

**CROWLEY, LOUISIANA**

**APRIL 21, 2009**

THE ACADIA PARISH POLICE JURY met on the above date at 6:30 p.m., in the Police Jury Meeting Room, Courthouse Building, Crowley, Louisiana, in regular session with the President, A. J Credeur, presiding. At the request of the President, a moment of silence was offered and the Pledge to the Flag was recited in unison. The roll was called and final attendance was recorded as follows:

THOMAS BENOIT  
A J BROUSSARD  
A J CREDEUR  
FELTON MOREAU  
KERMIT RICHARD  
THOMAS SONNIER  
ALTON STEVENSON

ABSENT: JOHN QUEBODEAUX

A motion was offered by Mr. Cade Benoit, seconded by Mr. Alton Stevenson, to dispense with the reading of the Minutes of the regular meeting held March 10, 2009.

Ms. Karla Cormier with Karla Cormier and Associates was not present to give her monthly report.

Mr. Scott Privat, Attorney for Mr. Albert Borill and Mrs. Ashley Lacombe, addressed the Police Jury regarding disputed property in Midland.

The following Resolution was offered by Mr. Felton Moreau and seconded by Mr. Cade Benoit:

**RESOLUTION**

A resolution approving the holding of an emergency election in Fire Protection District No. 4 of the Parish of Acadia, State of Louisiana, on Saturday, May 30, 2009, to authorize the levy of a special tax therein.

**WHEREAS**, the Board of Commissioners of Fire Protection District No. 4 of the Parish of Acadia, State of Louisiana (the "Governing Authority"), acting as the governing authority of Fire Protection District No. 4 of the Parish of Acadia, State of Louisiana (the "District"), adopted a resolution on April 1, 2009, calling a special election in the District on Saturday, May 30, 2009, to authorize the levy of a special tax therein; and

**WHEREAS**, the governing authority of the District has requested that this Police Jury, acting as the governing authority of the Parish of Acadia, State of Louisiana, give its consent and authority for the District to hold the aforesaid election, and in the event that the election carries to levy and collect the special tax provided for 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 Acadia, 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, and in accordance with the request of the Board of Commissioners of Fire Protection District No. 4 of the Parish of Acadia, State of Louisiana, this Police Jury hereby approves the holding of an election in the District, on Saturday, May 30, 2009, at which election there will be submitted the following proposition, to-wit:

Proposition (Millage Continuation)

Summary: 10 year, 8.07 mills property tax continuation for acquiring, constructing, improving, maintaining and/or operating fire protection facilities and equipment in and for the District, and paying the cost of obtaining water for fire protection purposes.

Shall Fire Protection District No. 4 of the Parish of Acadia, State of Louisiana (the "District") be authorized to continue to levy a special tax of eight and seven hundredths (8.07) mills (an estimated \$145,000 reasonably expected at this time to be collected from the levy of the tax for an entire year) on all the property subject to taxation in the District for a period of ten (10) years, beginning with the year 2009 and ending with the year 2018, for the (10) years, beginning with the 2009 and ending with the year 2018, for the purpose of acquiring, constructing, improving, maintaining and/or operating fire protection facilities and equipment in and for the District, and paying the cost of obtaining water for fire protection purposes?

**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.

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

<u>Police Jurors</u>	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
A. J. Credeur	_____	_____	_____	_____X_____
Alton Stevenson	_____X_____	_____	_____	_____
A. J. Broussard	_____X_____	_____	_____	_____
Kermit Richard	_____X_____	_____	_____	_____
John H. Quebodeaux	_____	_____	_____X_____	_____
Thomas Sonnier	_____X_____	_____	_____	_____
Cade Benoit	_____X_____	_____	_____	_____
Felton Moreau	_____X_____	_____	_____	_____

And the resolution was declared adopted on this, the 21<sup>st</sup> day of April, 2009.

/s/ Terry L. Lacombe  
Secretary-Treasurer

/s/ A. J. Credeur  
President

**RESOLUTION**

BY MESSRS: A J BROUSSARD AND THOMAS SONNIER

**BE IT RESOLVED** by the Acadia Parish Police Jury in regular session duly convened this 21<sup>st</sup> day of April, 2009, does hereby appoint Anne Regan to replace Dr. Ezora Proctor as community representative, Desiree Hebert to replace Melise Trahan as FINS coordinator and Judge Melise Trahan to replace Judge John Trahan as Judge on Board of the Acadia Parish Children and Youth Services Planning Board.

**ADOPTED:** APRIL 21, 2009

**ATTEST:**

/s/ Terry L. Lacombe  
TERRY L. LACOMBE  
SECRETARY-TREASURER

/s/ A. J. Credeur  
A. J. CREDEUR  
PRESIDENT

**\*\*\* PROCLAMATION \*\*\***

**WHEREAS**, the strength of our nation flows from the promise of individual equality and freedom of choice; and

**WHEREAS**, the 41st Anniversary of the National Fair Housing Law, Title VIII of the Civil Rights Act of 1968, during the month of April, is an occasion for all Americans - individually and collectively - to rededicate themselves to the principle of freedom from housing discrimination whenever it exists. This law guarantees for each citizen that critical, personal element of freedom of choice - selection of the home; and

**WHEREAS**, a fair housing law has been passed by the State of Louisiana; and implementation of that law requires the positive commitment, involvement and support of each of our citizens; and

**WHEREAS**, the department and agencies of the State of Louisiana are to provide leadership in the effort to make fair housing not just an idea, but an ideal for all our citizens; and

**WHEREAS**, barriers that diminish the rights and limit the options of any citizen will ultimately diminish the rights and limit the options of all;

**THEREFORE**, I, A. J. Credeur, President of the Acadia Parish Police Jury, do hereby proclaim the month of April, 2009 as

**FAIR HOUSING MONTH**

in the Parish of Acadia and do hereby encourage all citizens to abide by the letter and spirit of the Fair Housing Law, and ask the citizens of this Parish to join in reaffirming the obligation and commitment to fair housing opportunities for all.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the seal of the Parish of Acadia, LA on this 21st day of April, 2009.

/s/ A. J. Credeur  
PRESIDENT

**ATTEST:**

/s/ Terry L. Lacombe  
SECRETARY-TREASURER

**RESOLUTION OF RESPECT**

BY MESSRS: ALTON STEVENSON AND THOMAS SONNIER

**WHEREAS**, the Lord Almighty in his Infinite mercy and goodness has seen fit to remove from our midst, Acadia Parish Bond Attorney and long time friend, Lonnie L. Bewley, **and**

**WHEREAS**, Mr. Bewley was a senior partner with the nationally recognized Firm of Foley & Judell, L.L.P., **and**

**WHEREAS**, Mr. Bewley handled Acadia Parish Government's bond issues for more than 35 years, **and**

**WHEREAS**, Mr. Bewley worked with the various Special Service Districts throughout Acadia Parish, **and**

**WHEREAS**, the members of the Acadia Parish Police Jury wish to acknowledge publicly their sorrow and sympathy to the family of Mr. Bewley, **and**

**WHEREAS**, the Acadia Parish Police Jury hopes that his family will find comfort in the thought that their grief and sorrow are shared by their friends.

**NOW, THEREFORE, BE IT RESOLVED** by the Acadia Parish Police Jury through the unanimous adoption of this resolution that they solemnly deliberate with sincere condolences, sympathy, and understanding during this time of grief.

**ADOPTED:** APRIL 21, 2009

**ATTEST:**

/s/ Terry L. Lacombe  
TERRY L. LACOMBE  
SECRETARY-TREASURER

/s/ A. J. Credeur  
A J CREDEUR  
PRESIDENT

The following Resolution was offered by Mr. Kermit Richard, seconded by Mr. A. J. Broussard:

**RESOLUTION**

A resolution providing for canvassing the returns and declaring the results of the special election held in the Parish of Acadia, State of Louisiana, on Saturday, April 4, 2009, to authorize the levy of special taxes therein.

**BE IT RESOLVED** by the Police Jury of the Parish of Acadia, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of Acadia, State of Louisiana, that:

**SECTION 1. Canvass.** This Governing Authority does now proceed in open and public session to examine the official tabulations of votes cast at the special election held in the Parish of Acadia, State of Louisiana, on SATURDAY, APRIL 4, 2009, to authorize the levy of special taxes therein, and said Governing Authority does further proceed to examine and canvass the returns and declare the results of the special election.

**SECTION 2. Procés Verbal.** A *Procés Verbal* of the canvass of the returns of said election shall be made and a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; certified copies thereof shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the Parish of Acadia who shall record the same in the Mortgage Records of said Parish; and another copy thereof shall be retained in the archives of this Governing Authority.

**SECTION 3. Promulgation of Election Result.** The results of said election shall be promulgated by publication in the manner provided by law.

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

<u>Police Jurors</u>	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
A. J. Credeur	_____	_____	_____	_____ X _____
Alton Stevenson	_____ X _____	_____	_____	_____
A. J. Broussard	_____ X _____	_____	_____	_____
Kermit Richard	_____ X _____	_____	_____	_____

John H. Quebodeaux	_____	_____	_____ X _____	_____
Thomas Sonnier	_____ X _____	_____	_____	_____
Cade Benoit	_____ X _____	_____	_____	_____
Felton Moreau	_____ X _____	_____	_____	_____

And the Resolution was declared adopted on this, the 21<sup>st</sup> day of April, 2009.

/s/ Terry L. Lacombe  
Secretary-Treasurer

/s/ A. J. Credeur  
President

PROCÉS VERBAL AND PROCLAMATION OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE PARISH OF ACADIA, STATE OF LOUISIANA, ON SATURDAY, APRIL 4, 2009.

**BE IT KNOWN AND REMEMBERED** that on Tuesday, April 21, 2009, at six-thirty o'clock (6:30) p.m., at its regular meeting place, the Police Jury Office, Crowley, Louisiana, the Police Jury of the Parish of Acadia, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of Acadia, State of Louisiana (the "Parish"), and being the authority ordering the special election held therein on Saturday, April 4, 2009, with the following members present:

A. J. Credeur, President, and Police Jurors Alton Stevenson, A. J. Broussard, Kermit Richard, Thomas Sonnier, Cade Benoit and Felton Moreau;

There being absent: John Quebodeaux

did, in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following propositions, to wit:

Proposition No. 1 (Tax Renewal)

Summary: 10 year, 2.12 mills tax renewal for the purpose of constructing, improving, maintaining and operating the Parish's Cooperative Extension Service Building and constructing improvements to and maintaining and operating the Parish's Multi-Purpose Building and Arena; however, that at least 40% of the annual tax proceeds shall be budgeted for each of said purposes.

Shall the Parish of Acadia, State of Louisiana (the "Parish"), be authorized to levy a two and twelve hundredths (2.12) mills tax (the "Tax") (the estimated amount reasonably expected to be collected from the levy of said tax for one entire year being \$533,089), on all the property subject to taxation in the District for a period of ten (10) years, beginning with the year 2010 and ending with the year 2019, for the purpose of (i) constructing, improving, maintaining and operating the Parish's Cooperative Extension Service Building and (ii) constructing improvements to and maintaining and operating the Parish's Multi-Purpose Building and Arena, provided, however, that at least 40% of the annual Tax proceeds shall be budgeted for each of said purposes?

Proposition No. 2 (Tax Extension and Continuation)

Summary: 10 year, 2.12 mills tax extension and continuation for the purpose of improving and paying the maintenance and operating expenses of the public health units of Acadia Parish and other related public health activities.

Shall the Parish of Acadia, State of Louisiana, extend and continue to levy a two and twelve hundredths (2.12) mills tax

(the estimated amount reasonably expected to be collected from the levy of said tax for one entire year being \$533,089), on all the property subject to taxation in the District for a period of ten (10) years, beginning with the year 2012 and ending with the year 2021, for the purpose of improving and paying the maintenance and operating expenses of the public health units of said Parish, and other related public health activities?

There was found by said count and canvass that the following votes had been cast at the said special election **IN FAVOR OF** and **AGAINST**, respectively, the propositions as hereinabove set forth at the following polling places, to-wit:

POLLING PLACES		PROPOSITION NO. ONE		PROPOSITION NO. TWO	
Precinct	POLLING PLACE	FOR	AGAINST	FOR	AGAINST
1-1	Mire Fire Station, 5248 Mire Hwy., Rayne	38	27	34	30
1-2A	Rayne City Courtroom, 301 E. Louisiana Ave, Rayne	28	12	26	14
1-2B	Rayne City Courtroom, 301 E. Louisiana Ave, Rayne	25	30	30	25
1-3A	Rayne High School Gym, 1020 N. Polk Street, Rayne	53	33	63	29
1-3B	Rayne High School Gym, 1020 N. Polk Street, Rayne	12	10	12	8
1-4A	Martin Petitjean Elementary School, 4039 C-R Hwy., Rayne	32	13	28	16
1-4B	Martin Petitjean Elementary School, 4039 C-R Hwy., Rayne	33	27	31	29
1-5A	Southside Community Center, 403 4 <sup>th</sup> Street, Rayne	30	7	30	8
1-5B	Southside Community Center, 403 4 <sup>th</sup> Street, Rayne	18	11	24	5
1-6	Northside Community Center, 608 MLK Drive, Rayne	11	9	8	10
1-7	Northside Community Center, 608 MLK Drive, Rayne	23	15	23	14
1-8	B & C Self-Storage, 1931 E. Jeff Davis, Avenue, Rayne	15	21	15	22
1-9	Martin Petitjean Elementary School, 4039 C-R Hwy., Rayne	36	18	41	13
2-1	Mire Fire Station, 5248 Mire Hwy., Rayne	38	28	39	28
2-2	Cramer Dryers, 1190 Wabash Road, Rayne	28	21	29	21
2-3	Branch Fire Station, 173 Dr. Parrot Road, Branch	29	15	29	15
2-4	Mowata Catholic Church Hall, 29057 C-E Hwy., CR/EU	31	18	31	15
2-5	Crowley High School Commons Area, 263 Hensgens, Road, Crowley	32	25	32	23
3-1	Church Point City Hall, 102 Church Blvd., Church Point	36	31	36	28
3-2	Richard Elementary School, 1616 Charlene Hwy., Church Point	31	31	28	32
3-3A	Church Point High School Gym, 622 S. Rogers, Church Point	28	30	33	25
3-3B	Church Point High School Gym, 622 S. Rogers, Church Point	22	24	24	23
3-4	Church Point Jr. High School Gym, 340 MLK Drive, Church Point	32	18	31	18
3-5	Richard Elementary School, 1616 Charlene Hwy., Church Point	14	6	14	6
3-6	Church Point City Hall, 102 Church Blvd., Church Point	26	5	24	8
3-7	Vautrots Store, 1338 Peach Bloom Hwy., Church Point	31	18	30	20
4-1	Te-Mamou KC Council 4906, 4998 Evangeline Hwy., BAS	33	27	34	23

POLLING PLACES		PROPOSITION NO. ONE		PROPOSITION NO. TWO	
Precinct	POLLING PLACE	FOR	AGAINST	FOR	AGAINST
4-2	Iota High School Lobby, 474 S. 5 <sup>th</sup> Street, Iota	69	24	73	21
4-3	Crowley High School Commons Area, 263 Hensgens Road, Crowley	15	8	15	8
4-4	Egan Elementary School, 2166 Egan Hwy., Egan	67	33	66	34
4-5	Evangeline Elementary School, 1448 Old Evangeline Hwy EV	35	37	37	35
4-6	Iota High School Lobby, 474 S. 5 <sup>th</sup> Street, Iota	59	37	58	39
5-1A	Mermentau Town Hall, 104 7 <sup>th</sup> Street, Mermentau	32	10	30	12
5-1B	Mermentau Town Hall, 104 7 <sup>th</sup> Street, Mermentau	16	8	16	8
5-2A	Estherwood Town Hall, 124 N. LeBlanc Street, Estherwood	36	24	34	25
5-2B	Estherwood Town Hall, 124 N. LeBlanc Street, Estherwood	6	3	4	5
5-3	Morse Elementary School, 200 Wisconsin Street, Morse	9	10	9	10
5-4	Morse Elementary School, 200 Wisconsin Street, Morse	18	16	19	13
5-5	Midland Catholic Church Hall, 214 2 <sup>nd</sup> Street, Midland	20	8	21	5
6-1	North Crowley Middle School, 401 W. Northern Avenue, Crowley	45	28	43	31
6-2	Notre Dame High School, 910 N. Eastern Avenue, Crowley	60	48	55	51
6-3A	North Crowley Kindergarten, 1119 N. Parkerson, Crowley	60	48	60	48
6-3B	North Crowley Kindergarten, 1119 N. Parkerson, Crowley	63	22	62	23
6-4	Courthouse Lobby, 1 <sup>st</sup> Floor, 500 N. Parkerson, Crowley	71	36	76	34
6-5	Crowley City Hall, 426 N. Avenue F, Crowley	14	10	15	9
6-6	Old Ross High School, 800 N. Western Avenue, Crowley	19	13	20	10
6-7	Rice Festival Building, 717 W. Mill Street, Crowley	40	43	39	44
6-8	Immaculate Heart of Mary Hall, 616 S. Avenue M, Crowley	39	52	43	48
6-9	South Crowley Elementary School, 1102 S. Parkerson, Crowley	23	28	22	29
6-10	Lyons Point Community Center, 8006 Lyons Pt. Hwy., Crowley	27	16	30	13
6-11	Martin Luther King, Jr. Center, 1725 W. Hutchinson, Crowley	11	23	15	20
6-12	School Board Media Center, 2402 N. Parkerson, Crowley	93	42	89	43
6-13	School Board Media Center, 2402 N. Parkerson, Crowley	60	27	57	29
6-14	Acadia Animal Clinic, 7433 S. La. 13, Crowley	60	34	60	32
6-15	South Crowley Elementary School, 1102 S. Parkerson, Crowley	21	14	22	13
6-16	LSU Rice Experimental Station, 1373 Caffey Road, Crowley	31	22	28	25
7-2	Tepe-Tate Fire Station, 1404 Redich Road, Eunice	42	24	39	26
7-3	LSU Eunice-Health & Physical Education Bldg., 2048 Johnson Hwy., Eunice	45	48	44	49

7-4	LSU Eunice-Health & Physical Education Bldg., 2048 Johnson Hwy., Eunice	45	37	45	36
ABSENTEE VOTES		227	131	235	116
TOTAL		2,243	1,494	2,260	1,452
MAJORITY FOR (-AGAINST)		749		808	

The polling places above specified being the only polling places designated at which to hold the said election, it was therefore shown that there was a total of **2,243** votes cast **IN FAVOR OF** Proposition No. 1 and a total of **1,494** votes cast **AGAINST** Proposition No. 1, as hereinabove set forth, and that there was a majority of **749** votes cast **IN FAVOR OF** Proposition No. 1 as hereinabove set forth; and it was therefore shown that there was a total of **2,260** votes cast **IN FAVOR OF** Proposition No. 2 and a total of **1,452** votes cast **AGAINST** Proposition No. 2 as hereinabove set forth, and that there was a majority of **808** votes cast **IN FAVOR OF** Proposition No. 2 as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Propositions as hereinabove set forth were duly **CARRIED** by a majority of the votes cast by the qualified electors voting at the said special election held in the District on Parish on Saturday, April 4, 2009.

**THUS DONE AND SIGNED** at Crowley, Louisiana, on this, the 21<sup>st</sup> day of April, 2009.

**ATTEST:**

/s/ A. J. Credeur  
President

/s/ Terry L. Lacombe  
Secretary-Treasurer

### **RESOLUTION**

BY MESSRS: ALTON STEVENSON AND KERMIT RICHARD

**WHEREAS**, The Consolidated Security Disaster Assistance and Continuing Appropriations Act of 2009 (Public Law 110-329) enacted on September 30, 2008, made available CDBG funds for Hurricane Gustav and Ike. On November 28, 2008, HUD made an initial one third allocation to Louisiana of \$438 million. A second allocation for the remaining two thirds will follow after January 2009. Acadia Parish's 1<sup>st</sup> allocation will be for \$1,381,167 and its 2<sup>nd</sup> allocation will be \$1,132,592 for a total allocation of \$2,513,759; and,

**WHEREAS**, the Louisiana Recovery Authority assisted by the Office of Community Development Disaster Recovery Unit has developed an Action Plan to outline the eligible activities available to assist parishes meeting unmet housing, business, public service, public infrastructure and other needs incurred by the 2008 disasters. Parishes through its allocation will be able to hire grant administered staff and/or consultants.

**NOW THEREFORE BE IT RESOLVED**, that the Parish of Acadia, as legal recipient of the HUD funds, does hereby authorize the following actions:

### **SECTION I**

**WHEREAS**, the projects to be applied for under the CDBG Disaster Recovery Program will require consultants; and,

**WHEREAS**, the Program requires that a procurement process be established by the Parish of Acadia; and,

**WHEREAS**, the procurement process requires a selection committee to be designated to review and recommend to the Parish the professional firms most qualified to perform the duties as required.

## **ADMINISTRATIVE CONSULTANTS SELECTION CRITERIA**

### **1. Required Price Consideration (10 pts.)**

The lowest priced proposal will receive the maximum points for price. Other, more expensive proposals will receive reduced amounts of points awarded for price based on the following formula with rounding to the nearest tenth.

$$\frac{\text{Lowest Priced Proposal}}{\text{More expensive proposal}} \times \text{Total Possible Points} = \text{Points Allocated to an expensive proposal}$$

Proposal shall be structured as a fixed sum contract on a cost reimbursement basis for the total allocation as outlined in Part One. Proposal shall also include a fee schedule that sets forth the fee for each job title on a per hour basis. The fee shall be inclusive of costs and expenses which items may not be billed separately.

### **2. Educational background of project manager who will be assigned to project- the highest level attained will receive the assigned number of points shown for that level (10 pts.)**

High School diploma	2 pts.
College Degree	10 pts.
Masters or Ph.D	10 pts.

### **3. Firm's experience in administering in Louisiana CDBG DISASTER RECOVERY UNIT projects during the last four calendar years; identify by type and name of locality receiving grant (20 pts.)**

Administering no DISASTER RECOVERY UNIT projects	0 pts.
Administering 1-15 DISASTER RECOVERY UNIT projects	10 pts.
Administering more than 15 DISASTER RECOVERY UNIT projects	20 pts.

### **4. Firm's previous experience with Louisiana CDBG Disaster Recovery Projects (5 pts.)**

### **5. Length of time the firm has been in CDBG administrative consulting business (15 pts)**

Less than five years	0 pts.
5 to 10 years	10 pts.
over 10 years	15 pts.

### **6. Satisfactory previous experience with the Parish (25 pts.)**

Very satisfactory	25 pts.
Satisfactory	10 pts.
Unsatisfactory	0 pts.

### **7. Minority or women's business enterprises firm or firms associated with proposal (5 pts.)**

**In the event of a tie, the tie breaker will be the firm with the most points from item #3.**

The selection of finalist to be interviewed, if any is required, will be based on an evaluation of the written responses. The award will be made to the most qualified offerer whose qualification statement is deemed most advantageous to the community, all factors considered. Unsuccessful offerers will be notified as soon as possible.

**TOTAL POINTS FOR REQUIRED AND OPTIONAL CONSIDERATION – 90 PTS.**

**NOW THEREFORE BE IT RESOLVED**, by the Acadia Parish Police Jury does hereby designate the Acadia Parish Police Jury Financial Committee as the Selection Review

Committee to review and rank administrative Consulting Firms in conformance with the following selection criteria.

**BE IT FURTHER RESOLVED**, by the Acadia Parish Police Jury that the selection criteria is hereby designated as the criteria whereby all administrative consulting proposals will be evaluated.

**BE IT ALSO RESOLVED THAT THE SELECTION** of these services be advertised one time in the official journal and that the selection be scheduled for May 12, 2009.

Passed and adopted by the Parish of Acadia, State of Louisiana, on this 21<sup>st</sup> day of April, 2009, by the following votes:

**YEAS:** Alton Stevenson, A. J. Broussard, Kermit Richard, Thomas Sonnier, Cade Benoit and Felton Moreau.

**NAYS:** None.

**ABSTAINED:** None.

**ABSENT:** John Quebodeaux.

**ATTEST:**

/s/ Terry L. Lacombe  
Terry L. Lacombe, Secretary-Treasurer

/s/ A. J. Credeur  
A. J. Credeur, President

### **RESOLUTION**

BY MESSRS: ALTON STEVENSON AND KERMIT RICHARD

**A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO ENTER INTO THE REQUIRED COOPERATIVE ENDEAVOR AGREEMENT WITH THE STATE OF LOUISIANA, DIVISION OF ADMINISTRATION, OFFICE OF COMMUNITY DEVELOPMENT-DISASTER RECOVERY UNIT TO SECURE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) DISASTER RECOVERY FUNDS; AND, TO AUTHORIZE THE PARISH PRESIDENT TO SIGN ANY AND ALL DOCUMENTS REQUIRED IN THE SUBMISSION OF THE REQUIRED APPLICATIONS AND SUBSEQUENT ADMINISTRATION OF THE PROGRAM.**

**WHEREAS**, the Acadia Parish Police Jury will be required to enter into a Cooperative Endeavor Agreement with the Division of Administration, Office of Community Development—Disaster Recovery Unit in order to secure Community Development Block Grant Funds for the Parish; and,

**WHEREAS**, the Acadia Parish Police Jury will submit the required applications to the Louisiana Division of Administration, Office of Community Development—Disaster Recovery Unit to secure its appropriation of Community Development Block Grant (CDBG) Disaster Recovery funding; and

**WHEREAS**, implementation of the program requires completion of the required applications and subsequent administration of the grant program in accordance with all CDBG regulations; and

**WHEREAS**, the submission of the application and subsequent administration of the grant program requires the execution of numerous forms and documents.

**NOW, THEREFORE BE IT RESOLVED** by the Acadia Parish Police Jury that, Parish President, A. J. Credeur, be hereby authorized to enter into the required Cooperative Endeavor Agreement with the LA Division of Administration, Office of Community Development—Disaster Recovery Unit to secure Community Development Block Grant (CDBG) Disaster Recovery funds and to sign any and all documents required

in the submission of the required applications and subsequent administration of the program.

Passed and adopted by the Parish of Acadia, State of Louisiana, on this 21<sup>st</sup> day of April, 2009, by the following votes:

**YEAS:** Alton Stevenson, A. J. Broussard, Kermit Richard, Thomas Sonnier, Cade Benoit and Felton Moreau.

**NAYS:** None.

**ABSTAINED:** None.

**ABSENT:** John Quebodeaux.

**ATTEST:**

/s/ Terry L. Lacombe  
Terry L. Lacombe, Secretary-Treasurer

/s/ A. J. Credeur  
A. J. Credeur, President

### **RESOLUTION**

BY MESSRS: CADE BENOIT AND KERMIT RICHARD

**BE IT RESOLVED** by the Acadia Parish Police Jury in regular session duly convened this 21<sup>st</sup> day of April, 2009, does hereby appoint MR. STEVE CARRIERE as Member-at-Large to the Acadia Parish Convention & Visitors Commission for a two year term.

**ADOPTED:** APRIL 21, 2009

**ATTEST:**

/s/ Terry L. Lacombe  
TERRY L. LACOMBE  
SECRETARY-TREASURER

/s/ A. J. Credeur  
A. J. CREDEUR  
PRESIDENT

A motion was offered by Mr. Kermit Richard, seconded by Mr. Cade Benoit, to table the request of the Acadia Parish Convention & Visitors Commission to issue \$570,000 of Certificates of Indebtedness. Motion carried.

A motion was offered by Mr. Alton Stevenson, seconded by Mr. Kermit Richard and carried, to accept the following recommendation of the Building & Grounds Committee:

1. To instruct the Secretary-Treasurer to develop specifications to receive proposals for the cleaning of the Courthouse with a sanitizer that will clean and kill mold on a porous surface.

The recommendation of the Insurance Committee to instruct the Secretary-Treasurer to fill out the necessary documents to determine the cost of Errors and Omissions Insurance failed by the following vote: Yeas: Messrs: A. J. Broussard, Kermit Richard and Thomas Sonnier. Nays: Messrs: Cade Benoit, Felton Moreau and Alton Stevenson. President A. J. Credeur voted nay.

A motion was offered by Mr. Kermit Richard, seconded by Mr. Alton Stevenson and carried, to accept the recommendation of the Legislative Committee authorizing the Parish Attorney, Mr. Doug Wimberly, to go forward with determining the proper amount due to the Parish in the matter of adjudicated Desormeaux property. The motion also recommends authorizing Mr. Wimberly to file declaratory action to have court set the proper redemption value and to determine if the redemption process was properly followed.

A motion was offered by Mr. Cade Benoit, seconded by Mr. Kermit Richard and carried, to instruct the Parish Attorney Doug Wimberly, to prepare an ordinance for Police Jury adoption to set procedures regarding the transfer of adjudicated properties.

A motion was offered by Mr. Alton Stevenson, seconded by Mr. Kermit Richard and carried, recommending that the Police Jury adopt certain sections of Chapter One of the International Building Code and the International Residential Code as provided by Mr. Lee Hebert.

### **ORDINANCE #972**

An Ordinance requiring a permit for use of municipal property for business operations in the Parish of Acadia; requiring the provision of certain information prior to issuance of such permit; and otherwise providing with respect thereto.

**WHEREAS**, pursuant to the provisions of LSA-R.S. 33:1236, LSA-RS. 45:1361 et seq, in order to protect the health, safety, and welfare of the public, the Parish of Acadia (herein referred to as “the Parish”) recognizes its right, duty, and obligation to regulate and maintain the integrity and safety of the Parish’s property and rights-of-way;

**WHEREAS**, there are persons or entities which utilize and desire to utilize the Parish’s property and rights-of-way to conduct business operations, including but not limited to the provision of telecommunication, internet, electrical, cable, water, gas or other services or products (hereinafter referred to as “Business Operations”);

**WHEREAS**, the Parish makes and adopts the following findings and purposes;

- (1) The Parish recognizes that it holds its property and the rights-of-way within its geographical boundaries as an asset in trust for its citizens. The Parish and other public entities have invested millions of dollars in public funds to acquire, build, and maintain the rights-of-way. It also recognizes that some persons, by placing their equipment in the rights-of-way and charging the citizens of the Parish for goods and services delivered thereby, are profiting from their use of this property held by the Parish for the public good;
- (2) The Parish’s rights-of-way are owned or held by the Parish primarily for the purpose of pedestrian and vehicular passage and for the Parish’s provision of essential public services; and public health services, including sanitary sewer, water, and storm drainage services (together, “Public Uses”);
- (3) Public Uses should in all cases be considered and treated as the dominant and preeminent uses of public property and rights-of-way;
- (4) All other uses of public rights-of-way, including use for the provision of Business Operations, must be subordinate to Public Uses;
- (5) In order to provide for the health, safety and well-being of its citizens, as well as to ensure the structural integrity of its rights-of-way and the Parish owned facilities located therein, the Parish strives to keep its rights-of-way in a state of good repair and free from unnecessary encumbrances;
- (6) Right-of-way obstructions and deterioration disrupt the flow of vehicular and pedestrian traffic and are a source of frustration for merchants, business owners and the general population;
- (7) The Louisiana legislature enacted Act 433 of 2008, codified as LSA - R.S. 45:1361 - 1378 as the “Consumer Choice for Television Act,” which provides for a state-issued certificate of franchise authority for cable and video services. In LSA - R.S. 45:1374, the legislature reserved to local government certain authority to regulate the holder of a state-issued certificate of franchise authority including the Parish’s lawful exercise of its police powers; and
- (8) In order for the Parish to properly protect the health, safety and welfare of its citizens, to enhance the Public Uses, and manage and maintain its property, it is appropriate and necessary that the Parish obtain and maintain current, accurate information concerning the location, construction, installation and

maintenance of structures, facilities, and equipment occupying Parish Property for Business Operations ("System").

**BE IT THEREFORE** ordained by the Police Jury of the Parish of Acadia, State of Louisiana, that no person or entity may enter upon, traverse, either above ground or below, or otherwise utilize any property, servitude, or other property right, owned, leased, possessed, or controlled by the Parish (herein referred to as "Parish Property") for the conduct of Business Operations without first being issued a permit to enter Parish Property for Business Operations as more fully set forth hereafter.

1. Location of any System for Business Operations within Parish Property without a valid permit from the Parish pursuant to this Ordinance presents a threat to the health, safety, and welfare of the Parish's citizens and their property and is expressly forbidden.
2. The Parish recognizes and reserves any and all rights available to it to regulate use of any Parish Property.
3. The granting of any Parish license, permit, or other requirement for doing business within the Parish shall not be construed as authorizing any such person or entity the right to utilize Parish Property for the conduct of Business Operations.
4. Any person or entity desiring to operate a System occupying Parish Property ("Applicant") shall make a written request to the Parish for a permit, which shall include the following information:
  - a) Name, address, telephone number, and contact person of the person or entity making the request;
  - b) Necessary corporate information, if applicable;
  - c) Name, address, email address, and home, office and cell telephone numbers of a person with authority to act on behalf of the Applicant in case of emergency;
  - d) Description of the proposed activity;
  - e) Identification of the Parish Property which Applicant's System will occupy. Said identification shall include the following:
    - i) Map drawn to scale of the location of all of Applicant's System presently occupying the Parish Property;
    - ii) Inventory of all equipment, structures, and facilities comprising Applicant's System occupying Parish Property; and
    - iii) Description of all anticipated construction, major maintenance, and major installation activities which shall include the specific locations and the beginning and ending dates of all projects to be commenced during the next calendar year; and the tentative locations and beginning and ending dates for all projects contemplated for the two year period following the next calendar year.
  - f) Proof of comprehensive general liability insurance covering and affecting the Applicant's Business Operations occupying Parish Property. Applicant shall notify the Parish of cancellation of such policy(ies) at least 30 days in advance of such cancellation; and
  - g) Name of all contractors acting or working on behalf of Applicant within Parish Property along with the name and home, office, and cell telephone numbers of a person with authority to act on behalf of the contractor in case of emergency.

5. Upon provision of all of the information required by Section (4), the Parish shall issue a permit allowing the Applicant/Permittee to enter Parish Property to conduct Business Operations in accordance with the specific information provided to the Parish by the Applicant/Permittee.
6. Standard provisions of each permit granted pursuant to this Ordinance shall include the following:
  - a) Conditions of Occupancy. The System shall be located so as to cause minimum interference with the Public Uses use of Parish Property and with the rights and reasonable convenience of property owners who own property that adjoins Parish Property.
  - b) Restoration of Public Ways. If, during the course of the Permittee's construction, installation, or maintenance of the System, there occurs a disturbance of any Parish Property by the Permittee, the Permittee shall replace and restore such Parish Property to a condition reasonably comparable to the condition of the Parish Property existing immediately prior to such disturbance.
  - c) Relocation at Request of the Parish. If the Parish shall lawfully elect to vacate, relocate, abandon, alter, reconstruct or change any Parish Property, the Permittee, upon thirty (30) days written notice by the Parish via certified mail to the Permittee, shall remove, re-lay and relocate its structure, equipment, and facilities at its own expense. Should the Permittee refuse or fail to remove System within thirty (30) days after written notification, the Parish shall have the right to remove the component parts of the System and charge the Permittee for the costs of removal.
  - d) Relocation at Request of Third Party. The Permittee shall, on the request of any person holding a lawful building moving permit, protect, support, raise, lower, temporarily disconnect, relocate in or remove from any Parish Property, as necessary, any property of the Permittee provided: (i) the expense of such is paid by said person benefitting from the relocation, including, if required by the Permittee, making such payment in advance; and (ii) the Permittee is given reasonable advance written notice to prepare for such changes. For purposes of this Section, "reasonable advance written notice: shall be no less than thirty (30) days in the event of a temporary relocation, and no less than one hundred twenty (120) days for a permanent relocation.
  - e) Interference with Use of right-of-way. When working within Parish Property, Permittee shall not unreasonably interfere with Public Uses of said Parish Property and the safety, health, and convenience of the public in the public's use thereof for ordinary travel.
7. No less than three (3) business days prior to commencement of construction, installation or maintenance activities within Parish Property, the Permittee shall notify the Parish of the specific locations and beginning and ending dates of said construction, installation, or maintenance project and shall provide current, accurate contact information for both the Permittee and the contractor as outlined in Section (4). Upon receipt of this notification, the Parish shall determine whether the proposed construction, installation, or maintenance activities shall pose an unreasonable inference with Public Uses. If the Parish determines the proposed activity presents no such unreasonable interference, it shall issue the permittee a notice to proceed. If the permittee receives no written notification from the Parish within twenty-four hours of the proposed commencement of activities, the proposed activities may be deemed approved. This Section shall not apply to emergency repair projects or utility service extension projects which the Permittee could not have anticipated.

8. The Permittee shall keep all of the information required by Section (4) current at all times by immediately providing the Parish written notice of changes.
9. Any person or entity (1) whose System occupies Parish Property for Business Operations without obtaining the permit required in this Ordinance; (2) who fails to provide the 72-hour notice prior to commencement of construction, installation, or maintenance activities as required in Section 6; or who fails to maintain current, accurate information required by Section (4) concerning any System occupying Parish Property may have any permit granted pursuant to this Ordinance revoked and may be denied future authorization for construction, installation, or maintenance activities for a period of two years.
10. Any violation of this Ordinance shall afford the Parish the full range of remedies available under any applicable law or regulation including the levying of fines. The election of one or more remedies shall not be construed as a waiver of any other legal and/or equitable remedy including, but not limited to the Parish's right to seek injunctive relief, damages, and attorney's fees as the law might allow.

**BE IT FURTHER RESOLVED**, that all ordinances and resolutions in conflict herewith are hereby repealed, except those approving any cable or video franchise agreement in force and effect between the Parish and any cable or video service provider.

The Ordinance was offered by Mr. Alton Stevenson, and seconded by Mr. Kermit Richard, after being read and considered section by section, was adopted as a whole by the following vote:

**YEAS:** Alton Stevenson, A. J. Broussard, Kermit Richard, Thomas Sonnier, Cade Benoit and Felton Moreau.

**NAYS:** None.

**ABSENT:** John Quebodeaux.

**ADOPTED:** APRIL 21, 2009

**ATTEST:**

/s/ Terry L. Lacombe  
TERRY L. LACOMBE  
SECRETARY-TREASURER

/s/ A. J. Credeur  
A. J. CREDEUR  
PRESIDENT

**ORDINANCE #973**

An Ordinance setting the franchise fee to be paid by those entities providing cable or video service within the Parish's unincorporated limits under a state - granted franchise authority and otherwise providing with respect thereto.

**WHEREAS**, pursuant to the provisions of the Consumer Choice for Television Act of 2008, codified at LSA-RS 45:1361 et seq, any person or entity desiring to provide cable or video services within the Parish of Acadia may do so by obtaining a state-issued certificate of franchise authority;

**WHEREAS**, pursuant to the provisions of LSA-R.S. 45:1366, the holder of a state-issued certificate of franchise authority for cable or video service is required to pay a franchise fee to a Parish in which it operates upon the passage of an ordinance by Parish setting such a fee; and

**WHEREAS**, there are persons or entities which operate or desire to operate cable or video services within the Parish's unincorporated limits.

**BE IT THEREFORE** ordained by the Police Jury of the Parish of Acadia, State of Louisiana, that all persons or entities providing cable or video services to the citizens residing in the unincorporated limits of the Parish of Acadia pursuant to a state-issued certificate of franchise authority as provided in LSA-R.S. 45:1361 et seq shall, pursuant to the provisions of LSA-R.S. 45:1366, pay the Parish of Acadia a franchise fee equal to *[an amount up to 5%, to be determined by your Parish]* of the cable or video service provider's gross revenues, as that term is defined by the "Consumer Choice for Television Act of 2008," derived from operations within the Parish's unincorporated limits.

**BE IT FURTHER RESOLVED**, that all ordinances and resolutions in conflict herewith are hereby repealed, except those approving any cable or video franchise agreement in force and effect between the Parish and any cable or video service provider.

The Ordinance was offered by Mr. Alton Stevenson, and seconded by Mr. Kermit Richard, after being read and considered section by section, was adopted as a whole by the following vote:

**YEAS:** Alton Stevenson, A. J. Broussard, Kermit Richard, Thomas Sonnier, Cade Benoit and Felton Moreau.

**NAYS:** None.

**ABSENT:** John Quebodeaux.

**ADOPTED:** APRIL 21, 2009

**ATTEST:**

/s/ Terry L. Lacombe  
TERRY L. LACOMBE  
SECRETARY-TREASURER

/s/ A. J. Credeur  
A. J. CREDEUR  
PRESIDENT

**ORDINANCE #974**

An Ordinance requiring the payment of public, educational, governmental access programming support to the Parish of Acadia by cable or video service providers operating within the Parish's unincorporated limits under a state-issued certificate of franchise authority and otherwise providing with respect thereto.

**WHEREAS**, pursuant to the provisions of the Consumer Choice for Television Act of 2008, codified at LSA-RS. 45:1361 et seq, any person or entity desiring to provide cable or video services within the Parish of Acadia may do so by obtaining a state-issued certificate of franchise authority;

**WHEREAS**, the Parish of Acadia has requested those entities providing cable or video services within the unincorporated limits of the Parish of Acadia to provide public, educational, and governmental access programming, streams, or channels ("PEG") and desires to collect PEG access support from these cable or video service providers pursuant to the provisions of LSA-R.S.45:1370

**BE IT THEREFORE** ordained by the Police Jury of the Parish of Acadia, State of Louisiana, that pursuant to the provisions of LSA-R.S.45:1361 et seq, providers of cable or video services holding a state-issued certificate of franchise authority as provided in LSA-R.S.45:1361 et seq and operating within the Parish's municipal limits shall pay to the Parish of Acadia an amount equal to one half percent of the gross revenues, as that term is defined by the "Consumer Choice for Television Act of 2008," derived from operations within the Parish's unincorporated limits.

**BE IT FURTHER RESOLVED**, that all ordinances and resolutions in conflict herewith are hereby repealed, except those approving any cable or video franchise agreement in force and effect between the Parish and any cable or video service provider.

The Ordinance was offered by Mr. Alton Stevenson, and seconded by Mr. Kermit Richard, after being read and considered section by section, was adopted as a whole by the following vote:

**YEAS:** Alton Stevenson, A. J. Broussard, Kermit Richard, Thomas Sonnier, Cade Benoit and Felton Moreau.

**NAYS:** None.

**ABSENT:** John Quebodeaux.

**ADOPTED:** APRIL 21, 2009

**ATTEST:**

/s/ Terry L. Lacombe  
TERRY L. LACOMBE  
SECRETARY-TREASURER

/s/ A. J. Credeur  
A. J. CREDEUR  
PRESIDENT

A motion was offered by Mr. Cade Benoit, seconded by Mr. Alton Stevenson and carried, to accept the following recommendations of the Road & Bridge Committee:

1. That the Police Jury hold a public hearing regarding the abandonment of Christine Road.
2. That the Police Jury adopt a Resolution of support for the proposed access road from LA 13 to LA 1111.
3. To authorize the Parish Attorney, Mr. Doug Wimberly, to begin expropriation proceedings for rights-of-way along Morrow Road.
4. To instruct the Secretary-Treasurer to look at the State contract price to purchase two additional small excavators.

A motion was offered by Mr. Cade Benoit, seconded by Mr. Thomas Sonnier and carried, to accept the following recommendations of the Finance Committee:

1. Recommending the Police Jury advertise for RFQ's for Hazard Mitigation Services.
2. That the Police Jury formally adopt the 2009 Acadiana Criminalistic Budget.

**RESOLUTION  
FOR  
ENGINEERING SERVICES**

BY MESSRS: CADE BENOIT AND THOMAS SONNIER

**WHEREAS**, the Parish of Acadia has been afforded the opportunity to participate in the Louisiana Community Development Block Grant (LCDBG) Disaster Recovery Program administered by the Louisiana Office of Community Development Disaster Recovery Unit; and,

**WHEREAS**, it is necessary under the program regulations to authorize certain actions and individuals to perform certain designated functions by the State of Louisiana; and,

**WHEREAS**, the project to be applied for under the LCDBG Disaster Recovery Program will require the procurement of engineering services for installation of emergency generators for essential public facilities in Acadia Parish; and,

**WHEREAS**, the procurement process requires a selection committee to be designated to review and recommend to the Acadia Parish Police Jury the professional firm most qualified to perform the duties as required; and,

**WHEREAS**, the Finance Committee, as the appointed selection committee, reviewed and rated all engineer proposals as per the adopted point system criteria and recommended Aucoin & Associates, Inc. as the selected professional firm;

**NOW, THEREFORE, BE IT RESOLVED**, that the Parish of Acadia, as legal recipient of the LCDBG Disaster Recovery Program funds, does hereby appoint the following person/firm Aucoin & Associates, Inc., as the LCDBG Disaster Recovery Program Design Professional Firm for the Administrative/Public Safety Building in Acadia Parish.

**ADOPTED:** APRIL 21, 2009

**ATTEST:**

/s/ Terry L. Lacombe  
TERRY L. LACOMBE  
SECRETARY-TREASURER

/s/ A. J. Credeur  
A. J. CREDEUR  
PRESIDENT

**RESOLUTION  
FOR SELECTION OF  
ARCHITECTURAL/ENGINEERING SERVICES**

**WHEREAS**, the Parish of Acadia has been afforded the opportunity to participate in the Louisiana Community Development Block Grant (LCDBG) Disaster Recovery Program administered by the Louisiana Office of Community Development Disaster Recovery Unit; and,

**WHEREAS**, it is necessary under the program regulations to authorize certain actions and individuals to perform certain designated functions by the State of Louisiana; and,

**WHEREAS**, the project to be applied for under the LCDBG Disaster Recovery Program will require the procurement of architectural/engineer services for the conversion of the Old Jail Building into an Administrative/Public Safety Building in Acadia Parish; and,

**WHEREAS**, the procurement process requires a selection committee to be designated to review and recommend to the Acadia Parish Police Jury the professional firm most qualified to perform the duties as required; and,

**WHEREAS**, the Finance Committee, as the appointed selection committee, reviewed and rated all architect/engineer proposals as per the adopted point system criteria and recommended Aucoin & Associates, Inc. as the selected professional firm.

**NOW, THEREFORE BE IT RESOLVED**, that the Parish of Acadia, as legal recipient of the LCDBG Disaster Recovery Program funds, does hereby appoint the following person/firm Aucoin & Associates, Inc., as the LCDBG Disaster Recovery Program Design Professional Firm for the Administrative/Public Safety Building in Acadia Parish.

**ADOPTED:** APRIL 21, 2009

**ATTEST:**

/s/ Terry L. Lacombe  
TERRY L. LACOMBE  
SECRETARY-TREASURER

/s/ A. J. Credeur  
A. J. CREDEUR  
PRESIDENT

A motion was offered by Mr. Alton Stevenson, seconded by Mr. Kermit Richard and carried, to authorize the payment of bills for April, 2009.

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE MEETING, THE MOTION WAS OFFERED DULY SECONDED, THAT THE MEETING ADJOURN UNTIL THE NEXT REGULARLY SCHEDULED MEETING OF MAY 12, 2009, AT THE HOUR OF 6:30 P.M.**

\_\_\_\_\_  
SECRETARY-TREASURER

\_\_\_\_\_  
PRESIDENT

