

RAPIDES PARISH POLICE JURY

REGULAR SESSION

July 12, 2004

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, July 12, 2004, at three (3:00) o'clock p.m. (Central Standard Time).

There were present: Honorable Ezra L. Reed, President; Donald H. Wilmore, Vice President; and Police Jurors Richard "Butch" Lindsay, Steve P. Bordelon, Theodore Fountaine Jr., Joe Fuller, Jerry P. Wood Sr., Richard W. Billings and Scott Perry Jr.

Absent was Police Juror Steve P. Bordelon.

Also present were Mr. Tim Ware, Treasurer; Mr. Eric S. Duck, Public Works Director; Ms. Donna Andries, Sales and Use Tax Administrator; Chief David Peart, Fire District No. 2; Ms. Sonya Wiley, Office of Homeland Security and Emergency Preparedness Director; Ms. Candy Saucier, Civil Service Director; and Ms. Angie Richmond, Secretary.

The invocation was given by Coach Dobie Perkins.

The Pledge of Allegiance was led by Mr. Jerry Wood.

The Police Jury of the Parish of Rapides, State of Louisiana, was duly convened as the governing authority of said Parish by Hon. Ezra L. Reed, 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. Richard Billings, to adopt the minutes of the Rapides Parish Police Jury held in Regular Session on June 14, 2004, as published in the Official Journal. On vote the motion carried.

On motion by Mr. Joe Fuller, seconded by Mr. Richard Billings, that approved bills be paid. On vote the motion carried.

On motion by Mr. Joe Fuller, seconded by Mr. Richard Billings, to accept the Treasurer's Report. On vote the motion carried.

Mr. Reed laid over the appointment to the Ruby-Wise Recreation District to fill the vacancy in an unexpired term created by the death of the late Eddie Cannon, term will expire on February 18, 2006.

Mr. Wilmore laid over the appointment to the Ward 7 Recreation District for a five year term to fill the expired term of Mr. Edward Thomas, term expired on April 13, 2003.

Mr. Wood laid over the appointment to the Wards 1 & 8 Recreation District for a five year term to fill the expired term of Mr. Edwin P. Armstrong, term expired on April 13, 2004.

On motion by Mr. Joe Fuller, seconded by Mr. Jerry Wood, to appoint Mr. James J. Dazart to the Rapides Area Planning Commission to fill the vacancy created by the resignation of Mr. Jim Smolenski, having been laid over thirty days, term will expire on July 21, 2008. On vote the motion carried.

Mr. Wilmore laid over the appointment to the Rapides Area Planning Commission to fill the vacancy in an unexpired term created by the resignation of Mr. Lance Shaw, having been laid over thirty days, term will expire on March 10, 2007.

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

Port Commission for six year term to fill the expiring term of Mrs. Opal Hudson, term will expire on September 8, 2004;

Mosquito Abatement District No. 1 for three year term to fill the expiring term of Ms. Vonda Clark, representing Public Health, term will expire on September 9, 2004;

Mosquito Abatement District No. 1 for three year term to fill the expiring term of Mr. Rodney Ferguson, representing Public Input, term will expire on September 9, 2004; and

Library Board for five year term to fill the expiring term of Mr. Freddie Sullivan, representing District C, term will expire on September 13, 2004.

Amendment by Mr. Ezra Reed to waive the thirty day rule and reappoint Mr. Freddie Sullivan to the Library Board.

Mr. Steve Rogge, Executive Director of the Library, suggested Mr. Reed speak with Mr. Sullivan before taking action.

Mr. Reed withdrew his amendment.

On vote the motion carried.

Mr. Richard Billings and Mr. Don Wilmore presented plaques to Oak Hill High School for winning Class B State Championship Baseball, Class B State Championship Javelin, Class B State Championship 3200 Meter, Second Place Louisiana High School Rodeo Association Steer Wrestling.

A plaque was also presented to Coach Steven Wharton, Plainview High School, as Coach of the Year and Cenla Coach of the Year.

Mr. Butch Lindsay and Mr. Ezra Reed presented plaques to Tioga All-Stars 8-year old Pitching Machine Second Place State Championship Baseball.

Ms. Carolyn Vaughn, resident of Grundy Cooper, appeared and asked the Police Jury to take action to have the overgrown weeds cut at the house next door and to cut the drainage ditch behind her house from Bayou Rapides to Cloverdale. The matter was referred to the Public Works Director for handling.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to lay over until the August 9, 2004 meeting the presentation of plaques the Central Louisiana Swamp Dawgs as winner of the USSA 15-year old State Champs, who were going to the World Series in July in Florida. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, that the Rapides Parish Police Jury look at the proposal of the Natchitoches Parish Police Jury to reallocate the ad valorem tax to the Red River Waterway Commission and authorize the President to appoint two Police Jurors to meet with Natchitoches Parish and the other Parishes involved before acting further. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize the Public Works Director to look into machinery to clean culverts longer than 16 foot in length or an intergovernmental agreement with the City of Alexandria or City of Pineville for use of their equipment. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to rescind that certain motion of the Rapides Parish Police Jury passed on June 14, 2004 changing the name of Mead Hatch Road, Ward 6, to Brad Perkins Road, because the road is no longer Parish maintained. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize to enter into a financing agreement with Red River Bank for the lease-purchase of a pre-engineered steel fire training tower (Bid No. 1899) in the amount of \$66,000.00 to be purchased from Fire Facilities Inc. with terms and conditions to be five annual payments at an interest rate of 6%, as recommended by the Cotile Volunteer Fire Association Board of Directors, Treasurer and Purchasing Agent, to be paid from Fire District No. 8 Funds as budgeted:

EXHIBIT E  
FORM OF AUTHORIZING RESOLUTION

Whereas, Rapides Parish Police Jury (the "Purchaser"), a body politic and corporate duly organized and existing as a political subdivision of the State of Louisiana (the "State"), is authorized by the laws of the State to purchase and acquire movable property for the benefit of the Purchaser and its citizens and to enter into contracts with respect thereto; and

Whereas, the Purchaser desires to purchase and acquire certain equipment constituting movable property necessary for the Purchaser to perform essential governmental functions; and

Whereas, in order to acquire such equipment, the Purchaser proposes to enter into that certain Equipment Installment Purchase Agreement (the "Agreement") with Red River Bank (the "Bank"), the form of which has been presented to the governing body of the Purchaser at this meeting; and

Whereas, the governing body of the Purchaser deems it beneficial to the Purchaser and for the efficient and effect administration thereof to enter into the Agreement for the financing of the purchase and acquisition of the equipment therein described on the terms and conditions therein provided;

NOW, THEREFORE, BE IT RESOLVED:

Section 1. Approval of Documents.

The form, terms and provisions of the Agreement are hereby approved in substantially the form presented at this meeting, with such insertions, omissions and changes as shall be approved by the counsel of the Purchaser or other members of the governing body of the Purchaser executing the same, the execution of such documents being conclusive evidence of such approval; and the President of the Purchaser is hereby authorized and directed to execute, and the Treasurer of the Purchasers is hereby authorized and directed to attest and countersign, the Agreement and any related exhibits attached thereto, and the Treasurer of the Purchaser is hereby authorized to affix the seal of the Purchaser to such documents.

Section 2. Other Actions Authorized.

The officers and employees of the Purchaser shall take all action necessary or reasonably required by the parties to the Agreement to carry out, give effect to and consummate the transactions contemplated thereby and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Agreement.

Section 3. No General Liability.

Nothing contained in this Resolution, the Agreement nor any other instrument shall be construed with respect to the Purchaser as incurring a pecuniary liability or charge upon the general credit of the Purchaser or against its taxing power, nor shall the breach of any agreement contained in this Resolution, the Agreement or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Purchaser or any charge upon its general credit or against its taxing power, except to the extent that the Installment Payments payable under the Agreement are special limited obligations of the Purchaser as provided in the Agreement.

Section 4. Severability.

If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 5. Repealer.

All bylaws, orders and resolutions or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, resolution or ordinance of part thereof.

Section 6. Effective Date.

This Resolution shall be effectively immediately upon its approval and adoption.

Section 7. Section 265(b)(3) Designation.

Purchaser hereby designates the Agreement as a "qualified tax-exempt obligation" for the purposes and within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. Purchaser further represents that Purchaser reasonably anticipates that Purchaser and other entities issuing obligations on behalf of Purchaser will not issue tax-exempt obligations (including the Agreement) that exceed the aggregate principal amount of \$10,000,000 during the calendar year in which the Agreement is executed and delivered.

Adopted and Approved this 12th day of July, 2004.

On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to grant the 2% annual longevity pay increase mandated by the State for eligible Rapides Parish Fire Protection District No. 2 employees, effective August 1, 2004, to be paid out of Fire Protection District No. 2 Funds, as recommended by the Fire Chief. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to grant an additional 1/2% pay increase for Rapides Parish Fire Protection District No. 2 employees, effective July 16, 2004, to be paid out of Fire Protection District No. 2 Funds. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to grant the 2% annual longevity pay increase mandated by the State for eligible Rapides Parish Fire Protection District No. 4 employees, effective August 1, 2004, to be paid out of Fire Protection District No. 4 Funds. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to grant the 2% annual longevity pay increase mandated by the State for eligible Rapides Parish Fire Protection District No. 7 employees, effective August 1, 2004, to be paid out of Fire Protection District No. 7 Funds. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to grant the 2% annual longevity pay increase mandated by the State for Firefighter/Operator Glenn F. Bell, effective July 7, 2005, to be paid out of Fire Protection District No. 3 Funds. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to grant the 2% annual longevity pay increase mandated by the State for Firefighter/Operator Kenneth M. Brewer, effective May 9, 2005, to be paid out of Fire Protection District No. 3 Funds. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to grant the 2% annual longevity pay increase mandated by the State for Firefighter/Operator Samuel J. Allen, effective September 24, 2005, to be paid out of Fire Protection District No. 3 Funds. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to grant the 2% annual longevity pay increase mandated by the State for Firefighter/Operator Don D. Dupree, effective April 1, 2005, to be paid out of Fire Protection District No. 3 Funds. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to grant approval to Calcasieu Farms Subdivision, Elmer, as recommended by the Rapides Area Planning Commission and authorize signing of the plat upon approval of Legal Counsel. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize to advertise for bids to improve Colony Road, to be paid out of Road District No. 1A Funds. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to remove the Bradford Cemetery Road from Parish maintenance as requested by the Cemetery Committee. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to delete from Fire District No. 5 Asset/Inventory Program the following equipment:

Asset Description	Acquired	Disposal
7335 Pump & Accessories	5-13-96	traded
		Mounted Asset 8105

On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to award Bid No. 1900 Road Improvements in Districts A and B to D & J Construction Company, Contractor's License No. 5789, to be paid out of the appropriate Road Districts, as follows:

District A	
Ward 10	\$78,897.00
District B	
Ward 9	\$47,899.20
Ward 10	\$52,830.00

for a total contract of \$179,626.20 as recommended by the Public Works Director. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to award Bid No. 1901 Road Improvements in Districts E, F and H to W. E. McDonald Construction Company, Contractor's License No. 8815, to be paid out of the appropriate Road Districts, as follows:

District E	
Ward 7	\$ 78,874.80
Ward 8	\$194,913.91
District F	
Ward 2	\$127,306.30
District H	
Ward 2	\$105,271.51
Ward 3	\$158,279.75
Ward 4	\$266,751.01
Ward 5	\$107,537.20
Ward 6	\$229,558.35
Forest Hill (reimbursed)	\$ 25,964.48

for a total contract of \$1,294,457.31 as recommended by the Public Works Director. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to provide a "Design Exception" for SPN 713-40-0123, FAP No. 4000(520), West River Road Bridge over Prairie Branch to allow a horizontal curve with a radius less than the minimum standards at one end of the bridge, as recommended by the Public Works Director. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize an Intergovernmental Agreement with the Town of Lecompte for the Highway Department to make repairs to the Bayou Boeuf Bridge, cost of labor, equipment and material to be paid by the Town of Lecompte, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to use \$60,000 from National Forest Title III Funds to add to the amount for construction of Fire District No. 2 Fire Station No. 5. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize Mr. Tom Wells, Legal Counsel, to take whatever action is necessary to have the unsightly property on Cactus Drive near LA 107 cleaned up or fenced from public view as a junkyard. On vote the motion carried.

The next agenda item was to request the Treasurer to look into the matter of about \$70,000 of funds needed for roofing and repairs at the One Stop and bring back a recommendation to the next regular meeting of the Police Jury.

Mr. Tim Ware, Treasurer, recommended a loan of \$26,000 from the refinanced sales tax bond issue proceeds and \$50,000 from the parking fund for a total of \$76,000 to do the construction work, then advise the Coliseum Authority that the rental revenue beginning January 1, 2005 will be used to repay the loan.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to proceed with the roofing, air conditioning repairs and renovations at the One-Stop, to be paid from a loan of \$76,000 from the sales tax bond fund (\$26,000) and parking fund (\$50,000), as recommended by the Treasurer. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to pursue the plans for the Department of Labor expanded space in the One-Stop and it be provided to DOL for their planning of the contract renewal. On vote the motion carried.

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

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize to advertise for bids for an automated fleet fuel system, to be paid from Road and Bridge and various department funds. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to call for a public hearing for Monday, September 13, 2004, at 3:00 p.m. in the Police Jury Meeting Room for the Rapides Parish Police Jury to consider and act on adjusting the 2004 ad valorem millage rates not in excess of the prior year's maximum millage rates for the tax year 2003, and authorize advertisement. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, the following resolution was presented, certifying compliance with the public bid law on the Cloverdale & Grundy Cooper Subdivision Flood Control Improvements, Phase I of SPN 576-40-0015 Bluebonnet Street Improvements, State Project No. 576-40-0015(331), as recommended by the Purchasing Agent, and on vote unanimously adopted:

RESOLUTION CERTIFYING COMPLIANCE WITH THE PUBLIC BID LAWS  
STATE PROJECT NO. 576-40-0015(331)  
PARISH OF RAPIDES

RESOLUTION  
RAPIDES PARISH POLICE JURY

WHEREAS, the Rapides Parish Police Jury has solicited bids for State Project No. 576-40-0015(331) in accordance with the current bid laws of the State of Louisiana, including, but not limited to R.S. 38:2211 et seq.; and,

WHEREAS, the Rapides Parish Police Jury has submitted to DOTD Certification of proof of publication, one (1) copy of the bid proposals and bid bonds as submitted by each of the three (3) lowest bidders, a legible copy of the bid tabulation of all bids received, and certified to be correct by the Engineer and an authorized official of the Sponsor, a copy of the engineer's recommendation data in the Clerk of Court's Office.

NOW, THEREFORE, BE IT RESOLVED by the Rapides Parish Police Jury in Regular Session assembled on this 12th day of July, 2004, it does hereby certify compliance with the bidding procedures of Louisiana Revised Statutes 38:2211, et seq.

THUS PASSED AND APPROVED on this 12th day of July, 2004.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to ratify authorization for the President to sign an application for continuation of the JAIBG Teen Court grant to Develop Accountability-Based Sanctions, Grant No. A02-8-018, in the amount of \$43,937 with the local match from FINS, for the period of October 1, 2004 through September 30, 2005, as recommended by Judge Johnson. On vote the motion carried.

On motion by Mr. Joe Fuller, seconded by Mr. Don Wilmore, to increase the pay of Ms. Donna Andries, Sales and Use Tax Collector, to \$70,000 per year effective August 1, 2004.

A roll call vote was called on the motion and was as follows:

YES	NO
Ezra Reed	Theodore Fountaine
Don Wilmore	Richard Billings
Butch Lindsay	
Joe Fuller	
Jerry Wood	
Scott Perry	

On roll call vote the motion carried 6-2.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize removal from the Administrative (Finance) Department Asset/Inventory Program the following equipment as it is no longer suitable for public use:

Asset Description	Acquired	Disposal
7854 Computer	1-27-98	scrap
8167 Computer	1-27-99	scrap

On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize the submission of EDA pre-application and application in the amount of \$1.5 million for road improvements to Tioga High School Road and authorize the President to sign and the Treasurer to amend the budget as appropriate. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize to enter into an Intergovernmental Agreement with the Town of Colfax for the Police Jury to contribute \$5,000 to the upkeep of the Bayou Darrow Project (Aloha-Rigolette), to be paid out of Road District No. 10A

Funds, and authorize the President to sign upon approval of Legal Counsel. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to receive the required report from Acadian Ambulance under the Contract for May 2004:

Response Zone	Number Responses	Required %	Compliance %
Alexandria - 8 minute	402	80%	90.55%
Pineville - 8 minute	117	80%	90.60%
Rapides - 12 minute	113	80%	95.58%
Rapides - 20 minute	135	80%	88.15%

On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, the following ordinance was presented and on vote unanimously adopted:

ORDINANCE

AN ORDINANCE TO AMEND AND REENACT SECTION 21-8.41(D) HIRING, TERMINATION AND DISCIPLINE OF FIRE DISTRICT NO. 2 FIREFIGHTERS SO AS CHANGE THE TIME FROM THREE DAYS TO FIVE DAYS THE FIRE CHIEF IS TO INFORM AN EMPLOYEE OF ACTION TAKEN AFTER THE PREDISCIPLINARY HEARING.

NOW, THEREFORE, BE IT ORDAINED by the Rapides Parish Police Jury in Regular Session convened on this 12th day of July, 2004, that Section 21-8.41 of the Rapides Parish Code of Ordinances is hereby amended and reenacted to include a new subsection as follows:

Chapter 21. SPECIAL DISTRICTS

Article I. FIRE PROTECTION

Division 1. District No. 2

Section 21-8.41 Hiring, termination and discipline of parochial firefighters.

. . .  
(D) Predisiplinary Hearing

. . .  
If the fire chief determines that formal disciplinary action against the employee is necessary, the fire chief must:

. . .  
(3) The fire chief shall within at least five (5) days after conducting the predisiplinary hearing inform the employee in writing of the action taken.

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

BE IT FURTHER ORDAINED in all other respects Section 21-8.41 of the Rapides Parish Code of Ordinances shall remain unchanged.

THUS DONE AND SIGNED on this 12th day of July, 2004.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, the following ordinance was presented and on vote unanimously adopted:

ORDINANCE

AN ORDINANCE TO AMEND AND REENACT SECTION 21-12.41(D) HIRING, TERMINATION AND DISCIPLINE OF FIRE DISTRICT NO. 3 FIREFIGHTERS SO AS CHANGE THE TIME FROM THREE DAYS TO FIVE DAYS THE FIRE CHIEF IS TO INFORM AN EMPLOYEE OF ACTION TAKEN AFTER THE PREDISCIPLINARY HEARING.

NOW, THEREFORE, BE IT ORDAINED by the Rapides Parish Police Jury in Regular Session convened on this 12th day of July, 2004, that Section 21-12.41 of the Rapides Parish Code of Ordinances is hereby amended and reenacted to include a new subsection as follows:

Chapter 21. SPECIAL DISTRICTS

Article I. FIRE PROTECTION

Division 2. District No. 3

Section 21-12.41 Hiring, termination and discipline of parochial firefighters.

. . .  
(D) Predisiplinary Hearing

. . .  
If the fire chief determines that formal disciplinary action against the employee is necessary, the fire chief must:

. . .  
(3) The fire chief shall within at least five (5) days after conducting the predisiplinary hearing inform the employee in writing of the action taken.

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

BE IT FURTHER ORDAINED in all other respects Section 21-12.41 of the Rapides Parish Code of Ordinances shall remain unchanged.

THUS DONE AND SIGNED on this 12th day of July, 2004.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, the following ordinance was presented and on vote unanimously adopted:

ORDINANCE

AN ORDINANCE TO AMEND AND REENACT SECTION 21-15.41(D) HIRING, TERMINATION AND DISCIPLINE OF FIRE DISTRICT NO. 4 FIREFIGHTERS SO AS CHANGE THE TIME FROM THREE DAYS TO FIVE DAYS THE FIRE CHIEF IS TO INFORM AN EMPLOYEE OF ACTION TAKEN AFTER THE PREDISCIPLINARY HEARING.

NOW, THEREFORE, BE IT ORDAINED by the Rapides Parish Police Jury in Regular Session convened on this 12th day of July, 2004, that Section 21-15.41 of the Rapides Parish Code of Ordinances is hereby amended and reenacted to include a new subsection as follows:

Chapter 21. SPECIAL DISTRICTS

Article I. FIRE PROTECTION

Division 3. District No. 4

Section 21-15.41 Hiring, termination and discipline of parochial firefighters.

. . .  
(D) Predisdisciplinary Hearing

. . .  
If the fire chief determines that formal disciplinary action against the employee is necessary, the fire chief must:

. . .  
(3) The fire chief shall within at least five (5) days after conducting the predisdisciplinary hearing inform the employee in writing of the action taken.

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

BE IT FURTHER ORDAINED in all other respects Section 21-15.41 of the Rapides Parish Code of Ordinances shall remain unchanged.

THUS DONE AND SIGNED on this 12th day of July, 2004.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, the following ordinance was presented and on vote unanimously adopted:

ORDINANCE

AN ORDINANCE TO AMEND AND REENACT SECTION 21-22.A.41(D) HIRING, TERMINATION AND DISCIPLINE OF FIRE DISTRICT NO. 7 FIREFIGHTERS SO AS CHANGE THE TIME FROM THREE DAYS TO FIVE DAYS THE FIRE CHIEF IS TO INFORM AN EMPLOYEE OF ACTION TAKEN AFTER THE PREDISCIPLINARY HEARING.

NOW, THEREFORE, BE IT ORDAINED by the Rapides Parish Police Jury in Regular Session convened on this 12th day of July, 2004, that Section 21-22.A.41 of the Rapides Parish Code of Ordinances is hereby amended and reenacted to include a new subsection as follows:

Chapter 21. SPECIAL DISTRICTS

Article I. FIRE PROTECTION

Division 5. District No. 7

Section 21-22.A.41 Hiring, termination and discipline of parochial firefighters.

. . .  
(D) Predisdisciplinary Hearing

. . .  
If the fire chief determines that formal disciplinary action against the employee is necessary, the fire chief must:

. . .  
(3) The fire chief shall within at least five (5) days after conducting the predisdisciplinary hearing inform the employee in writing of the action taken.

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

BE IT FURTHER ORDAINED in all other respects Section 21-22.A.41 of the Rapides Parish Code of Ordinances shall remain unchanged.

THUS DONE AND SIGNED on this 12th day of July, 2004.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, the following ordinance was presented and on vote unanimously adopted:

ORDINANCE

AN ORDINANCE TO AMEND AND REENACT SECTION 2-8(D) HIRING, TERMINATION AND DISCIPLINE OF POLICE JURY EMPLOYEES SO AS CHANGE THE TIME FROM THREE DAYS TO FIVE DAYS THE DEPARTMENT HEAD IS TO INFORM AN EMPLOYEE OF ACTION TAKEN AFTER THE PREDISCIPLINARY HEARING.

NOW, THEREFORE, BE IT ORDAINED by the Rapides Parish Police Jury in Regular Session convened on this 12th day of July, 2004, that Section 2-8 of the Rapides Parish Code of Ordinances is hereby amended and reenacted to include a new subsection as follows:

Chapter 2. ADMINISTRATION

Article II. OFFICERS AND EMPLOYEES

Section 2-8. Hiring, termination and discipline of police jury employees.

. . .  
(D) Predisiplinary Hearing

. . .  
If the department head determines that formal disciplinary action against the employee is necessary, the department head must:

. . .  
(3) The department head shall within at least five (5) days after conducting the predisiplinary hearing inform the employee in writing of the action taken.

. . .

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

BE IT FURTHER ORDAINED in all other respects Section 2-8 of the Rapides Parish Code of Ordinances shall remain unchanged.

THUS DONE AND SIGNED on this 12th day of July, 2004.

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

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize to enter into an Cooperative Endeavor with the Hineston Water System to upgrade and level the entrance road to the water system plant as requested and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to accept for Parish maintenance an extension of the Ed Stracener Road, approximately 0.2 mile in length. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize to advertise for proposals for drug and alcohol testing services. On vote the motion carried.

On motion by Mr. Jerry Wood, seconded by Mr. Richard Billings, to use Exam One for employee drug testing until a provider can be selected through the bid process. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to receive the report of the Parish Inspector recommending an abandoned, dilapidated house located at 225 Pryor Road, Lot 1, Square 2, Wardville, Section 22, T4N-R1E, Ward 9, District B, Rapides Parish, be condemned and demolished or removed, due to being in dangerous condition which endangers the public health or welfare, and it be referred to Legal Counsel for proper action. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize the President to sign the contract between the Police Jury, Fire Protection District No. 6, and the Deville Volunteer Fire Association. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to award Bid No. 1907 Purchase One New Commercial Fire Apparatus for Fire District No. 8 to the low bidder Crimson Fire in the amount of \$159,801.00 as recommended by the Cotile Volunteer Fire Association Board of Directors and authorize the Treasurer to secure financing. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to create a position for a permanent part-time secretary for Fire Protection District No. 6 at the rate of \$7.50/hour for twenty hours a week, as recommended by the Deville Volunteer Fire Association; authorize filling of the slot and amend the organizational chart. On vote the motion carried.

On motion by Mr. Jerry Wood, seconded by Mr. Don Wilmore, to request the Parish Inspector to inspect the structure and property at 5819 Caroline Drive for action against the property owner to bring the property back to a safe and sanitary condition under the Rapides Parish Code of Ordinances. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to authorize the expenses of interested Police Jurors to attend the Annual Congressional Black Caucus to be on September 8-11, 2004 in Washington, DC. On vote the motion carried.

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

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, the following ordinance was presented, as recommended by Legal Counsel, and on vote unanimously adopted:

ORDINANCE

AN ORDINANCE TO AMEND AND REENACT SECTION 22-110 SUBDIVISION PLAT REQUIREMENTS UNDER THE RAPIDES PARISH CODE OF ORDINANCES SO AS TO REVISE THE DEDICATION STATEMENT TO INCLUDE ANY ROADS WHEN APPROPRIATE.

BE IT RESOLVED by the Rapides Parish Police Jury in Regular Session convened on this 12th day of July, 2004, that Section 22-110 is hereby amended and reenacted as follows:

Chapter 22. Subdivisions  
Article III. Procedures

Section 22-110. Plat Requirements.

The following information shall be included on the plat:

- (a) Title  
. . .  
(7) Notes:  
. . .

A statement of dedication, signed by the owner, shall be provided for all the rights-of-ways or servitudes that are being granted to the public for the use of streets, utilities, drainage, sewerage disposal or other public purposes in the general interest of the public.

RIGHT OF WAY AND/OR SERVITUDE DEDICATION

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, before me, the undersigned authority, a Notary Public and the undersigned competent witnesses, personally came and appeared (Name of Owners) who declared that (he, she or they) (is/are) the (Owner/Owners) of the tract of land shown herein and that (he/she or they) do hereby dedicate and appropriate for the public use the (servitudes, rights-of-way, or both) shown herein for the construction, installation and maintenance of (road/street,) utility and/or drainage improvements for the perpetual use of the public.

(Owner/Owners) provide required spaces for each signature.

\_\_\_\_\_  
Owner

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Notary Public

If only servitudes are dedicated then the right-of-way comments shall not appear or if only rights-of-way are granted then the servitude portions shall not appear. If road(s) or street(s) are to be dedicated to the public, it shall be included in the dedication statement.

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

THUS DONE AND SIGNED on this 12th day of July, 2004.

On motion by Mr. Theodore Fountaine, seconded by Mr. Joe Fuller, to award the Fire District No. 2 Fire Station No. 5 to Westerchil Construction Company, Inc. of Alexandria, Louisiana, the low bidder for the Base Bid in the amount of \$527,800.00, contingent upon successful negotiation and execution of a Change Order modifying the scope of work and adjusting the contract amount to within the funds available for construction, as recommended by Pan American Engineers, Architect, and Fire Chief, and on vote unanimously adopted:

Resolution  
by the  
Rapides Parish Police Jury

WHEREAS, the Rapides Parish Police Jury received the following bids on Wednesday, June 23, 2004, for the Fire Protection District No. 2 of Rapides Parish, Fire Station No. 5;

Contractor	Lump Sum Base Bid
1. Westerchil Construction Co.	\$527,800.00
2. Tudor, Inc.	\$592,000.00
3. Philip Mayo Construction	\$647,000.00

NOW, THEREFORE BE IT RESOLVED that the contract for said construction work is hereby awarded to the low Bidder, Westerchil Construction Company, Inc. for the Total Base Bid in the amount of \$527,800.00 contingent upon execution of a Change Order adjusting the contract amount to within the funds available for construction.

BE IT FURTHER RESOLVED that the President is hereby authorized to execute the contract and change order between the Rapides Parish Police Jury and the successful Bidder.

PASSED, APPROVED AND ADOPTED by the Rapides Parish Police Jury, Louisiana, on this 12th day of July, 2004.

On motion by Mr. Theodore Fontaine, seconded by Mr. Joe Fuller, to accept "Shadow Wood Subdivision" as complete and authorize the signing of the Subdivision Plat and adding the street, Shadow Wood Drive, to the Parish Road Map for maintenance. The road is in District 5E and is 0.47 miles long. On vote the motion carried.

The President asked if there was any public comment on any agenda item, to which there was no response.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Billings, there being no further business, the meeting be declared adjourned. On vote the motion carried at 3:50 p.m.

\_\_\_\_\_  
Angie Richmond, Secretary  
Rapides Parish Police Jury

\_\_\_\_\_  
Ezra L. Reed, President  
Rapides Parish Police Jury