclusive benefit of the citizens of the Parish; and

WHEREAS, the Parish has agreed to allocate funds for Engineering and Administrative Services in order to receive "bonus" points on the LCDBG application: Therefore be it

RESOLVED, by the Police Jury, the governing authority of Pointe Coupee Parish, That Mrs. Melanie L. Bueche, President, be and is hereby authorized and directed to sign and execute on behalf of the Pointe Coupee Parish Police Jury any and all contracts, declarations, application, amendments, land purchase agreements, and other multi party agreements and all other documents and paperwork necessary for the application, administration and closeout of FY 2018-2019 Louisiana Community Development Block Grants; and be it

RESOLVED further, That the Police Jury advertise in the official journal to request for proposals for an administrative consultant and statement of qualifications for engineering services for the FY 2018-2019 LCDBG Program.

Unanimously carried.

UPDATE ON ROAD REHABILITATION PROGRAM

Engineer Gravois read his letter to the Jury giving an update on the Road Rehabilitation Program and the submittal of Coastal Bridge Company letter and proposed plan of actions for remedying the asphalt raveling roads they overlayed in the parish. After further discussion, he recommended the following resolution for approval of the Jury:

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

RESOLVED, That the Police Jury sends a demand letter to Nationwide Mutual Insurance Company, the payment and performance bonding company for Coastal Bridge Company on the Road Rehabilitation Program, requesting roads that have exposed aggregate, raveled asphalt or potholes in the Parish be restored in accordance with the project plans and specifications.

Unanimously carried.

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

RESOLVED, That the Professional Engineering Consultants Corporation be authorized to prepare the plans and specifications and proceed with the advertisement for bids in the official journal for the overlay of parish roads with remaining funds in the Road Rehabilitation Program.

Unanimously carried.

CLARIFICATION TO ATTORNEY GENERAL OPINION ISSUED APRIL 17, 2017 REFERENCED TO HOME RULE CHARTER

Juror Jarreau reported on needing clarification to the Attorney General's Opinion 17-0045 issued April 17, 2017 to Representative Major Thibaut referenced to the Home Rule Charter and the elimination of one (1) year from the terms of current Jurors. Juror Jarreau stated that he is aware that it may not change the verdict, but there were some discrepancies in the letter that needed clarification and correction from the Attorney General.

Juror Hurst asked that a copy of Representative Thibaut's letter requesting the opinion be obtained. He stated he has no objections to the Home Rule Charter because the people have spoken, but his concern is the legality and clarity of the opinion.

Juror Cox commented the Attorney General's Opinion does have incorrect information regarding the terms of the Jurors and other dates, but regardless of those errors, 76% of the citizens in the parish voted and 57% approved the Home Rule Charter and the council form of government. He stated the Attorney General's Opinion backs up the advice given to the commission by Attorney Dannie Garrett and that it's legal to shorten the terms of the current Jurors. He stated emphasis should be noted in the referenced statutes and constitutions in the AG's opinion, regardless of the errors noted.

Juror Jarreau stated his request is not about overturning the election, but about conforming to the law.

Juror Smith noted there are some errors in the opinion, but the people have voted and correcting the errors will not change the results of the opinion so the Jury should move forward.

Juror Dukes commented as a member of the Charter Commission he did not see any wrong doing taken place, and that the people have approved the council form of government. He stated regardless of the form of government, any corrections made will not change the outcome of the election or the results of the opinion and Pointe Coupee should move forward.

Juror Olinde stated he was not in favor of the Home Rule Charter form of government, but the people of his district have spoken and approved the charter. He feels the opinion should be corrected and properly written.

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

RESOLVED, That a letter be sent to the LA Attorney General to give clarification of his Opinion 17-0045 regarding the Pointe Coupee Parish Home Rule Charter, due to discrepancies in the letter.

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

RESOLVED, That the Police Jury takes no actions on sending a letter to the LA Attorney General for giving clarification of his Opinion 17-0045 regarding the Pointe Coupee Parish Home Rule Charter; and be it

RESOLVED further, That the Police Jury respect the vote of the people for the Home Rule Charter and begin moving Pointe Coupee Parish forward.

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

- YEAS: Messrs. Cox, Cline, Bazile, Langlois, Dukes and Smith.
- NAYS: Messrs. Hurst, Jarreau, Taylor, Olinde and Mrs. Bueche.
- ABSENT: Mr. Watkins.

On a vote of 6-5-1, the motion carried.

President Bueche stated she voted no because she feels the letter is incorrectly written.

INTRODUCTION OF AN ORDINANCE TO AMEND CHAPTER 10 OF THE CODE OF ORDINANCES TO ESTABLISH USER RATES AND RELATED REQUIREMENTS FOR THE PARISH NATURAL GAS SYSTEMS

Juror Cline reported on an introduction of a proposed ordinance to amend Section 10-3 of Article I of Chapter 10 of the Code of Ordinances of the Parish of Pointe Coupee, Louisiana establishing user rates and related requirements for the parish natural gas system.

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

NOTICE OF INTRODUCTION OF ORDINANCE
AND PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a proposed ordinance to amend Section 10-3 of Article I of Chapter 10 of the Code of Ordinances of the Parish of Pointe Coupee, Louisiana establishing user rates and related requirements relative to the Pointe Coupee Parish Natural Gas System, and further providing with respect thereto 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 5:30 p.m., Tuesday, May 23, 2017 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.

Unanimously carried.

UPDATE ON FALSE RIVER

Vice President Olinde gave an update on False River and reported the water level is 16.2 ft., and both gates are open.

RESOLUTIONS:

APPROVE INVOICES & ACCEPT CERTIFICATE OF SUBSTANTIAL COMPLETION FOR REGIONAL FENCE LINE MONITORING PROJECT

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

RESOLVED, That the final retainage invoices in the amount of \$162,921.91 submitted by Government Scientific Source, Inc. and \$19,343.00 submitted by Emergency Response Technology, LLC, for the Regional Fence Line Monitoring Project be approved for payment; and be it

RESOLVED further, That Certificates of Substantial Completion for Government Scientific Source, Inc. and Emergency Response Technology be accepted and Mrs. Melanie Bueche be authorized to sign the certificates.

Unanimously carried.

AUTHORIZE THE PRESIDENT TO SIGN AGREEMENT WITH R & R CONSULTANTS, LLP FOR GAS DISTRICTS NO. 1 & 2

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

RESOLVED, That Mrs. Melanie Bueche be authorized to sign an agreement between the Police Jury and R & R Consultants, LLP for a term of three years to provide professional and technical services to the gas system.

Unanimously carried.

APPOINT MEMBER TO PC HEALTH SERVICES DISTRICT NO. 1 BOARD

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

RESOLVED, That Mrs. Mary “Toddie” Grezaffi be appointed to serve as a member of the Board of Commissioners for Pointe Coupee Health Services District No. 1 to fill the unexpired term of Mrs. Juliet Williams, who passed away.

Unanimously carried.

APPOINT MEMBER TO FIRE DISTRICT NO. 3 BOARD

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

RESOLVED, That Mr. Jeffery Hanks be appointed to serve as a member of the Board of Commissioners for Pointe Coupee Parish Fire Protection District No. 3 to fill the unexpired term of Mr. Ray Barentine, who passed away.

Unanimously carried.

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, 2017

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

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, 2017 be approved.

Unanimously carried.

DISCUSSION AND CONSIDERATION OF THE OPERATIONS OF THE POINTE COUPEE MUSEUM

Chairperson Gail Hurst and Mrs. Renee Major, members of the Museum Committee, reported to the Jury that the Friends of Pointe Coupee Parish Museum will be funding the salaries of the docents to continue the operations and the museum remaining open for 2017.

President Bueche thanked the Museum Committee for presentation of the above funding and their continued support of the museum.

Juror Smith, whose district the museum is located, gave remarks about the continued operations and support of the museum in the parish.

After discussion, the following resolution was offered:

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

RESOLVED, That the resolution of April 25, 2017 adopted by the Police Jury to cease operations of the Pointe Coupee Parish Museum on May 1, 2017 be rescinded; and be it

RESOLVED further, That the budget of the Police Jury be amended to include funding for the museum.

Unanimously carried.

APPROVE INVOICE FOR MOREAU CONSTRUCTION FOR DELTA PLACE SUBDIVISION DRAINAGE PROJECT

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

RESOLVED, That an invoice in the amount of \$71,388.37 (Payment No. 2) submitted by Moreau Construction Company, LLC for LRA Hurricane Gustav/Ike Disaster Recovery Project No. 3 – Delta Place Subdivision Drainage Project be approved for payment.

Unanimously carried.

CONSIDER AND TAKE ACTION ON COMMITTEE RECOMMENDATIONS:

PERSONNEL

Chairman Olinde reported on a Personnel Committee meeting held May 4, 2017. Copies of the minutes were emailed to each Juror. He presented the following recommendations/resolution for approval:

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

RESOLVED, That Assistant Public Works Director Clarence Bowie be suspended for one (1) week without pay; and be it

RESOLVED further, That a verbal warning be given to Equipment Operator Walter Hutchinson, Jr. by the Public Works Director regarding his actions and place in his personnel file.

Unanimously carried.

Motion by Mr. Smith and seconded by Mr. Jarreau, the meeting adjourned at 7:58 p.m.

Gerrie P. Martin
Secretary

Melanie L. Bueche
President