

RAPIDES PARISH POLICE JURY

REGULAR SESSION
September 9, 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, September 9, 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 Ezra L. Reed, Steve P. Bordelon, Theodore Fountaine Jr., Donald H. Wilmore, Richard W. Billings, Scott Perry Jr.

Absent was Richard L. Nunnally.

Also present were Mr. Tim Ware, Treasurer; Mr. Cecil Raggio, Public Works Director; Mr. Eric S. Duck, Public Works Director; Ms. Donna Andries, Sales Tax Administrator; Mr. Felix Mouton, WIA Operations Director; Mr. Robert Barr, Courthouse Building Superintendent; Chief David Peart, Fire District No. 2; Ms. Candice Saucier, Civil Service Director; Mr. Thomas O. Wells, Legal Counsel; and Ms. Angie Richmond, Secretary.

The invocation was given by Mr. Ezra Reed.

The Pledge of Allegiance was led by Mr. Steve Bordelon.

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. Joe Fuller, seconded by Mr. Scott Perry, to adopt the minutes of the Rapides Parish Police Jury held in Regular Session on August 12, 2002, and in Special Session on August 16, 2002, as published in the Official Journal. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Theodore Fountaine, that approved bills be paid. On vote the motion carried.

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

On motion by Mr. Richard Billings, seconded by Mr. Scott Perry, to lay over the appointment to the Fire District No. 3 Civil Service Board to fill the expired term of Mrs. Suzy Berry, nominated by Louisiana College, term expired on October 10, 2001. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Scott Perry, to lay over the appointment to the Kisatchie-Delta Regional Planning and Development District for three year term to fill the expired term of Mrs. Donna Andries, term expired on July 15, 2002. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Scott Perry, to lay over the appointment to the Civil Service Board for a three year term to fill the expired term of Ms. Katharine Geary (nominated by Alexandria Bar Association), term expired on August 18, 2002. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Scott Perry, to lay over the appointment to the Waterworks District No. 3 for a five year term to fill the expiring term of Mr. Otha Hailey, term will expire on September 13, 2002. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Scott Perry, to lay over the appointment to the Fire District No. 3 Civil Service Board for a three year term to fill the expiring term of Mr. Glen F. Bell, department elected, term will expire on October 10, 2002. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Scott Perry, the following appointments were announced to be made at the next meeting to:

Fire District No. 4 Civil Service Board for a three year term to fill the expiring term of Mr. T. J. Speir, representing the Police Jury, term will expire on November 12, 2002; and

Esler Industrial Development Area Advisory Board for a five year term to fill the expiring term of Mr. John W. "Bill" Penny, representing District E, term will expire on November 29, 2002.

On vote the motion carried.

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On motion by Mr. Richard Billings, seconded by Mr. Scott Perry, to accept the certification by Mr. Ralph Gill, Assessor, of the 2002 assessment list for Rapides Parish, which was filed on September 3, 2002:

Total Assessed value of all real and personal property	\$488,187,684
Assessed value of all homestead exempt property	\$144,848,778
Assessed value of all taxable real and personal property	\$343,338,906
Public Service assessed value	\$ 77,457,610
Total assessed value, including homestead exemption	\$565,645,294
Total Taxpayer assessed value	\$420,796,516

On vote the motion carried.

Mr. Ralph Gill, Rapides Parish Tax Assessor, commented that there was a very slight increase in the tax roll, which he felt could be attributed to the September 11, 2001 terrorism attacks, personal property valuations were down in the Parish, merchants were not buying or holding inventory as in the past, and was affected by a decrease in public service property assessments.

On motion by Mr. Joe Fuller, seconded by Mr. Scott Perry, that the Rapides Parish Police Jury, sitting as a Board of Review, receive any protests under a Request for Review of property tax assessments timely filed, as advertised. On vote the motion carried.

The President then opened to receive the protests for those requests for review timely filed:

BPR Energy, Inc., Personal Property located at the oil and gas lease Crosby No. 24, Serial No. 21943 and equipment, Section 24, T1N-R4W, represented by Mr. Daron Fredrickson, of Affiliated Tax Consultants, Ward 6 Out, Assessment No. 50.

Fair Market Value	Land	Improvement	Total
Assessor determined:	-	\$501,786	\$501,786
Taxpayer's opinion:	-	\$ 60,875	\$ 60,875
Assessment	Land	Improvement	Total
Assessor determined:	-	\$ 75,268	\$ 75,268
Taxpayer's opinion	-	\$ 9,131	\$ 9,131
protest fair market value as of January 1, 1999 was:	land	Improvement	Total
	-	\$ 60,875	\$ 60,875

(Received 9/3/02)

BPR Energy, Inc., Personal Property located at the oil and gas lease Crowell No. 7, Serial No. 220577 and equipment, Section 7, T1S-R1W, represented by Mr. Daron Fredrickson, of Affiliated Tax Consultants, Ward 4 Out, Assessment No. 190.

Fair Market Value	Land	Improvement	Total
Assessor determined:	-	\$547,820	\$547,820
Taxpayer's opinion:	-	\$ 60,875	\$ 60,875
Assessment	Land	Improvement	Total
Assessor determined:	-	\$ 82,173	\$ 82,173
Taxpayer's opinion	-	\$ 9,131	\$ 9,131
protest fair market value as of January 1, 1999 was:	land	Improvement	Total
	-	\$ 60,875	\$ 60,875

(Received 9/3/02)

BPR Energy, Inc., Personal Property located at the oil and gas lease Crowell No. 3, Serial No. 220535 and equipment, Section 3, T1S-R1W, represented by Mr. Daron Fredrickson, of Affiliated Tax Consultants, Ward 4 Out, Assessment No. 191.

Fair Market Value	Land	Improvement	Total
Assessor determined:	-	\$550,186	\$550,186
Taxpayer's opinion:	-	\$ 60,875	\$ 60,875
Assessment	Land	Improvement	Total
Assessor determined:	-	\$ 82,528	\$ 82,528
Taxpayer's opinion	-	\$ 9,131	\$ 9,131
protest fair market value as of January 1, 1999 was:	land	Improvement	Total
	-	\$ 60,875	\$ 60,875

(Received 9/3/02)

Mr. Daron Fredrickson, of Affiliated Tax Consultants, submitted his protest in writing, noting it was basically a carry over from last year, the same protest which is currently under appeal at District Court in Baton Rouge.

Mr. Rick Ducote, Rapides Parish Deputy Tax Assessor, submitted evidence supporting the valuation made by the Assessor.

There being no one else who wished to be heard, the public hearing was then declared closed.

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On motion by Mr. Richard Billings, seconded by Mr. Theodore Fountaine and Mr. Don Wilmore, to uphold the assessment of Mr. Ralph Gill, Rapides Parish Tax Assessor, on the assessments of BPR Energy Inc. for Ward 6 Out, Assessment No. 50; Ward 4 Out, Assessment No. 190; and Ward 4 Out, Assessment No. 191. On vote the motion carried unanimously.

Mr. Fuller asked if this was the only energy company in Rapides Parish. Mr. Gill advised there were about 15 oil well companies in the Parish. Mr. Fredrickson noted he represented about half of those companies. Mr. Fuller pointed out the remaining companies were paying their property taxes, they were not appearing before this Board of Review in protest.

On motion by Mr. Joe Fuller, seconded by Mr. Don Wilmore, that a letter be sent to BPR Energy Inc. asking them to look at their assessment in Rapides Parish and if possible to get with the Rapides Parish Tax Assessor next year to try to resolve the problem; we would like them to be a good corporate citizen working with the Police Jury and the Police Jury wishes to work with them. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to enter into Intergovernmental Agreement with the Village of McNary for 20 hours culvert installation and ditching, as requested by the Village of McNary, the Parish Highway Department to furnish one gradeall, one operator, two trucks, and two truck drivers, to be paid out of the Road and Bridge Fund, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize the expenses of interested Police Jurors and designated Parish employees to attend the Louisiana Administrative Law Hearing on September 10, 2002, in response to the DEQ enforcement order against 1919 Shirley Street, adjudicated property. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to waive the 150 foot culvert limitation and authorize the installation of 167 feet of 15" culvert pipe at 30 Robin Hood Drive, the property owner to furnish the culvert pipe and the Parish Highway Department to install and backfill, to be paid out of Road District No. 10A Funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize the Parish Highway Department to install speed humps on Dixie Lane, Ward 1, as per petition received. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to accept the dedication of a fifty foot right of way of the Butch Andries Road, off LA 1199, from Mr. Patrick E. Elliott for Parish maintenance. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to accept a portion of Park View Drive in the Cotile Park Subdivision, from LA 1200 to Mary Ann Street, for Parish maintenance, as recommended by the Public Works Director. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to express appreciation to General Landreneau and the Louisiana National Guard for their assistance rendered in raising the elevation of Strothers Crossing Road and to thank General Landreneau for inviting Lt. General James to look at Esler Field for consideration by the air national guard. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to express appreciation to Mr. Jimmy Cloud for the donation of dirt for the project of raising the elevation of Strothers Crossing Road. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize to enter into an Intergovernmental Agreement with the Town of Glenmora for the Parish Highway Department to provide thirty hours of gradeall work to clean ditches for the Town, as requested by Mayor Doyle, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize to enter into an Intergovernmental Agreement with the Town of Glenmora for the Parish Highway Department to provide forty hours of Inmate Labor to clean ditches for the Town, as requested by Mayor Doyle, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize the President to sign the Cooperative Endeavor agreement with the Louisiana Department of Transportation and Development for donation of 220 cubic yards of reclaimed asphalt pavement, Project No. 153-01-0019, from LA 116 beginning at Junction with US 165. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to accept the Ed Gunter Road, off the Paul Cemetery Road in Ward 4, for Parish maintenance. On vote the motion carried.

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On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to grant approval to Gardner Hills Subdivision, located at St. Clair Road and LA 28 West, as recommended by the Rapides Area Planning Commission and authorize signing of the plat. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to request the Public Works Director for an estimate of the damage on the spot on the Davis Crossing Baptist Church parking lot and either the Parish pay for the repair or repair it, subject to a legal opinion by Legal Counsel. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to accept the Secretary's Report. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to delete the following from the Rapides Parish Health Unit Asset/Inventory Program, as they are scrap and no longer suitable for public use:

Asset	Description	Acquired	Disposal
6613	Pager, Keynote	9-1-93	scrap
6170	Fax, Ricoh	10-10-91	scrap

On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, the following resolution was presented and on vote unanimously adopted:

RESOLUTION

A RESOLUTION SUPPORTING STATE FUNDING ASSISTANCE TO ALL PARISH GOVERNMENTS FOR THE IMPLEMENTATION AND/OR CONTINUED OPERATION OF MOSQUITO CONTROL PROGRAMS

WHEREAS, there is a growing awareness of the mosquito problem throughout the State of Louisiana; and,

WHEREAS, the Louisiana Office of Public Health has contiguous plans for mandating parishes to provide a Mosquito Control Plan; and,

WHEREAS, the Rapides Parish Police Jury does not have funding to implement a mosquito control plan; and,

WHEREAS, Article VI, Section 14, of the Louisiana State Constitution states that should a mandate become effective requiring increased expenditures by the State to the Parishes, the Louisiana Legislature should appropriate funds to pay for the costs of said mandated services; and,

WHEREAS, the Rapides Parish Police Jury urges its Legislative Delegation to fully support and lead in the effort to provide State funding to pay for the cost of this important health service for all Parish governments;

NOW, THEREFORE, BE IT RESOLVED, the Rapides Parish Police Jury does hereby request its Legislative Delegation to support the provision of State funding assistance to all Parish Governments for the implementation and/or continued operation of mosquito control programs throughout the State due to the serious health risks involved.

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to our Louisiana Legislative Delegation, the Louisiana Police Jury Association, and all Parish Governments of the State requesting their support of this position.

THUS PASSED AND APPROVED on this 9th day of September, 2002.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to reauthorize a continuance of the LACE program for the upcoming fiscal year, which includes an increase in the cost of the program by approximately 23%-28%, maximum authorized funding from \$103,000 to \$129,000 and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to lay over thirty days the recommendations of the salary task force committee, as presented on August 12, 2002. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, the following resolution was presented:

RESOLUTION

WHEREAS, William Earl Hilton, Tax Collector, has exhibited to the Rapides Parish Police Jury satisfactory evidence that all taxes due the Rapides Parish Police Jury shown on the ad valorem tax rolls for Rapides Parish for the year 2001 have been paid or accounted for,

THEREFORE, we hereby authorize the issuance of a quietus on the part of the Rapides Parish Police Jury in favor of William Earl Hilton, Tax Collector, and against any claim on the part of the Rapides Parish Police Jury for the ad valorem taxes of the year 2001, and do hereby authorize Tim Ware, Treasurer, to issue said quietus.

This resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Davron "Bubba" Moreau, Steve P. Bordelon, Ezra L. Reed, Theodore Fountaine Jr., Donald H. Wilmore, Joe Fuller, Richard W. Billings, Scott Perry Jr.

NAYS: None.

ABSENT: Richard L. Nunnally.

And the resolution was declared adopted on this the 9th day of September, 2002.

QUIETUS

Alexandria, Louisiana
September 9, 2002

WHEREAS, William Earl Hilton, Tax Collector, has exhibited to the Rapides Parish Police Jury satisfactory evidence that all taxes due to the Parish governing authority shown on the ad valorem tax rolls of Rapides Parish for the year 2001 have been paid or accounted for, and

WHEREAS, the said Rapides Parish Police Jury has by resolution, a copy of which is annexed hereto, authorized me to issue this quietus on behalf of the Rapides Parish Police Jury in favor of the said William Earl Hilton, Tax Collector, and against any claim on the part of the Rapides Parish Police Jury for the ad valorem taxes of the year 2001.

s/Tim Ware, Treasurer
Rapides Parish Police Jury

The following ordinance was presented by Mr. Scott Perry Jr., who moved its adoption and seconded by Mr. Theodore Fountaine Jr.:

ORDINANCE

AN ORDINANCE PROVIDING FOR THE CREATION OF MOSQUITO ABATEMENT DISTRICT NO. 1 OF THE PARISH OF RAPIDES, STATE OF LOUISIANA, DEFINING AND DESCRIBING THE BOUNDARIES THEREOF AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Chapter 23 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional statutory authority, authorizes the Rapides Parish Police Jury (the "Police Jury"), acting as the governing authority of the Parish of Rapides, State of Louisiana, to create mosquito abatement districts comprised of territory within said Parish; and

WHEREAS, this Police Jury now desires to create such a district comprising the hereinafter described territory and appoint a governing authority therefor; and

WHEREAS, this Police Jury has determined that the creation of the said mosquito abatement district would benefit and is to the best interests of the Parish and the inhabitants of the area affected;

NOW THEREFORE, BE IT ORDAINED by the Police Jury of the Parish of Rapides, State of Louisiana, governing authority of the Parish of Rapides, State of Louisiana:

SECTION 1. That, by virtue of the authority conferred by Chapter 23 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), and other constitutional and statutory authority, a mosquito abatement district is hereby created within the Parish of Rapides, State of Louisiana, which mosquito abatement district shall consist of all of the territory within the Parish of Rapides, State of Louisiana.

SECTION 2. That the mosquito abatement district hereby created shall be known and designated as "Mosquito Abatement District No. 1 of the Parish of Rapides, State of Louisiana" (the "District"), and as thus created shall constitute a political subdivision of the State of Louisiana, and shall have all the rights, powers and privileges granted and conferred by the Act and other constitutional and statutory authority, including the authority to levy taxes and service charges and incur debt.

SECTION 3. That the governing authority of the District shall be a five member Board of Commissioners comprised of voters from the District, and this Police Jury does hereby appoint the following individuals as members of said Board of Commissioners, all of whom are registered voters residing within the District, for the terms indicated, to-wit:

Scott Perry - two (2) years

Steve P. Bordelon - two (2) years

Richard W. Billings - three (3) years

Joe Fuller - three (3) years

Davron "Bubba" Moreau - three (3) years

SECTION 4. That the domicile of the District shall be the regular meeting place of this Police Jury; however, the Board of Commissioners may meet at such regular meeting place within the District as may be designated by the Board of Commissioners.

SECTION 5. That pursuant to the creation herein provided, the Board of Commissioners shall meet on Monday, September 9, 2002 at four (4:00) o'clock p.m. at the Rapides Parish Courthouse, 701 Murray Street, Alexandria, Louisiana, for the purpose of conducting its organization and taking action.

SECTION 6. That any and all resolutions or ordinances that conflict herewith be and the same are hereby repealed and rescinded.

SECTION 7. This ordinance shall be published in the official journal of the Parish of Rapides, and the Secretary of the Police Jury of the Parish of Rapides, State of Louisiana, is hereby instructed and ordered to cause publication thereof.

SECTION 8. That this ordinance, being an ordinance affecting the public peace, health and safety, shall be in full force and effect immediately upon its adoption.

This ordinance having been submitted in writing, having been read and adopted by sections at a public meeting of the Police Jury of the Parish of Rapides, State of Louisiana, was then submitted to an official vote as a whole, the vote thereon being as follows:

YEAS: Davron "Bubba" Moreau, Steve P. Bordelon, Ezra L. Reed, Theodore Fountaine Jr., Donald H. Wilmore, Joe Fuller, Richard W. Billings, Scott Perry Jr.

NAYS: None.

ABSENT: Richard L. Nunnally.

And the ordinance was declared adopted on this, the 9th day of September, 2002.

The following resolution was offered by Mr. Scott Perry Jr. and seconded by Mr. Theodore Fountaine Jr.:

RESOLUTION

A resolution approving the holding of an election in Mosquito Abatement District No. 1 of the Parish of Rapides, State of Louisiana, on Tuesday, November 5, 2002, to authorize the levy of a special tax therein.

WHEREAS, the Police Jury of the Parish of Rapides, State of Louisiana (the "Police Jury") adopted an ordinance on September 9, 2002, creating Mosquito Abatement District No. 1 of the Parish of Rapides, State of Louisiana (the "District"); and

WHEREAS, the Police Jury desires to approve the holding of an election to authorize the levy of a millage to accomplish the purposes of the District, and in the event the election carries, to levy and collect the special tax within the District; and

WHEREAS, the Board of Commissioners of Mosquito Abatement District No. 1 of the Parish of Rapides, State of Louisiana (the "Governing Authority"), acting as the governing authority of Mosquito Abatement District No. 1 of the Parish of Rapides, State of Louisiana (the "District"), will consider a resolution on September 9, 2002, calling a special election in the District on Tuesday, November 5, 2002, to authorize the levy of a special tax therein; and

WHEREAS, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, it is now the desire of this Police Jury to approve the holding of said election and in the event that the election carries, to levy and collect the special tax provided for therein;

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Rapides, State of Louisiana, acting as the governing authority of said Parish, that:

SECTION 1. In compliance with the provisions of Article VI, Section 15 of the constitution of the State of Louisiana of 1974, this Police Jury hereby approves the holding of an election in the District, on Tuesday, November 5, 2002, at which election there will be submitted the following proposition, to-wit:

MOSQUITO ABATEMENT DISTRICT NO. 1 TAX PROPOSITION

SUMMARY: 10 YEAR, 2.5 MILLS PROPERTY TAX FOR ACQUIRING, PURCHASING, MAINTAINING AND OPERATING MACHINERY, FACILITIES, EQUIPMENT AND MATERIALS NECESSARY OR USEFUL IN THE ERADICATION, ABATEMENT OR CONTROL OF MOSQUITOES AND OTHER ARTHROPODS OF PUBLIC HEALTH IMPORTANCE.

Shall Mosquito Abatement District No. 1 of the Parish of Rapides, State of Louisiana (the "District"), levy a two and five tenths (2.5) mills tax on all the property subject to taxation in the District, for a period of ten (10) years, beginning with the year 2003 and ending with the year 2012, for the purpose of acquiring, purchasing, maintaining and operating machinery, facilities, equipment and materials necessary or useful in the eradication, abatement or control of mosquitoes and other arthropods of public health importance?

SECTION 2. In the event the election carries, this Police Jury does hereby further consent to and authorize the District to levy and collect the special tax provided for therein.

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This resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Davron "Bubba" Moreau, Steve P. Bordelon, Ezra L. Reed, Theodore Fountaine Jr., Donald H. Wilmore, Joe Fuller, Richard W. Billings, Scott Perry Jr.

NAYS: None.

ABSENT: Richard L. Nunnally

And the resolution was declared adopted on this, the 9th day of September, 2002.

On motion by Mr. Scott Perry Jr., seconded by Mr. Theodore Fountaine Jr., the following resolution was presented and on vote unanimously adopted:

RESOLUTION

WHEREAS, the bells on September 11, 2002 at 7:46 AM, bring the residents of Central Louisiana together once again, to remember the tragedies and triumphs precipitated by the brutal attack on our America on September 11, 2001 by terrorists; remember the innocent lives lost; remember the sacrifices of the rescue workers, who gave their lives and limbs in the line of duty; remember the thousands of volunteers who have helped in the healing, the clean up and the rebuilding; remember the survivors.

WHEREAS, thousands of innocent Americans were killed and injured as a result of these attacks, including the passengers and crew of the four aircraft, workers in the World Trade Center and in the Pentagon, rescue workers and bystanders, and;

WHEREAS, these cowardly acts were by far the deadliest terrorist attacks ever launched against the United States, and by targeting symbols of American strength and success, clearly were intended to intimidate our nation and weaken its resolve, and;

WHEREAS, these horrific events have affected all Americans. It is important that we carry on with the regular activities of our lives. Terrorism cannot be allowed to break the spirit of the American people, and the best way to show these cowards that they have truly failed is for the people of the United States to stand tall and proud.

WHEREAS, the terrorists may destroy our buildings, kill our innocent people and cause suffering; they cannot win because they cannot weaken us. Our freedom is our strength. Our democracy is our strength. Our way of life is our strength. Our diversity is our strength.

NOW, THEREFORE BE IT RESOLVED that the Rapides Parish Police Jury, does hereby proclaim this day September 11 as "Remembrance Day" and urge all residents to remember because

we have to preserve our freedom.
we have to preserve our democracy.
we have to preserve our way of life.
we have to preserve our diversity.
we cannot let evil succeed.
we care.

GOD BLESS AMERICA

BE IT FURTHER RESOLVED that the Rapides Parish Police Jury direct the flag of the United States at the Rapides Parish Courthouse be displayed at half-staff on Remembrance Day in honor of the individuals who lost their lives as a result of the terrorist attacks.

BE IT FURTHER RESOLVED that the Rapides Parish Police Jury recommends its citizens observe a moment of silence on Remembrance Day in honor of the individuals who lost their lives as a result of the terrorist attacks against the United States that occurred on September 11, 2001.

THUS DONE, PASSED AND APPROVED on this 9th day of September, 2002.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to request the Louisiana Department of Labor to assign a mediator for negotiations between the Rapides Parish Workforce Investment Board and the Rapides Parish Police Jury. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to ratify authorization of the President to sign the interagency agreement for the Rapides Parish Truancy Assessment and Service Center, the Police Jury to act as fiscal agent, as requested by Judge Rae Swent. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to approve the submittal of program proposals for the Department of Social Services RFPs for TANF funded programs and to authorize the President to contract with the Department of Social Services if said proposal is approved by DSS:

RESOLUTION FOR STATE CONTRACT PROVIDERS

BE IT RESOLVED that the Rapides Parish Police Jury, the governing authority of the Parish of Rapides, does hereby authorize Davron "Bubba" Moreau, President, and his/her successors in office to negotiate terms and

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conditions that he/she may deem advisable, contract(s) with the Louisiana Department of Social Services, and to bind this political subdivision to execute said documents on behalf of the political subdivision, and further, the President is hereby given the power and authority to do all things necessary to implement, maintain, and/or review said documents.

The above resolution was passed by a majority of those present and voting in accordance with State laws.
On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize the President to sign modifications to the YouthBuild contract to ensure continuation of service and authorize the Treasurer to amend the budget as necessary. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize the President to sign the YouthBuild Affiliated Network agreement. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to amend the Registrar of Voters salary line item in the General Fund for the salary of one day per week for an additional part-time temporary employee, who is currently paid by the State for 32 hours per week, for the period of September 1, 2002 to December 31, 2002, as requested by the Registrar of Voters. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to change the date of the regular Police Jury meeting in March, 2003 from Monday, March 10, 2003 to Monday, March 17, 2003, the March standing committee meetings to be on Monday, March 10, 2003, to eliminate the conflict with the NACo Annual Legislative Conference on February 28-March 4, 2003; change the date of the regular Police Jury meeting in July, 2003 from Monday, July 14, 2003 to Monday, July 21, 2003, to eliminate the conflict with the NACo Annual Conference on July 11-15, 2003, standing committee meetings to remain on Monday, July 7, 2003; and change the date of the September standing committee meetings in September to Tuesday, September 2, 2003 because of the Labor Day Holiday on Monday. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to lay over until October the request from the Alexandria/Pineville Convention and Visitors Bureau for \$5,000 annual sponsorship to assist with printing the 2003 Central Louisiana Visitors Guide, in which the Police Jury will receive a full-page ad and space for a welcome letter from the President of the Police Jury, as an economic development project. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to lay over the request from the Alexandria/Pineville Convention and Visitors Bureau the \$4,000 sponsorship to assist with the Travel Writers Familiarization Tour to be held during the opening ceremonies and festivities of the Louisiana Purchase Bicentennial 2003 Celebration for consideration in the 2003 budget hearings. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to lay over for thirty days an appointment to the Ruby-Wise Recreation District to fill the vacancy in an expired term created by the death of the late Eddie Cannon, term will expire on February 18, 2006. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to lay over an appointment to the Sewerage District No. 2 Board to fill the vacancy in an expired term created by the death of the late Voorhies Gauthier, term will expire on October 12, 2006. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize the Parish Highway Department to hard surface additional parking spaces for approximately 400 vehicles for the Coliseum, estimated material cost of \$49,980, to be paid out of Health Unit Funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountain, to remove Mr. John Lamothe from the Rigolette Playground Advisory Committee, having moved out of the neighborhood; waive the thirty day announcement rule; and appoint Mr. Brian McClinton to fill the vacancy in the unexpired term, term to expire on July 14, 2007. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountain, to remove Mr. Henry Marsland from the Rigolette Playground Advisory Committee, having moved out of the neighborhood; waive the thirty day announcement rule; and appoint Mr. Bruce Radford to fill the vacancy in the unexpired term, term to expire on July 14, 2007. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to remove Mr. Macon Smith from the Rigolette Playground Advisory Committee, having moved out of the neighborhood; waive the thirty day announcement rule; and appoint Ms. Patricia Blade to fill the vacancy in the unexpired term, term to expire on July 16, 2007. On vote the motion carried.

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On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, the following proclamation was presented and on vote unanimously adopted:

PROCLAMATION

WHEREAS, Fire causes more loss of life and property in the United States than all other natural disasters combined. Fire is the second Most frequent cause of accidental death in the home. Volunteers and paid Firefighters bear a disproportionate burden of the human loss costs of fire; Firefighting is still America's most hazardous profession; and

WHEREAS, America's loss to fire is among the very highest in the industrialized world; and

WHEREAS, Firefighters in Rapides Parish provide 53.29% of the parish population with fire protection and first response services, using firefighting apparatus, Jaws of Life and emergency first aid; and

WHEREAS, Volunteer Firefighters are trained to meet high professional standards, volunteering a minimum of 140 hours of their off-duty time to qualify as a Basic Firefighter. Volunteer Firefighters receive NO PAY OR REMUNERATION whatsoever for their time spent in basic and upgrade training, nor in responding to fire calls any time of the day or night.

WHEREAS, the public should be grateful for these men and women who freely give of their time to serve the public in such an unselfish, and often times, dangerous endeavor. The Firefighter's family sacrifices this time with their loved ones in order to allow the volunteer to train as a firefighter.

NOW, THEREFORE, BE IT RESOLVED that the Rapides Parish Police Jury does hereby proclaim Saturday, September 21, 2002 as

RAPIDES PARISH VOLUNTEER FIREFIGHTERS DAY

in Rapides Parish, and in recognition of their service, urges all citizens of Rapides Parish to join in a fitting salute to our Volunteer Firefighters and join in commemorating this day with proper observances and public tribute for those who serve.

THUS DONE AND SIGNED on this the 9th day of September, 2002.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to award Bid No. 1833 Construct and Install Two Medium Service Bodies on Parish Owned Vehicles to Empire American LaFrance, the low bidder, in the amount of \$153,582, as recommended by the Fire Chief, Treasurer and Purchasing Agent, to be paid from Fire District No. 2 Funds as budgeted. On vote the motion carried. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize a change order to Bid No. 1830 Purchase One New Pumper Tanker for Fire District No. 10 in the increased amount of \$9,043.00 for a foam system, changes to chassis paint/trim package and miscellaneous additions and deletions noted, as recommended by Plainview Volunteer Board, to be paid from Fire District No. 10 Funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to delete from Fire District No. 4 Fixed Asset/Inventory List the following assets, as scrap and no longer suitable for public use:

Asset	Description	Acquired	Disposal
6814	Pager	3-2-94	scrap
6813	Pager	3-2-94	scrap
6811	Pager	3-2-94	scrap
6798	Pager	3-2-94	scrap
7128	Floating Pump	11-30-95	scrap
7771	Recliner	4-28-97	scrap
7860	Copy Machine	1-29-98	scrap
7278	Generator	1-31-96	scrap
6809	Generator	4-20-94	scrap
6352	Radio	4-13-92	scrap
7106	Pager	5-25-95	scrap
7102	Pager	5-25-95	scrap
7099	Pager	5-25-95	scrap
6820	Pager	2-28-94	scrap
6818	Pager	2-28-94	scrap

On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize a six foot draw down of Indian Creek beginning September 9, 2002, at the rate of 3"-4" per day until down six feet, and the gates to be closed on December 15, 2002, as recommended by the Louisiana Department of Wildlife and Fisheries; further to request the Commissioner of Agriculture to provide the herbicide for the spraying of the hydrilla weeds. On vote the motion carried.

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

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize the expenses of interested Jurors to attend the NACo Justice and Public Safety Steering Committee in Englewood, Colorado, January 22-26, 2003. On vote the motion carried.

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On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize the President to sign a grant application to the Governor's Office of Rural Development in the amount not to exceed \$50,000 for sewer improvements in the Esler Field area. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize to enter into an Intergovernmental Agreement with the City of Pineville to reimburse them for 20 gallons of mosquito spraying chemicals in the amount of \$4,320 and in exchange the City of Pineville will spray in areas outside and adjacent to corporate limits, to be paid out of District B Economic Development Funds in the General Fund. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to authorize the Parish Highway Department to install speed humps on Robin Road, in Belair Terrace Subdivision, as per petition received. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to express appreciation to Commissioner Bob Odom for the assistance of his Department of Agriculture and Forestry in providing a licensed applicator, drivers and trucks for weekly emergency sprayings of Rapides Parish in response to the West Nile Virus Emergency. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to request the Kansas City Southern Railway to clear their railroad right of way, approximately a 100 foot clearance, at Maryhill Road in Pineville. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, the following ordinance was presented, to grant the Town of Cheneyville a nonexclusive franchise for the construction, operation and maintenance of a waterworks system in the rural areas outside and adjacent to Cheneyville within Rapides Parish for a period of twentyfive years, and the provisions of Chapter 11 Franchise Fee are hereby suspended, and on vote unanimously adopted:

ORDINANCE

AN ORDINANCE GRANTING TO THE TOWN OF CHENEYVILLE A NONEXCLUSIVE FRANCHISE, RIGHT AND PRIVILEGE TO USE PARISH RIGHTS OF WAY TO CONSTRUCT, MAINTAIN AND OPERATE A WATER SYSTEM IN THE RURAL AREAS OF RAPIDES PARISH OUTSIDE AND ADJACENT TO CHENEYVILLE CORPORATE LIMITS.

WHEREAS, the Town of Cheneyville operates and maintains a complete waterworks system to serve the residents of the Town of Cheneyville, Louisiana; and,

WHEREAS, the Town of Cheneyville has advised the Rapides Parish Police Jury that is has a project underway to install water system improvements to serve residents in the rural areas near Cheneyville, along US 71 North and South, Bayou Road North and South, Clyde Smith Road, Cheneyville-Echo Road, Munson Road, Loyd Bridge Road, LA 456 and along US 167 into the Clearwater Community; and,

WHEREAS, the Town of Cheneyville has requested the Police Jury to grant it a franchise to construct, operate and maintain a waterworks system in the rural areas outside and adjacent to Cheneyville corporate limits within Rapides Parish, as shown on a certain map as on file in the Police Jury Office;

NOW, THEREFORE,

SECTION 1. BE IT ORDAINED by the Police Jury of the Parish of Rapides, State of Louisiana, in regular session convened, that there be and is hereby granted to the Town of Cheneyville, a municipality organized under the laws of the State of Louisiana, herein after called "GRANTEE", a franchise, as provided in Louisiana LARS 33:4361, granting and authorizing Grantee's use of the public roads, streets, alleys, highways, thoroughfares and public places of the Parish of Rapides, State of Louisiana, outside the limits of any incorporated city, town or village therein, for the purpose of constructing, operating and maintaining a water system to sell and service its customers, users and members for a term of twentyfive (25) years and become effective from and after the passage of this ordinance and its formal acceptance in writing by the Town of Cheneyville.

SECTION 2. BE IT FURTHER ORDAINED that this franchise shall never be construed as exclusive or as conferring rights or privileges within the present boundaries of incorporated municipalities, and the rights herein conferred shall not be exercised in, over or upon highways, thoroughfares or rights-of-way now officially included within the system of the Louisiana State Highways, without the written consent of the proper State officials in accordance with the provisions of Louisiana Revised Statute LARS 33:4362.

SECTION 3. BE IT FURTHER ORDAINED that the said water lines, meters, properties, etc. shall be made subject to the approval of the parish engineer; and such water lines, meters, properties, etc. shall be installed so as not to interfere to any appreciable degree with traffic, and all openings in any public thoroughfare shall be closed and the thoroughfare restored promptly to its former condition of usefulness. Any expense incurred by the Parish in connection with the location or construction of the Grantee's water lines, meters, properties, etc., pursuant to this grant, on public rights of way as established at the time of this grant, shall be borne by the Grantee.

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SECTION 4. BE IT FURTHER ORDAINED that should it be necessary to relocate any of the Grantee's water lines, meters, properties, etc. located or constructed pursuant to this grant because of road improvements or road construction or the installation of other public works by the Parish, the cost of such relocation shall be borne by the Grantee. The franchise herein granted is to be exercised by the Grantee so that in all cases where cuts or excavations are required the soil is to be promptly restored to its original condition and all operations under this franchise are to be carried out solely at the expense of the Grantee and so as to avoid damages to the public places, roads, streets and alleys involved and so as to avoid damages to third parties, and in any event, with the definite obligation on the part of the Grantee to reimburse the Parish any damages it may suffer by said operations and/or to reimburse any third parties for any damages that may be suffered by virtue thereof, and so as to hold the Police Jury (Parish) completely harmless from any and all of such damages.

SECTION 5. BE IT FURTHER ORDAINED that the Grantee shall use reasonable precautions to avoid damages to persons and property and shall hold and save harmless the Parish of Rapides from all damages, losses or expenses caused by the negligence of the Grantee, its agents or employees while exercising any of the rights herein granted.

SECTION 6. BE IT FURTHER ORDAINED that Grantee in accepting this franchise therein agrees and guarantees to hold harmless the Police Jury of the Parish of Rapides and its individual members from any and all loss, damage or expense which it may suffer on account of the grant of this franchise and operations thereunder arising from any cause whatsoever and in favor of any person, persons, partnership or corporation.

SECTION 7. BE IT FURTHER ORDAINED that Grantee shall reimburse the Parish of Rapides for all damages suffered by it by reason of this franchise, and if Grantee should fail to complete any restoration work promptly or in a workmanlike manner, the proper officials of the Parish of Rapides shall have the right to do such work at Grantee's expense, and Grantee shall reimburse the Parish of Rapides forthwith for all reasonable costs so incurred.

SECTION 8. BE IT FURTHER ORDAINED that this franchise shall continue in existence for a period of twentyfive (25) years and become effective from and after the passage of this ordinance. Upon the termination of this franchise, the term and franchise fee shall be renegotiated.

SECTION 9. BE IT FURTHER ORDAINED this Ordinance is subject to the provision of Chapter 11 Franchise Fee of the Rapides Parish Code of Ordinances, which franchise fee is hereby suspended pending further action by the Rapides Parish Police Jury.

SECTION 10. BE IT FURTHER ORDAINED that upon the termination of this franchise, the term and franchise fee shall be renegotiated.

SECTION 11. BE IT FURTHER ORDAINED that this ordinance and the rights, privileges and franchises herein granted are not exclusive and shall become effective from and after the passage of this ordinance and its formal acceptance in writing by the Town of Cheneyville.

SECTION 12. 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.

SECTION 13. BE IT FURTHER ORDAINED all ordinances and resolutions or parts thereof in conflict herewith be and the same are hereby repealed.

SECTION 14. BE IT FURTHER ORDAINED that the Secretary of this Police Jury be and he/she is empowered, authorized and directed to record an original certified copy of this resolution in the Mortgage and Conveyance Records in the Office of the Clerk of Court and Ex-Officio Recorder of Mortgages in and for the Parish of Rapides, Louisiana, and to cause said resolution to be published in the official journal of the Parish of Rapides, Louisiana. This resolution shall become effective immediately upon its adoption.

THUS PASSED AND APPROVED on this 9th day of the month of September, 2002.

The next agenda item was to discuss chemicals purchased for mosquito abatement. Mr. Tim Ware, Treasurer, distributed a breakdown of cost of mosquito control through September 9, 2002, noting partial reimbursements from Alexandria, Pineville and the State.

On motion by Mr. Joe Fuller, seconded by Mr. Richard Billings, to ratify authorization for the purchase of an additional 30 gallons of chemicals for continued spraying with emergency trucks being provided by Commissioner Odom in the amount of \$6,210, to be paid out of the General Fund. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to request our Louisiana Legislative Delegation to introduce and support a local act expanding the membership of Mosquito Abatement District No. 1 of the Parish of Rapides from five members on the board of commissioners under LARS 33:7723 to nine members. On vote the motion carried.

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

On motion by Mr. Scott Perry, seconded by Mr. Theodore Fountaine, to enter into Intergovernmental Agreement with the Village of Forest Hill for 20 hours grade-all and 2 trucks for ditching and setting culverts. Also,

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10 hours for side boom tractor to trim overhanging limbs and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Don Wilmore, Mr. Joe Fuller and all other Police Jurors, to express appreciation to Vernon Parish Police Jury for hosting the 8th District Regional Police Jury Association meeting on Friday, September 6, 2002. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Joe Fuller, to commend Mr. Richard Billings on his re-election as Executive Board Member of the Police Jury Association representing Region Eight. On vote the motion carried.

Motion by Mr. Richard Billings, seconded by Mr. Joe Fuller, to close 500 foot on Cudd Road temporarily, as requested by a property owner, because of illegal activities transpiring.

The Police Jurors discussed whether a public road could be closed under these conditions. Mr. Tom Wells, Legal Counsel, advised the Police Jury could close a road because of being a hazard or safety hazard to the public, but if needed for a public purpose, it could not be closed without following the revocation proceedings.

On motion restated by Mr. Richard Billings, seconded by Mr. Joe Fuller and Mr. Don Wilmore, to close 500 foot on Cudd Road temporarily, as requested by a property owner, because of illegal activities transpiring, subject to approval of Legal Counsel, and come back next month if needed and if there is a need for the property owner to sign a revocation to have it done.

On vote the motion as restated carried.

On motion by Mr. Don Wilmore, seconded by Mr. Scott Perry and Mr. Joe Fuller, to authorize revised Supplemental Agreement No. 1 with Ballard and Associates for the Cloverdale/Grundy Cooper Subdivision Statewide Flood Control Project, State Project No. 576-40-0015, for a revised scope of project as requested by the City to extend the project to the existing box culvert under LA 28 West, for an additional fee of \$33,100, to be paid from Road District No. 36A Funds, and authorize the President to sign same upon approval of Legal Counsel. On vote the motion carried.

The President asked if there was any public comment on any agenda item. Ms. Carolyn Vaughn, resident of the Grundy Cooper Subdivision, submitted a copy of a formal complaint to the Louisiana Department of Health and Hospitals against the burnt house located at 5026 Cooper Drive, Alexandria, with a condemned house, grown up tall grass and lots of cats and rats, and a petition by property owners on Cooper Drive expecting the house to be demolished and the yard to be mowed on a regular and timely basis. Mr. Wells advised he has ordered a title abstract on the property. Ms. Vaughn asked for emergency action by the Police Jury. Mr. Moreau replied the matter would be looked into.

There being no further business, the meeting was declared adjourned at 3:41 p.m.

Angie Richmond, Secretary
Rapides Parish Police Jury

Bubba Moreau, President
Rapides Parish Police Jury