

RAPIDES PARISH POLICE JURY

REGULAR SESSION

March 18, 2002

The Police Jury of the Parish of Rapides, State of Louisiana, met in Regular Session at its regular meeting place, the Police Jury Room of the Parish Courthouse, 701 Murray Street, Alexandria, Louisiana, on Monday, March 18, 2002, at three (3:00) o'clock p.m. (Central Standard Time).

There were present: Honorable Davron "Bubba" Moreau, President; Joe Fuller, Vice President; and Police Jurors Steve P. Bordelon, Ezra L. Reed, Myron K. Lawson, Donald H. Wilmore, Richard L. Nunnally, Richard W. Billings, Scott Perry Jr.

Also present were Mr. Tim Ware, Treasurer; Mr. Cecil Raggio, Public Works Director; Ms. Donna Andries, Sales Tax Administrator; Ms. Jan Haworth, Office of Economic and Workforce Development Director; Mr. Felix Mouton, WIA Operations Director; Chief David Peart, Fire District No. 2; Mr. Robert L. Bussey, Legal Counsel; Ms. Candice Saucier, Civil Service Director; and Ms. Angie Richmond, Secretary.

Troop 6 Boy Scouts Travis Moore, Daniel Garner, Johnny Voltz, and Nathan Wright posted the Colors in introduction of the new Parish flag, designed by Mr. Morris Taft Thomas, and led the Pledge of Allegiance.

The invocation was given by Mr. Scott Perry Jr.

The Police Jury of the Parish of Rapides, State of Louisiana, was duly convened as the governing authority of said Parish by Hon. Bubba Moreau, President, who welcomed all present and then stated that the Police Jury was ready for the transaction of business.

On motion by Mr. Steve Bordelon, seconded by Mr. Myron Lawson, to adopt the minutes of the Rapides Parish Police Jury held in Regular Session on February 11, 2002, as published in the Official Journal. On vote the motion carried.

On motion by Mr. Steve Bordelon, seconded by Mr. Myron Lawson, that approved bills be paid. On vote the motion carried.

On motion by Mr. Steve Bordelon, seconded by Mr. Myron Lawson, to accept the Treasurer's Report. On vote the motion carried.

On motion by Mr. Steve Bordelon, seconded by Mr. Ezra Reed, to lay over the appointment to the Fire District No. 3 Civil Service Board to fill the expired term of Mrs. Suzy Berry, until nominations are received from Louisiana College, term expired on October 10, 2001. On vote the motion carried.

The following appointments were announced to be made at the next meeting to:

Waterworks District No. 3 for a five year term to fill the expiring term of Mr. Ezra D. White, term will expire on May 1, 2002;

Ward 9 Recreation District for a five year term to fill the expiring term of Mr. Charles R. Moore, term will expire on May 12, 2002;

Wards 1 & 8 Recreation District for a five year term to fill the expiring term of Mr. George Allen, term will expire on May 12, 2002;

Twin Valley Resource Conservation and Development District for one year term to fill the expiring term of Mr. James Turnage, appointed jointly by the Police Jury and NCRS, term will expire on May 30, 2002; and

Twin Valley Resource Conservation and Development District for one year term to fill the expiring term of Chief David Peart, term will expire on May 30, 2002.

On motion by Mr. Richard Billings, seconded by Mr. Don Wilmore, to waive the thirty day announcement rule and reappoint Mr. James Turnage to the Twin Valley Resource Conservation and Development District, representing jointly the Police Jury and NCRS, for one year term, term will expire on May 30, 2003. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Joe Fuller, to commend Oak Hill School for exemplary academic growth in the year 2001. On vote the motion carried.

Mr. Richard Billings presented a plaque to Mrs. Marguerite McNeely, Principal of Oak Hill School.

On motion by Mr. Steve Bordelon, seconded by Mr. Richard Billings and all other Police Jurors, the following In Memoriam was presented and on vote unanimously adopted:

IN MEMORIAM

WHEREAS, Mr. Victor J. Melichar, who owned Melichar's Grocery, was called by his Creator on Monday, March 4, 2002, and

WHEREAS, Mr. Melichar was instrumental in the formation of the Holiday Village Volunteer Fire Department. Melichar's Grocery served as temporary fire station for the first fire truck and he was secretary-treasurer for the association for approximately 25 years.

WHEREAS, Mr. Melichar was a member of Quails Unlimited and the Bohemian Lodge at Libuse.

WHEREAS, throughout his career, Mr. Melichar earned the respect, admiration and high regard of all those with whom he came into contact and the love and affection of all of high and low degree, who were proud to call him friend; and

NOW, THEREFORE, BE IT RESOLVED that the Rapides Parish Police Jury does hereby order that this formal expression of honor for the deceased Mr. Melichar, and sympathy for his family be spread upon the minutes of this meeting;

BE IT FURTHER RESOLVED that a copy hereof be presented to his family, his widow Mrs. Mildred Kastanek Melichar, and his children, as a lasting tribute to his public service.

THUS DONE AND SIGNED on this the 18th day of March, 2002.

Mr. Steve Bordelon presented the In Memoriam to Mr. and Mrs. Dan E. Melichar.

Mr. Max Johnston, representing NCRS, presented a plaque to Mr. Don Wilmore and Mr. Richard Billings for Excellence in Water Resources in Maintenance on Bayou Boeuf, which had been awarded by NCRS and LDOTD at the recent Police Jury Association Conference.

Ms. Teresa Dennis was introduced as the new Regional representative from the Louisiana Department of Economic Development and offered her assistance with resources for small business, expansion, start up and industrial equipment capital outlay, whether technical or financial.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to advertise for proposals for contract hauling pit run (annual contract), to be paid from Road and Bridge Funds and various road maintenance funds, as recommended by the Public Works Director and Purchasing Agent. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to advertise for annual bids for the following: tank car culverts, creosote bridge material, various bituminous material (hot & cold mix), liquid asphalt, various road material (gravel), reinforced concrete pipe, to be paid from Road and Bridge Funds and various maintenance funds. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to advertise for proposals for furnishing and hauling pit run for Wards 9, 10 and 11, to be paid from Road and Bridge Funds and various maintenance funds. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to waive the road name change fee and authorize to change the name of the Clarence Edward Road, off the East River Road, Ward 4, to the Glass Road, as per petition received. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to waive the road name change fee and authorize to change the name of the E. Holloway Road, off the Boy Scout Road, Ward 4, to the Slim Holloway Road, in order to eliminate confusion with East Holloway Road. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize Ms. Louella R. Savage, Highway 165 South, Glenmora, as a Hardship Case, pending proper certification, to be paid out of Road District 1A Maintenance. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to waive the forty foot culvert limitation and authorize the Parish Highway Department to install approximately sixty feet of twelve inch pipe at 6609 Lodi Road for Mr. Glen Couvillion, the property owner to furnish the pipe and the Parish Highway Department to install and backfill. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to renew the Inmate Crew Agreement with the Louisiana Department of Corrections for an additional year, ending June 30, 2003, for the five-inmate crew at Cotile Recreation Area; the four-inmate crew at the Parish Highway Department facility; and three ten-inmate crews working with the Parish Highway Department crews; and one Corrections Security Officer to supervise the Inmate Crews assigned to the Parish Crews; and to authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to waive the forty foot culvert limitation and authorize the Parish Highway Department to install approximately fiftyfive feet of twelve inch pipe at 6605 Lodi Road for Mr. Brian Rachal, the property owner to furnish the pipe and one catch basin and the Parish Highway Department to install and backfill. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to waive the forty foot culvert limitation and authorize the Parish Highway Department to install approximately fiftyfive feet of twelve inch pipe at 6613 Lodi Road for Mr. John Noble, the property owner to furnish the pipe and the Parish Highway Department to install and backfill. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into a Land Use Permit with Roy O. Martin Lumber Company, L.P. wherein the Police Jury is granted a servitude for the enlargement of the current servitude on Strother Crossing Road for the consideration of \$300 and authorize the President to sign upon approval of Legal Counsel. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize the Public Works Director and Purchasing Agent to negotiate contracts with contract-haulers with ten to sixteen yard trucks to be used with the chip spreader for the 2002 resealing program at the rate of \$40 per hour up to forty hours per week and \$45 per hour over 40 hours within a week, to be paid out of Road and Bridge Resealing Funds and appropriate road district funds. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, that the Treasurer prepare and receive Request for Proposals for Title III projects in Kisatchie National Forest, with the guidelines under which the monies may be spent, and the proposals received be brought back to the Police Jury. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into an Intergovernmental Agreement with the Town of Cheneyville for the Parish Highway Department to furnish, deliver and spread an undetermined amount of crushed concrete at the wastewater plant, furnish labor and equipment by using one motor grader and one operator, as requested by Mayor Cox, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into an Intergovernmental Agreement with the Town of Cheneyville for the Parish Highway Department to perform an additional forty hours of ditching within corporate limits and removal of concrete to be placed in wash-outs, furnish labor and equipment with two trucks, two truck drivers and one operator, as requested by Mayor Cox, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into an Intergovernmental Agreement with the Town of Cheneyville for the Parish Highway Department to patch potholes within corporate limits, furnish labor and equipment with one pothole patcher and one operator, as requested by Mayor Cox, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize Ms. Blanche Maricle, 37 Buddy Maricle Road, Pitkin, as a Hardship Case, pending proper certification, to be paid out of Road District 6A Maintenance. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into an Intergovernmental Agreement with the Town of Woodworth for the Parish Highway Department to use manpower, dump trucks and gradealls for up to twentyfour hours for the purpose of cleaning various public drainage ditches within corporate limits, as requested by the Mayor and Town Council, and authorize the President to sign same. On vote the motion carried.

Mr. Billings introduced discussion on sewer system permit requirements and sewer effluent discharge permit requirements with Mr. Gary Lincecum, Parish Manager and Chief Sanitarian. Mr. Lincecum reviewed copies of Act 505 of the 1995 Regular Legislative Session which required all new and reconditioned sewage treatment systems that do not significantly reduce the amount of effluent to have an effluent reducer approved by the Department of Hospitals; a copy of the Department of Health and Hospital sanitary code on sewage disposal which included provisions for effluent reducer, rock-plant filters, spray irrigation, overland flow, and mound or subsurface drip proposal; and a copy of the permit issued to Mrs. Elizabeth Byrd, who has been required to have 100 foot flow reduction line and overflow easement on neighboring property because the property is less than 3 acres (2.29 acres). The subject was further discussed by the Police Jury.

On motion by Mr. Richard Billings, seconded by Mr. Joe Fuller, to request our Legislative Delegation to review the situation wherein the State Sanitary Code once required only 0.65 acre of land as the minimum lot size; the Police Jury increased the minimum lot size to 1.00 acre for a sewer discharge permit after recommendation of the Office of Public Health; and now the State Sanitary Code requires a 3.00 acre minimum lot size for a sewer permit; and to request the Legislature to change the law so it doesn't continue to cause hardships on our citizens and where existing homes that require replacement sewage systems have become unusable. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to lay over the subject of calling the Library tax elections until the April committee meetings. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to acknowledge Mr. Jerry Johnson as elected, as an unopposed candidate, by the employees for representation on the Rapides Parish Civil Service Board to fill the vacancy in the unexpired term. On vote the motion carried.

The following resolution was offered by Mr. Don Wilmore and seconded by Mr. Richard Nunnally and on vote unanimously adopted:

#### RESOLUTION

A resolution providing for the examining and declaring the result of the special election held for the classified employees of the Rapides Parish Police Jury, State of Louisiana, on February 26, 2002, for the purpose of electing an employee representative to the Rapides Parish Civil Service Board.

WHEREAS, Mr. Danny Perkins, the employee representative on the Rapides Parish Civil Service Board, resigned from his position effective February 1, 2002, creating a vacancy in the unexpired term; and,

WHEREAS, in accordance with LARS 33:2585.1 the governing authority of the parish issues the call for an election for the classified employee member of the parochial civil service commission; and,

WHEREAS, said call was issued on February 4, 2002 for an election to be held by the classified employees on Tuesday, February 26, 2002, and absentee voting on Thursday, February 21, 2002; and,

WHEREAS, LARS 33:2585.2 provides for nomination of a candidate for the office of employee member by petition, said petition was to be filed no later than 4:00 p.m. on Monday, February 11, 2002 with the Civil Service Director; and,

WHEREAS, at the end of the period for nomination, only one petition had been filed with the Civil Service Director for the nomination of Mr. Jerry Johnson as employee representative on the Rapides Parish Civil Service Board;

WHEREAS, LARS 18:511(B) provides that if after the close of the qualifying period for candidates, the number of candidates for public office does not exceed the number to be elected, the candidates are declared elected and their names shall not appear on the ballot; and,

WHEREAS, an Election Report for Employee Member - Civil Service Board was issued by Ms. Candice Saucier, Civil Service Director, on February 12, 2002, setting forth the aforementioned facts in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Rapides Parish Police Jury that this governing authority does hereby promulgate the results of the election for employee representative on the Rapides Parish Civil Service Board;

BE IT FURTHER RESOLVED the Rapides Parish Police Jury does examine the election process and finds it accordance with provisions of law;

BE IT FURTHER RESOLVED the Rapides Parish Police Jury does hereby proclaim, declare and announce that Mr. Jerry Johnson is elected, as unopposed candidate for employee representative to the Rapides Parish Civil Service Board.

THUS DONE AND SIGNED at Alexandria, Louisiana, on this the 18th day of March, 2002.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize payment to the City of Alexandria of the \$18,500 tap fee for sanitary sewer to the new Health Unit and Office of Motor Vehicles offices, to be paid out of Health Unit/OMV Construction Funds. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize payment to Barron Heinberg & Brocato in the amount of \$3,195 for additional services required to meet with and present to the Rapides Area Planning Commission and the City of Alexandria Planning Department a parking analysis and overall plan for the Coliseum Complex and the Office Complex, which was required for the issuance of a Building Permit for the new Health Unit and Office of Motor Vehicles offices, to be paid out of Health Unit/OMV Construction Funds. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to amend the Travel Expense Policy adopted on June 11, 2001, which provided for Department Heads to approve employee travel so as to clarify that travel by a Department Head is to be approved by the President in advance. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into an Agreement with the Louisiana Department of Public Safety and Corrections as agent for Collector of Revenue to collect the 1/2% sales tax levied in Sales Tax District No. 3 on motor vehicles sold or used in the District effective June 1, 2002 in accordance with the renewal under election by the voters and authorize the President to sign same, as recommended by the Sales Tax Director. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, during absence of the Courthouse & Jail Building Superintendent, Mr. Tim Ware, Treasurer, will oversee the Courthouse & Jail Building Maintenance Department. On vote the motion carried.

Ms. Donna Andries, Sales Tax Administrator, advised Mr. Thomas O. Wells, Legal Counsel, has written a letter stating the District Attorney's Office has approved the hiring of Mr. Robert B. Sutherlin for the investigation, assessment and collection of sales and use taxes on wireless telecommunications equipment, subject to approval of the Attorney General.

On motion by Mr. Steve Bordelon, seconded by Mr. Don Wilmore, the following resolution was presented and on vote unanimously adopted:

#### RESOLUTION

WHEREAS, pursuant to the authority of LARS 33:2844 and the Local Services Agreements with the various taxing authorities in Rapides Parish, the Rapides Parish Police Jury is the sales and use tax collector for Rapides Parish; and,

WHEREAS, pursuant to said Local Services Agreements the Police Jury is authorized to retain such legal counsel as may be necessary or appropriate to accomplish the functions and purposes of the Agreements; and,

WHEREAS, the Police Jury has determined that a real necessity exists to hire and retain the services of outside counsel with experience and expertise in tax collection matters; and,

WHEREAS, because of budget constraints the Police Jury is opposed to hiring special counsel on an hourly basis and desires to retain counsel on a contingent fee basis, under which terms counsel will be paid only out of any monies recovered by counsel; and,

WHEREAS, the Rapides Parish District Attorney's Office has reviewed and has approved of the hiring; THEREFORE, BE IT RESOLVED that the Rapides Parish Police Jury does hereby retain Mr. Robert B.

Sutherlin, Attorney at Law, for the investigation, assessment and collection of sales and use taxes on wireless telecommunications equipment, as recommended by the Sales Tax Administrator, subject to the approval of the Attorney General,

BE IT FURTHER RESOLVED that neither Police Jury nor any of the local taxing authorities shall be responsible for any costs, expenses or fees relating to such collection efforts, except for that portion (25%) of actual monies recovered.

THUS PASSED AND APPROVED on this 18th day of March, 2002.

The next agenda item was to receive a report from the Sales Tax Administrator on the proposal to support legislation creating a Uniform Local Sales Tax Code, Tax Court and Uniform Local Electronic Return and Remittance System, as recommended by the Sales Tax Administrator and with full confidence in the Administrator.

Ms. Andries distributed copies of the proposed legislation and because it was quite lengthy, she understood it had been deferred to the Regular Legislative Session next year, at which time she would be back asking for support.

On motion by Mr. Steve Bordelon, seconded by Mr. Joe Fuller, to lay over support of proposed legislation creating a Uniform Local Sales Tax Code, Tax Court and Uniform Local Electronic Return and Remittance System, as recommended by the Sales Tax Administrator. On vote the motion carried.

The next agenda item was to receive a report from the Sales Tax Administrator on the proposal to oppose legislation to exempt local sales and use taxes on the purchase of computer software, as recommended by the Sales Tax Administrator.

Ms. Andries said the proposed bill would not be available until after March 20th but asked the Police Jury to oppose.

On motion by Mr. Steve Bordelon, seconded by Mr. Joe Fuller and all other Police Jurors, to oppose legislation to exempt local sales and use taxes on the purchase of computer software, as recommended by the Sales Tax Administrator. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to turn over the request of Dr. Washington to amend the substance abuse policy and procedure to Legal Counsel and the Treasurer for a recommendation back to the Police Jury. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize the President to sign a grant application for the Louisiana Emergency Shelter Grants Program for 2002. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, the following proclamation was presented and on vote unanimously adopted:

#### PROCLAMATION

WHEREAS, the COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM has operated since 1974 to provide local governments with the resources required to primarily meet the needs of persons of low and moderate income persons, and CDBG funds are used by thousands of neighborhood-based, non-profit organizations throughout the nation to address pressing neighborhood and human service needs; and,

WHEREAS, the COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM has had a significant impact on our local economies through job creation and retention, physical redevelopment and improved local tax bases; and,

WHEREAS, the COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM has provided the Parish of Rapides with important and flexible assistance to meet the needs of its low and moderate income residents by funding water and sewer system improvements, as well as housing rehabilitation, in the Wardville area, sewer system improvements in the Lee Heights area, economic development activities with the Willamette Valley project, water system extensions in the Latanier/Poland area, water system extension down the Bayou Clear Road, water system improvements in the Lena area, sewer system repairs in the Rapides Mobile Homes Estates, and construction of a regional technology center at LSUA; and,

WHEREAS, the Rapides Parish Police Jury and other local governments have clearly demonstrated the capacity to administer and customize the CDBG Program to identify, prioritize and resolve pressing local problems, such as affordable housing, neighborhood and human service needs, job creation and retention and physical redevelopment; and,

WHEREAS, the week of April 1-7, 2002, has been reserved for recognition and appreciation of the COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM with the theme of "CDBG: Uniting Communities Across America";

NOW, THEREFORE, BE IT RESOLVED the RAPIDES PARISH POLICE JURY does hereby proclaim the week of April 1-7, 2002, as COMMUNITY DEVELOPMENT BLOCK GRANT WEEK within the Parish of Rapides, and calls upon all citizens to join in recognizing the COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM and the important role it plays in our community.

PASSED AND APPROVED on this 18th day of March, 2002.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to approve contract in the amount of \$50,000 between the Rapides Parish Police Jury and LSUA to continue the Technology Programming for WIA eligible populations, contract end date will be June 30, 2002. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to contract with Rochelle Daniels of Broward County, FL, for consulting services to analyze procurement policies and procedures and develop contracts, forms and procedures; the cost of services not to exceed \$6,500. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to approve the Rapides Parish YouthBuild Program's application for membership in the YouthBuild USA Affiliated Network for currently operating YouthBuild programs. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into a new lease with the Amerita Club for Voting Precinct C20, as mandated by the Louisiana Department of Elections, for a five year period at the rate of \$100 per election and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into a new lease with Mrs. Darlene Miller for Voting Precinct S21 (formerly Precinct 80A), as mandated by the Louisiana Department of Elections, for a five year period at no charge per election and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into a new lease with Horseshoe Drive Baptist Church for Voting Precinct C23 (formerly Precinct 76), as mandated by the Louisiana Department of Elections, for a five year period at the rate of \$100 per election and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into a new lease with Clifton-Choctaw Reservation Inc. for Voting Precinct S9 (formerly Precinct 35A), as mandated by the Louisiana Department of Elections, for a five year period at no charge per election and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into a new lease with Holiday Village Volunteer Fire Association for Voting Precinct N17, as mandated by the Louisiana Department of Elections, for a five year period at the rate of \$100 per election and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into a new lease with Philadelphia Baptist Church for Voting Precinct N26 (formerly Precinct 24), as mandated by the Louisiana Department of Elections, for a five year period at no charge per election and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to receive a report from Legal Counsel on an agreement with other taxing bodies and agencies in the Parish on adjudicated property. On vote the motion carried.

On motion by Mr. Steve Bordelon, seconded by Mr. Myron Lawson, to grant the request of the Registrar of Voters for an additional \$514.40 for the remainder of 2002 to be used for an increase in the pro-rata share of the salary of Ms. Juanita Powell in the amount of \$51.44 per month effective upon the implementation of the job correction in the classification by State Civil Service, a copy of this approval to be sent to the Louisiana Department of Elections and Registration; and to add a 3% or \$100 minimum increase for all full-time employees effective April 1, 2002, whichever is greater, including Department Heads. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into a Cooperative Endeavor with the Chamber of Commerce wherein the Police Jury will commit \$10,000 towards the Chamber's basic marketing plan for economic development, to be paid with \$5,000 from District D Economic Development Funds and \$5,000 from District F Economic Development Funds in the General Fund as budgeted, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to enter into a Cooperative Endeavor Agreement with the Arna Bontemps African-American Museum and Cultural Arts Center for contribution towards the Jazz on the River sponsorship in the amount of \$2,500 from Economic Development District D Funds in the General Fund; request Legal Counsel to draw up the Agreement; and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to enter into a Cooperative Endeavor Agreement with the Young Men's Christian Association for contribution towards the Free Swim Week sponsorship in the amount of \$2,500 from Economic Development District D Funds in the General Fund; request Legal Counsel to draw up the Agreement; and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to waive the thirty day announcement rule and reappoint Mr. Donald Parker to the Rapides Parish Housing Authority for a five year term, term will expire on July 14, 2007. On vote the motion carried.

On motion by Mr. Steve Bordelon, seconded by Mr. Don Wilmore, to accept the resignation of Mr. Turner Bowen from the Library Board, a letter of appreciation for his service be sent; waive the thirty day announcement rule and appoint Mrs. Diane Lawton to fill the vacancy in the unexpired term, term will expire on September 1, 2003. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to recognize and congratulate Mr. Joe Fuller on his election to Third Vice President of the Police Jury Association of Louisiana. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to appoint Mr. Richard Billings to represent the Rapides Parish Police Jury on the Louisiana Purchase Bicentennial 2003 Steering Committee of Central Louisiana, an appointment requested by the Alexandria/Pineville Area Convention and Visitors Bureau. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to appoint Mr. Steve Bordelon to represent the Rapides Parish Police Jury on the Central Louisiana Sports Association. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to accept the resignation of Mr. Donald O. Rogers from Hospital Service District No. 5 and lay over for thirty days an appointment to fill the vacancy in the unexpired term, term will expire on March 9, 2008. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to exercise the option of granting an additional six month period in which the Police Jury agreed on February 20, 2001, extended on September 10, 2001, not to take action on the Hot Wells property for a six month period, in order to allow Mr. Jerry Partain an opportunity to develop a proposal for Hot Wells, copy of this resolution to be sent to our Louisiana Legislative Delegation with a request for their concurrence. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to approve Change Order No. 1 with Mobile Concepts for Bid No. 1812 Fire Safety House for Fire District No. 11 so as to increase the amount by \$2,000 for an additional awning (\$870), pre-wiring for extreme weather package (\$945), and an additional case of smoke fluid (\$185) for a new total bid amount of \$30,400, as recommended by the Spring Creek Volunteer Fire Association Board of Directors, Treasurer and Purchasing Agent, \$30,000 to be paid from FEMA Grant Funds and the balance to be paid from Fire District No. 11 Funds. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize renewal of the lease for Fire Protection District No. 5 with Boise Cascade Corporation for 0.305 acre of land for the fire station on the Morrison Road for an additional five years beginning May 1, 2002; authorize payment of the lease rental and authorize the President to sign same, as recommended by the Oak Hill Volunteer Fire Association. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, the following ordinance was presented, to amend Chapter 19-1/2 Parks and Recreation, as recommended by the Public Works Director, and on vote unanimously adopted:

#### ORDINANCE

AN ORDINANCE TO AMEND CHAPTER 19-1/2 OF THE RAPIDES PARISH CODE OF ORDINANCES SO AS TO DEFINE PERSONAL WATERCRAFT AND REGULATE THE HOURS OF OPERATION AND AGE OF OPERATOR THEREOF; TO DELETE PERMIT AS AN EXCEPTION ON THE PROHIBITION OF USE OF FISHING NETS, SEINES, SLATTRAPS OR SIMILAR DEVICES; TO PROHIBIT FLOATING PLATFORMS ON AREA LAKES; INCREASE AGE OF CHILD TO WEAR FLOTATION DEVICE WHILE IN A BOAT; ALLOW EXCEPTION TO OBSERVER ON BOAT PULLING WATER SPORT EQUIPMENT IF BOAT HAS 7" X 14" MIRROR AND OPERATOR AT LEAST 16 YEARS OF AGE; AND ALLOW EXCEPTION TO REQUIREMENT OF SAFETY HELMET ON MOTORBIKE OPERATOR IF AT LEAST 18 YEARS OF AGE AND AT LEAST \$10,000 IN HEALTH INSURANCE.

BE IT ORDAINED by the Rapides Parish Police Jury in Regular Session convened on this 18th day of March, 2002, that Section 19-1/2 of the Rapides Parish Code of Ordinances is hereby amended and re-enacted as follows:

#### CHAPTER 19-1/2 PARKS AND RECREATION

#### ARTICLE I. IN GENERAL

Section 19-1/2.1 Rules and regulations for recreation areas.

(A) Definitions. For the purpose of this section, the following definitions are hereby adopted:

...

Personal Watercraft means a vessel which uses an inboard motor powering a water jet pump as its primary source of motive power and which is designed to be operated by a person sitting, standing or kneeling on the vessel, rather than the conventional manner of sitting or standing inside the vessel.

...

(B) rules and regulations regarding the Operation of Motorboats and Watercraft:

...

(4) The following acts are hereby declared illegal in the lake area or in recreational areas:

...

(b) Use of lake area and recreation area:

...

3. To use fishing nets, seines, slattraps or similar devices.

...

19. No floating platforms allowed on area lakes.

..

(g) All personal watercraft must conform to State registration and numbering law.

1. Operating hours are between sunrise to sunset.

2. Operators must be at least twelve (12) years of age or older.

(5) Safety equipment.

...

(b) To operate a boat containing a child under twelve (12) years of age without a Coast-Guard approved personal flotation device on its person.

(c) To operate a boat while pulling any type of water sport equipment without an operator and an observer. Exception: No observer required if boat has 7" x 14" mirror. Operator in this exception must be at least sixteen (16) years of age.

...

(C) Penalty for violation. Whoever violates the provisions of this section shall be punished by a fine not to exceed five hundred dollars (\$500.00), or imprisoned for a period not to exceed thirty (30) days or both, at the discretion of the court.

...

Section 19-1/2.1.1 Operation of minibikes, motor scooters, motorcycles in Cotile Recreation Area.

(a) Use of safety helmets. It shall be unlawful for any person to operate a minibike, motor scooter or motorcycle without the operator wearing a safety helmet and without any passengers wearing a safety helmet. Exception: anyone over the age of eighteen (18) years may ride without a helmet provided he has at least \$10,000 in health insurance.

...

(f) Penalties for violation. A violation of the above is a misdemeanor and that upon conviction the offender shall be sentenced to pay a fine of not less than fifty dollars (\$50.00), or to serve not more than thirty (30) days in jail, or both.

...

BE IT FURTHER ORDAINED that in all other respects Chapter 19-1/2 Parks and Recreation of the Rapides Parish Code of Ordinances shall remain unchanged.

BE IT FURTHER ORDAINED that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items, or applications of this ordinance which can be given effect without the invalid provisions, items, or applications, and to this end the provisions of this ordinance are hereby declared severable.

THUS DONE, PASSED AND APPROVED on this 18th day of March, 2002.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize an application for a FEMA grant for construction of mobile live fire training tower on the property behind Fire District No. 4 Fire Station No. 1 in the amount of \$241,500, the local match of \$24,150 to be paid out of Fire Protection District No. 4 Funds as budgeted, as request of Fire Chief Philip Kubes, of Holiday Village Volunteer Fire Association. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to request the Public Works Director to negotiate and develop a contract with the Cenla MDA for their 7th Annual Motorcycle Poker Run to be held on May 10-11, 2002 at the Cotile Recreation Area and authorize the President to sign the contract upon approval of Legal Counsel. On vote the motion carried.

After unanimous vote the following items were placed on the agenda:

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to adopt revised Organizational Charts as presented. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to lay over the adoption of the Parish Highway Department Operation Manual as presented. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into an Agreement with Barron, Heinberg & Brocato for the project of Security Improvements to Rapides Parish Courthouse and authorize the President to sign same. On vote the motion carried.

The next agenda items were to discuss the letter from Med Express of March 1, 2002 advising of a new fee schedule under the National Fee Schedule for Ambulance Service effective April 1, 2002 in order to remain in compliance with Medicare participation guidelines; and to review the rates for ambulance service submitted in accordance with Section 1-1/2.70 of the Code of Ordinances by January 15, 2002.

On motion by Mr. Richard Nunnally, seconded by Mr. Ezra Reed, to grant half of the amount requested as an increase in ambulance rates and the other half of the amount requested as an increase be granted for next year, effective January 1, 2003. On vote the motion carried. Mr. Ezra Reed, Mr. Steve Bordelon, and Mr. Bubba Moreau objected.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to enter into a Cooperative Endeavor Agreement with the Alexandria/Pineville Area Convention and Visitors Bureau for participation in the Central Louisiana Purchase 2003 reception sponsorship in the amount of \$500 from Economic Development District F Funds in the General Fund; request Legal Counsel to draw up the Agreement; authorize the President to sign same; and authorize the expenses of interested Police Jurors to attend as co-sponsors on April 9, 2002 in Baton Rouge. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize the exchange of Asset No. 7362, Light Bar, and Asset No. 7723, 1982 Ford, from Fire Protection District No. 11 to Ward Five Protection

District of Evangeline Parish in return for a 1975 International Truck/Mini Pumper, as recommended by the Spring Creek Volunteer Fire Association and the Purchasing Agent. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, the following ordinance was presented and on vote unanimously adopted:

ORDINANCE

AN ORDINANCE TO AMEND AND REENACT SECTIONS 18-4.2 (G) SPEED LIMITS SO AS TO ESTABLISH THE SPEED LIMIT ON THE BILL GUNTER ROAD AT 25 MPH

NOW, THEREFORE, BE IT ORDAINED by the Rapides Parish Police Jury in Regular Session convened on this 18th day of March, 2002, that Section 18-4.2 (g) of the Rapides Parish Code of Ordinances is hereby amended and reenacted to include a 25 mph speed limit on the Bill Gunter Road, as follows:

Chapter 18. MOTOR VEHICLES AND TRAFFIC

Section 18-4.2. Speed limits designated on certain streets:

(g) Twenty-five miles per hour. It shall be unlawful for any person to drive or operate a vehicle upon the following parish roads in Rapides Parish in excess of twenty-five (25) miles per hour.

...

Bill Gunter Road, Ward 3

...

(l). Whoever violates the provisions of this section shall be punished by a fine not to exceed one hundred dollars (\$100.00), or imprisoned in the Rapides Parish Jail for a period not to exceed thirty (30) days, or both.

BE IT FURTHER ORDAINED that this ordinance is to be effective immediately.

BE IT FURTHER ORDAINED in all other respects Section 18-4.2 of the Rapides Parish Code of Ordinances shall remain unchanged.

BE IT FURTHER ORDAINED that the Parish Highway Department is hereby authorized to erect the speed limit signs on the Road.

THUS DONE AND SIGNED on this 18th day of March, 2002.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into an Intergovernmental Agreement with the Town of Leconte for the Parish Highway Department to perform approximately twenty hours of ditch and culvert work within corporate limits, as requested by Mayor Jones, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize an application for a FEMA grant by Fire Protection District No. 14, as requested by the Flatwoods Volunteer Fire Association Fire Chief Joe Jarzyna, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Richard Nunnally, to authorize an application for a FEMA grant by Fire Protection District No. 10, as requested by the Plainview Volunteer Fire Association Fire Chief Carlos Johnson, with the Police Jury to be Fiscal Agent, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Richard Nunnally, to authorize the President to sign Firefighter Investment and Response Enhancement (FIRE) Act grant applications for Fire Protection Districts who wish to apply, with the Police Jury to be Fiscal Agent. On vote the motion carried.

After unanimous vote the following items were placed on the agenda:

On motion by Mr. Don Wilmore, seconded by Mr. Richard Nunnally, to authorize to enter into a Cooperative Endeavor Agreement with the Elmer-Melder-Calcasieu Water System for the Parish Highway Department to shape up a road to the site of a new water well and add pit run gravel as needed, to be paid out of Road District No. 5A Funds, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Steve Bordelon, seconded by Mr. Myron Lawson, the following ordinance was presented and on vote unanimously adopted:

ORDINANCE

WHEREAS, in the regular session of the Rapides Parish Police Jury convened on the 11th day of February, 2002, a hearing was held and the following property was condemned:

a very dilapidated, abandoned house on an overgrown lot, on the corner of Nalley Drive and LA Highway 107, part of Block "A" of Cedar Lake Subdivision, Section 17, T4N-R1E, Ward 9, District B, Rapides Parish and belonging to Fay Don Burrows Kennedy, Robert Keith Burrows Kennedy, Juanita June Burrows Kennedy Rodriguez, c/o Don Kennedy;

and,

WHEREAS, the Public Works Director was given the authority to demolish the condemned structure after April 13, 2002, a sixty day period as requested by the Curator on behalf of the property owners, if steps have not been taken by that time to improve the condition of the condemned structure; and,

WHEREAS, the property owners were further granted their request through the Curator for a thirty day period to have the grass and weeds on the overgrown lot trimmed to comply with Parish ordinances; and,

WHEREAS, the absentee property owners, Robert Kennedy and Juanita Rodriguez have contacted this Police Jury with a request for an additional delay to the condemnation order in order to allow time for repairs to bring the property up to standard and to cut the overgrown weeds and grass,

NOW, THEREFORE, BE IT ORDAINED that the Rapides Parish Police Jury does hereby amend the order of February 11, 2002, condemning the following property:

a very dilapidated, abandoned house on an overgrown lot, on the corner of Nalley Drive and LA Highway 107, part of Block "A" of Cedar Lake Subdivision, Section 17, T4N-R1E, Ward 9, District B, Rapides Parish and belonging to Fay Don Burrows Kennedy, Robert Keith Burrows Kennedy, Juanita June Burrows Kennedy Rodriguez, c/o Don Kennedy,

ordering it be demolished or removed in accordance with the Rapides Parish Code of Ordinances Chapter 8-1/4 Condemnation of Buildings.

BE IT FURTHER ORDAINED that the Public Works Director be and he is hereby instructed that the authority to demolish the condemned structure is delayed until May 13, 2002, a ninety day period from the condemnation order, which is granting an additional thirty days as requested by the property owners, and if steps have not been taken by that time to improve the condition of the condemned structure, to proceed with the demolition authorized hereof.

BE IT FURTHER ORDAINED that the property owners are granted their request for a additional thirty day period to have the grass and weeds on the overgrown lot trimmed to comply with Parish ordinances.

THUS PASSED AND APPROVED on this 18th day of March, 2002.

On motion by Mr. Myron Lawson, seconded by Mr. Richard Nunnally, to ask the Civil Service Board to look at the pay plan for Police Jury classified employees; request the Civil Service Board to develop or revise the existing plan; and authorize the Finance and Personnel Chairman to work with Civil Service on a proposal to bring back to the Police Jury. On vote the motion carried.

On motion by Mr. Richard Nunnally, seconded by Mr. Scott Perry and Mr. Richard Billings, to authorize the Parish Highway Department to patch pot holes on the Civitan Ballpark property the Police Jury leases from the Masonic Lodge, to be paid out of District G Capital Improvement Funds in the General Fund. On vote the motion carried.

After unanimous vote the following motion was placed on the agenda:

On motion by Mr. Steve Bordelon, seconded by Mr. Richard Billings and all other Police Jurors, to express appreciation to Mrs. Patsy Erskin for her almost ten years of service as Administrative Services Clerk in the Police Jury Administrative Office prior to her resignation. On vote the motion carried.

The President asked if there was any public comment on any agenda item. Mrs. Saucier asked for clarification on the merit increase, which was given.

There being no further business, the meeting was declared adjourned at 4:03 p.m.

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Angie Richmond, Secretary  
Rapides Parish Police Jury

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Bubba Moreau, President  
Rapides Parish Police Jury