

AGENDA

ST. LANDRY PARISH COUNCIL
REGULAR MEETING—TUESDAY, MARCH 21ST, 2006—6:00 P.M.
ST. LANDRY PARISH COURTHOUSE, 118 S. COURT ST.
ST. LANDRY PARISH COUNCIL MEETING ROOM # 132
OPELOUSAS, LOUISIANA

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

Invocation by Councilman Hurlin Dupre.

IV. INVOCATION

Pledge of Allegiance by Councilman Hurlin Dupre.

V. WELCOME GUESTS

VI. APPROVAL OF MINUTES

Motion to dispense with the reading of the minutes of March 21st, 2006, and further that a resolution be adopted approving said minutes as published.

VII. CONDOLENCES:

Motion to adopt resolutions of condolences for the following families:
(Call for a moment of silence)

Ray Robin
Andrew "Baby" Aymond
Lena Willingham
James Earl Artigue, Sr.

VIII. PERSONS TO ADDRESS THE COUNCIL:

1. John Moreau, Registrar of Voters, address the council regarding his findings regarding the Polling Place Lease Agreement, Section entitled, "Liability Section", and to disclose the cost for liability insurance for the polling places hosting the election.
2. Newton "Chip" Thibodeaux, address the council regarding the building recently vacated by the Eunice Community Medical Center owned by the St. Landry Parish Hospital Service District No. 1.
3. Tommy Veazey, address the council on behalf of Stacey Veazey, Aubrey Leger and Ramona Leger, regarding the noise ordinance, Section 14-85, 14-86 and 14-87.

IX. SPECIAL BUSINESS:

1. Consider the adoption of a resolution to allow the citizens of St. Landry Parish the opportunity to cast a vote either "for" or "against" the consolidation of the road districts and public works districts into a parish wide program and also to allow the legislative delegation to offer and submit legislation required to implement such program.

X. ORDINANCES FOR ADOPTION:

1. ORDINANCE 2006-0003

AN ORDINANCE OF THE ST. LANDRY PARISH CODE OF ORDINANCES TO ESTABLISH RULES AND REGULATIONS FOR OFFTRACK WAGERING FACILITIES LICENSE FEE.

ARTICLE V. OFFTRACK WAGERING FACILITIES LICENSE FEE

Section 1. Imposed; amount.

(1) The governing authority of the parish where the offtrack wagering facility is located may impose license fees not to exceed two percent of the total amount wagered at that facility. When the off-track facility is located within the corporation limits of a city, town, or municipality, one-half of the total funds collected pursuant to the provisions of this Subsection shall be disbursed to the governing authority of that city, town, or municipality.

(2) Allocation of funds under this Subsection shall be based on the status of the site of an off-track wagering facility at the time that facility is licensed by the Louisiana State Racing Commission. Subsequent annexation by a city, town, or municipality shall not affect allocation.

Section 2. Collection by license.

The license fee imposed by this article (the "fee") shall be collected by the licensee from the monies wagered at the off-track wagering facilities operated by such licensee within the boundaries of the parish.

Section 3. Remittance to parish government

The licensee shall remit the fee to the governing authority of the parish (St. Landry Parish Government) monthly on the twentieth day of each month, following the month in which earned.

Section 4. Computation of fee; monthly reports.

For the purpose of ascertaining the amount of fee payable under this article, it shall be the duty of the licensee to furnish to the St. Landry Parish Government on or before the twentieth day of each month, commencing the month that such wagering facilities become operational, a report showing the total amount wagered in the preceding month at the off-track wagering facilities operated by the licensee in the parish.

Section 6. Noncompliance.

If a licensee fails to comply with the provisions of this article, the district attorney for the 27th Judicial District, acting for and on behalf of the Parish of St. Landry, State of Louisiana, is hereby authorized to take any and all actions against such licensee allowed under the statutes of the state to ensure compliance with the provisions of this article.

2. ORDINANCE 2006-B

IT WAS RESOLVED that pursuant to L.R.S. 33:2891.1-4, the St. Landry Parish Government be recognized as the owner, by virtue of tax sale dated June 26, 1991, recorded under Act No. 753721 in Tax Book 9, page 426, of the following described properties, to-wit: (District 7)

1. A certain lot or parcel of ground, together with all buildings and improvements thereon, situated in Section Forty-eight (48), Township Seven South, Range Five East (T-7-S, R-5-E), St.

Landry Parish, Louisiana, having a front of Ninety (90') feet on public blacktop road which is the point of beginning in the northeast corner of said lot being a distance of Three Hundred Twenty (320') feet west of the railroad right of way along public blacktop road, thence running south back between equal and parallel lines a distance of One Hundred Eighty (180') feet, and being bounded, now or formerly, as follows: North by public blacktop road, East, South and West by property of Freddie Ignace Thibodeaux and Cheryl Ann Martin Thibodeaux.

Being the same property that Joseph H. Thomas acquired from Farmers-Merchants Bank & Trust Company on November 23, 1983 under Act No. 682044 in Conveyance Book X-34, page 393.

The interested parties of the hereinabove described properties are the following:

1. Joseph Thomas
c/o Geraldine Thomas
3099 Oscar Rivette Road
Arnaudville, LA 70512
2. Geraldine Thomas
3099 Oscar Rivette Road
Arnaudville, LA 70512

The above described property is declared to be abandoned property, and is not needed for a valid public purpose.

The owners and interested parties shall have one hundred twenty (120) days from the recordation of this ordinance to contest the acquisition by St. Landry Parish Government of the above described properties by filing suit in the 27th Judicial District Court, St. Landry Parish, Louisiana.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN to all interested parties that pursuant to the provisions of L.R.S. 33:2891.1-4 by Ordinance adopted _____, 2006, St. Landry Parish Government acquired by tax sale under Act No. 753721 in Tax Book 9, page 426, dated June 26, 1991, and St. Landry Parish Government is recognized as the owner of the following described properties, to-wit:

1. A certain lot or parcel of ground, together with all buildings and improvements thereon, situated in Section Forty-eight (48), Township Seven South, Range Five East (T-7-S, R-5-E), St. Landry Parish, Louisiana, having a front of Ninety (90') feet on public blacktop road which is the point of beginning in the northeast corner of said lot being a distance of Three Hundred Twenty (320') feet west of the railroad right of way along public blacktop road, thence running south back between equal and parallel lines a distance of One Hundred Eighty (180') feet, and being bounded, now or formerly, as follows: North by public

blacktop road, East, South and West by property of Freddie Ignace Thibodeaux and Cheryl Ann Martin Thibodeaux.

Being the same property that Joseph H. Thomas acquired from Farmers-Merchants Bank & Trust Company on November 23, 1983 under Act No. 682044 in Conveyance Book X-34, page 393.

The above described property is declared to be abandoned property, and is not needed for a valid public purpose.

The owners and interested parties shall have one hundred twenty (120) days from the recordation of this ordinance to contest the acquisition by St. Landry Parish Government by filing suit in the 27th Judicial District Court, St. Landry Parish, Louisiana.

XI. RESOLUTIONS:

1. Consider the adoption of a resolution to adopt the following millage rate(s) for the year 2006:

	<u>MILLAGE</u>
General Alimony	3.81 mills
General Alimony – Exempted Municipalities	1.90 mills
Parish Health Units Maintenance	2.21 mills
Jail Maintenance	1.00 mills
Sub 2 of Road District 11A Maintenance	10.00 mills
Sub 2 of Road District 11A Bonds	5.25 mills
Road District 1 of Ward 3 Maintenance	10.31 mills
Sub 1 of ED3 of Ward 1 Maintenance	10.00 mills
Road District 12 of Ward 2 Maintenance	5.12 mills
Road District 2 of Ward 1 Maintenance	10.00 mills
Sub 1 of Road District 11A Maintenance	10.00 mills
Sub 1 of Road District 11-A Bonds	6.50 mills

2. Consider the adoption of a resolution approving the annexation of 3.055 acres of land owned by Storefront Eunice Marketplace, LLC, located in Section 35, T6S-R1W, by the City of Eunice. (Plat attached hereto)
3. Consider the adoption of a resolution to accept nominations to the St. Landry Parish Waterworks District No. 2 (Rural) Board due to the vacancy created by the death of Kenneth Burleigh on March 21, 2006;
4. Consider the adoption of a resolution to abandon and/or hereby revoke the dedication and/or acceptance of Cormier Road, 1300 feet in length, located in Section 8, T7S-R3E, into the Parish Road System.
5. Consider the adoption of the following resolution:

RESOLUTION NO. _____

WHEREAS, in the Parish of St. Landry there is a parish road named McClain Guillory Lane, which hereby intersects with La. Hwy. 91;

WHEREAS, at the intersection of McClain Guillory Lane and La. Hwy. 91, the roadway intersects in a curve at a very sharp angle,

WHEREAS, this intersection poses a potentially dangerous condition for the motorists traversing such roadway, particularly during inclement weather,

BE IT RESOLVED, on behalf of the citizens of St. Landry Parish, the St. Landry Parish Council hereby requests and urges the State of Louisiana Department of Transportation and Development to install a flashing beacon at this intersection to caution motorists to drive carefully due to its dangerous propensities;

BE IT FURTHER RESOLVED, the St. Landry Parish Council hereby requests the legislative delegation to urge the State of Louisiana Department of Transportation and Development to install a flashing beacon at this intersection.

6. Consider the adoption of a resolution to accept the Design Exception Review for an RL-1 Project, State Project No. 713-49-0117, FAP No. BRO-4902(513), for Jim Guillory Road Bridge.
7. Consider the adoption of a resolution to issue a permit to St. Leo the Great Catholic Church c/o Pecaniere Riders, Inc., to operate a trail ride on May 6, 2006.
8. Consider the adoption of a resolution to accept nominations to the St. Landry Economic & Industrial Development District (SLEIDD) in accordance with the Attorney General Opinion No. 05-0423:

PRESENTLY SERVING	TERM	NO. OF TERMS
Doris Barrow	Appointed 12/31/01-12/31/04 Appointed 12/31/04-12/31/07	2 terms
Robert Tomlinson	Appointed 12/31/00-12/31/03 Appointed 12/31/03-12/31/06	2 terms
Myrtle Clemons Jones	Appointed 12/31/01-12/31/04 Appointed 12/31/04-12/31/07	2 terms
Martin Roy, III	Appointed 12/31/01-12/31/04 Appointed 12/31/04-12/31/07	2 terms
Raymond Aguilard	Appointed to Fill vacancy from 8/31/01-12/31/02 Appointed 12/31/02-12/31/05 Appointed 12/31/05-12/31/08	Filled vacancy & 2 terms
Melvin Darby	Appointed 12/31/99-12/31/02 Appointed 12/31/02-12/31/05 Appointed 12/31/05-12/31/08	3 terms
Eula Savoie	Appointed 12/31/99-12/31/02 Appointed 12/31/02-12/31/05 Appointed 12/31/05-12/31/08	3 terms
Roma Dominick	Appointed to fill vacancy 8/12/02-12/31/03 Appointed 12/31/03-12/31/06	Filled vacancy & 1 term
Mark Caton	Appointed to fill vacancy 10/18/05-12/31/07	Filled vacancy

9. Consider the adoption of a resolution to appoint a member to the St. Landry Parish Airport Authority, to replace Jerry Quebodeaux, resignation accepted on March 21st, 2006, to be effective retroactive to March 21, 2006 (5 yr. Term)

PRESENTLY SERVING	NOMINATIONS
Jerry Quebodeaux, resignation accepted on March 21 st , 2006.	Walter Miller, III 1431 W. Oak Street Eunice, LA 70535 Ward 6, Precinct 7 Ellis Fontenot P.O. Box 176 Washington, LA 70589 District 4, Ward 5

XII. COMMITTEE REPORTS:

PUBLIC WORKS COMMITTEE
MONDAY, APRIL 3RD, 2006 AT 6:00 P.M.

PRESENT: Hurlin Dupre, William "Billy" Gil, Keith Miller, Ronald Buschel, and Wayne Ardoin, Ex Officio. ABSENT: Ronald Dugas, and Huet "Picheau" Dupre.

1. Meeting was called to order by Chairman, Ronald Buschel;
2. Chairman Ronald Buschel requested the Council Clerk to call roll;
3. Robbie Devillier, 5027 Hwy. 182, Opelousas, LA, 70570, addressed the committee regarding the abandonment of Cormier Road;
4. Franklin Cormier, 1817 Hwy. 358, Church Point, LA 70525, addressed the committee regarding the abandonment of Cormier Road;
5. The committee recommends initiating the process to abandon Cormier Road by publishing the Notice of Intention and scheduling a public hearing for April 18, 2006 at 5:45 p.m. per the request of Robbie Devillier and Franklin Cormier.
6. The committee recommends adjournment to the next Public Works Committee scheduled for Monday, May 1st, 2006 at 6:00 p.m.

Submitted by:
/s/ Chairman, Ronald Buschel

ADMINISTRATIVE/FINANCE COMMITTEE
IMMEDIATELY FOLLOWING THE PUBLIC WORKS COMMITTEE
MONDAY, APRIL 3RD, 2006

PRESENT: Gary Courville, Bruce Boudreaux, James Eaglin, Albert Hollier, Pat Miller, and Wayne Ardoin, Chairman, Ex Officio.

1. Meeting was called to order by Chairman, James Eaglin;
2. Chairman James Eaglin requested the Council Clerk to call roll;
3. Deborah Harkins, addressed the committee regarding LSA R.S. 4:214 and 4:218 and the operation of the offtrack parlor in Eunice . She also addressed Ordinance 2006-0003, Offtrack Wagering Facilities License Fee, stating that Section 5 of the introduced ordinance is not mandated by statute and the section could be omitted from the proposed ordinance.
4. The committee recommends striking the following section, Section 5, from Ordinance 2006-0003, an ordinance of the St. Landry Parish Code of Ordinances to establish rules and regulations for offtrack wagering facilities license fee.

"Section 5. Authorized deductions.

The licensee is authorized to deduct an amount up to two thousand five hundred dollars (\$2,500.00) each month from the total due the parish under this article for that month, until a total of fifty-four thousand dollars (\$54,000.00) has been deducted from such fees."
5. The committee recommends scheduling a public hearing regarding Ordinance 2006-0003, Offtrack Wagering Facilities License Fee, for April 18, 2006 at 5:50p.m.
6. James Mayard and Karen Mayard, addressed the committee regarding the statutes governing animal control and requested that the duties of the animal control officers be clarified in accordance with their agency's jurisdiction.
7. The committee recommends reviewing and revising the proposed animal control ordinance to address the needs of the residents of St. Landry Parish; The committee further recommends that an animal control officer be present at the

committee meeting when the committee is addressed with an animal control complaint;

8. John Moreau, Registrar of Voters, addressed the committee regarding the Polling Place Lease Agreement, Section entitled "Liability Section".
9. The committee recommends that John Moreau, Registrar of Voters, discuss with other parishes the handling of the Polling Place Lease Agreement. The committee also recommends that John Moreau explore the option of providing liability insurance for polling places for the day of the election. Mr. Moreau is requested to report his findings regarding these matters to the full council on April 18, 2006 at the full council meeting;
10. Arthur Thierry, President of the St. Landry Gravity Drainage District No. 14 and Virginia Jones, Secretary for the St. Landry Gravity Drainage District No. 14, appeared before the committee and answered questions posed by the committee members regarding the monthly expenditures of the St. Landry Gravity Drainage District No. 14;
11. The committee recommends accepting the minutes from the St. Landry Gravity Drainage District No. 14 as offered in writing.

President's Monthly Report
April 3, 2006

1. Monthly financial report for the period ending 3/31/06.
 2. Accounts payable printouts for special taxing districts for the month of March.
 3. Activity report from the building permit department for the month of March.
 4. Copy of the cooperative agreement between LA Cooperative Extension Service and Parish Government.
 5. Announcements.
12. The committee recommends authorizing the Parish President, Don Menard, to enter into a Cooperative Agreement by and between St. Landry Parish Government and the Louisiana Cooperative Extension Service to provide ten (10) percent salary support plus associated fringe benefits in the amount of \$29,335.00 dollars to assure continued informal educational programming from the LSU Ag center out of fund 107, video poker. The committee further recommends that a letter be forwarded to Gerald Roberts regarding this recommendation upon adoption at the full council.
 13. The committee recommends accepting the Parish President's report dated April 3rd, 2006.
 14. The committee recommends requesting a Legislative Audit be conducted regarding the St. Landry Parish Airport Authority's expenditures for the past 10 years along with their policy and procedures at no cost to the St. Landry Parish Government.
 15. The committee recommends that the Parish President, Don Menard, provide the Council Clerk with the president's report two (2) days prior to the meeting, but at least by the morning of the meeting.
 16. The committee recommends requesting the Solid Waste Commission consider placing on the ballot with the proposal for road improvements a proposal to rededicate the 8/10 of a cent sales tax collected by Solid Waste by allocating 1 million to parish government for the improvement of roads only and 300,000.00 to the municipalities to be divided similar to the Racino distributions as per the population.
 17. The Parish President, Don Menard, requested that the minutes reflect the following:

"Don Menard, Parish President, opposes the recommendation to request the Solid Waste Commission consider placing on the ballot with the proposal for road improvements a proposal to rededicate the 8/10 of a

cent sales tax collected by Solid Waste and I will not be attending the Solid Waste Commission meeting to ask for money for anything. I have presented you with my plan and the public with my plan to make a decision.”

18. Robert Wolfe addressed the committee regarding the 33 mil being collected by the St. Landry Parish School Board as an option that could possibly be collected by St. Landry Parish Government to improve the roads in St. Landry Parish.
19. The committee recommends obtaining additional information regarding the permits issued to Louis Frilot for one meter to plug three (3) individual campers.
20. The committee recommends requesting Newton “Chip” Thibodeaux, President for the Hospital Service District No. 1, appear before the full council on April 18th, 2006 at 6:00 p.m. to explain to the council the details regarding the building that was recently vacated by the Eunice Community Medical Center.
21. The committee recommends that the Administrative Finance Committee be adjourned to the next committee meeting scheduled for Monday, May 1st, 2006, immediately following the Public Works Committee.

Submitted by:
/s/ James Eaglin, Chairman

XIII. PARISH PRESIDENT’S REPORT:

XIV. PUBLIC WORKS REPORT:

XV. ANNOUNCEMENT OF VACANCY AND/OR TERM EXPIRATIONS ON BOARDS/COMMISSIONS:

**1. ST. LANDRY PARISH ECONOMIC INDUCEMENT DISTRICT:
(3 yr terms)**

PRESENTLY SERVING	TERM	NO. OF TERMS
Doris Barrow	Appointed 12/31/01-12/31/04 Appointed 12/31/04-12/31/07	2 terms
Robert Tomlinson	Appointed 12/31/00-12/31/03 Appointed 12/31/03-12/31/06	2 terms
Myrtle Clemons Jones	Appointed 12/31/01-12/31/04 Appointed 12/31/04-12/31/07	2 terms
Martin Roy, III	Appointed 12/31/01-12/31/04 Appointed 12/31/04-12/31/07	2 terms
Raymond Aguillard	Appointed to Fill vacancy from 8/31/01-12/31/02 Appointed 12/31/02-12/31/05 Appointed 12/31/05-12/31/08	Filled vacancy & 2 terms
Melvin Darby	Appointed 12/31/99-12/31/02 Appointed 12/31/02-12/31/05 Appointed 12/31/05-12/31/08	3 terms
Eula Savoie	Appointed 12/31/99-12/31/02 Appointed 12/31/02-12/31/05 Appointed 12/31/05-12/31/08	3 terms
Roma Dominick	Appointed to fill vacancy 8/12/02-12/31/03 Appointed 12/31/03-12/31/06	Filled vacancy & 1 term
Mark Caton	Appointed to fill vacancy 10/18/05-12/31/07	Filled vacancy

2. ST. LANDRY PARISH WATERWORKS DISTRICT NO. 2 (RURAL)

Vacancy created by death of Kenneth Burleigh on March 21, 2006.

XVI. LITIGATION REPORT

XVII. ADJOURNMENT

Adjournment with next regular meeting to be scheduled for Tuesday, May 16th, 2006, in the Council Meeting Room, Suite 132, Courthouse Building, Opelousas, Louisiana.