

PROCEEDINGS OF THE POLICE JURY OF THE PARISH OF NATCHITOCHES,
STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD, WEDNESDAY,

September 21, 2005

9:00 A. M.

The Police Jury of the Parish of Natchitoches, State of Louisiana, met in regular and legal session in their regular meeting place, the Police Jury Board Room of the Natchitoches Parish Courthouse, on Wednesday, September 21, 2005 at nine o'clock (9:00) a.m.

The invocation was given by Juror William Hymes, followed by the Pledge of Allegiance led by Ms. Carolyn Roy.

There were present: Honorable Chris Paige, President, Police Jurors: Joey Cox, J. D. Garrett, Alice Barrios, William Hymes, Charles Huggins, Charles Cloud, Tom Collier, Jessie Hoffpauir and Doug Masters.

There was absent: Gale Potts-Roque.

The Police Jury of the Parish of Natchitoches was then duly convened as the governing authority of said parish by the President who stated that the Police Jury was ready for the transaction of business.

President Paige then stated that Juror Hymes has asked that the Hospital Board appointment be moved to the front of the agenda. He then asked if anyone had a problem with moving the Hospital Board appointment to the front of the agenda. Since there was no objection, President Paige then recognized Mr. Hymes who stated to the Jury that he had been contacted as a liaison between the Natchitoches Parish Police Jury and the Natchitoches Parish Hospital Board. He stated that Mr. George Celles, Chairman of the Hospital Board of Directors, and Mr. Mark Marley, CEO, of the Natchitoches Parish Hospital, had asked him to make a small presentation concerning information from the attorneys of the Louisiana Rural Hospitals. Mr. Hymes told the Jury that they were asking the Jury to look at the information before making a decision on appointing a certain board member. He then presented and read a section of a document from Sullivan, Stoler and Resor, Attorneys at Law, regarding the economic interest of a person being appointed to the Hospital Board. He also stated that the section he had just read simply meant that there is a person applying for appointment who has a service in the City that competes directly with the Hospital's Rehabilitation Center and this person appointment would be in direct competition with the Hospital. Mr. Huggins then asked Mr. Hymes to name the person. Mr. Cloud then stated that a certain doctor had a 2% interest in the Hospital, that may be a conflict. President Paige then recognized Mr. Hoffpauir who stated that whoever wanted to get involve with this is their concern. He stated that the document presented was not a legal opinion of any description but was written by a group of lawyers from Lafayette who do not have any connection, as far as he knows, with the Attorney General Office or anybody else. Mr. Hoffpauir also stated that it seems as though, if the Administration of the Hospital is objecting to this person, then this is the person the Jury needs to appoint. He stated that if

the Jury wanted to exclude this person because of a financial interest then any doctor the Jury put on this Board would also have the same interest. Mr. Hoffpauir then stated that if we say we are going to exclude people who might have a little bit of profit coming, we ought to exclude the doctors too. After a lengthy discussion, the following action was taken:

On motion by Mr. Hymes, duly seconded by Mr. Garrett, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby appoint the following persons to the Natchitoches Parish Hospital Board of Directors, due to Mr. Henry Gahagan, Jr., Dr. Chris Ingram and Mr. Samuel Jackson's terms expiring:

On a roll call vote, the vote thereon was as follows:

<u>DR. CHRIS INGRAM:</u>	Cox, Garrett, Barrios, Hymes, Huggins, Cloud, Collier, Masters and Paige.
<u>MR. RICHARD GUIDROZ:</u>	Cox, Garrett, Barrios, Hoffpauir and Masters.
<u>MR. TED DUGGAN:</u>	Hoffpauir.
<u>MR. GLEN MONSOUR:</u>	Paige.
<u>MR. JOHN LUSTER:</u>	Cox, Barrios, Hymes, Huggins, Cloud, Collier and Hoffpauir.
<u>MS. OZZIE M. HOLMES:</u>	Cloud
<u>MRS. ELNORA S. ROBINSON:</u>	None
<u>MR. SAMUEL JACKSON:</u>	Garrett, Hymes, Huggins, Collier, Masters and Paige.

With the vote being nine (9) for Ingram, five (5) for Guidroz, one (1) for Duggan, one (1) for Monsour, six (6) for Luster, one (1) for Holmes, zero (0) for Robinson and seven (7) for Jackson, **Ingram, Luster and Jackson was appointed** to serve on the Natchitoches Parish Hospital Board of Directors.

Motion Carried

On motion by Mrs. Barrios, duly seconded by Mr. Garrett, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby adopt the minutes of the regular meeting held Wednesday, August 17, 2005, the special meeting held Tuesday, August 23, 2005 and the special emergency meeting held Monday, September 12, 2005.

Motion Carried

On motion by Mr. Hymes, duly seconded by Mr. Collier, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby adopt resolutions selecting firms for professional services for the purpose of assisting in the development of the LCDBG application and implementation of the project.

On a roll call vote for Administrative Consultant, the vote was thereon as follows:

GNF MANAGEMENT: Cox, Garrett, Barrios, Cloud, Collier,
Hoffpauir and Masters.

CDC (COORDINATING & DEVELOPMENT): Hymes, Huggins and Paige.

ABSENT: Roque

With the vote being **seven (7)** for **GNF Management** and **three (3)** for **Coordinating and Development**, GNF Management was selected as the Administrative Consultant for the LCDBG Program 2006-07. Since there was only one bidder for the Engineering Services, N&A, Inc. was selected as the Engineering Firm for the LCDBG Program 2006-07.

Motion Carried

On motion by Mr. Hoffpauir, duly seconded by Mr. Hymes, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby conduct a public hearing with the Police Jury sitting as a "Board of Review" to hear any and all protests or complaints on values of property for assessment purposes fixed by the Natchitoches Parish Tax Assessor.

Motion Carried

President Paige then declared the Public Hearing and open. He then asked if there were any protests or complaints on values of property for assessed purposes fixed by the Parish Tax Assessor. Since there were no protests or complaints, the following action was taken:

On motion by Mr. Hymes, duly seconded by Mr. Collier, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby closed the public hearing.

Motion Carried

President Paige then recognized Mr. Rick Hargis, Tax Assessor, who told the Jury that we did not have any protests this year. He stated last year we had three protests who chose not to appeal to the State of Louisiana Tax Commission. Mr. Hargis stated that we had another great year with increases, with the biggest increase coming from the paper mill. He stated that next year the Jury had something to look forward to with a 108 million dollar increase coming on the tax roll in which the Jury will reap the financial benefit. President Paige then thanked Mr. Hargis for coming and reporting to the Jury.

On motion by Mr. Hymes, duly seconded by Mr. Huggins, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby start the process to adopt an ordinance for protection against public water supply contamination.

Motion Carried
With
Mr. Cloud
voting "no"

On motion by Mr. Hymes, duly seconded by Mr. Garrett, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby adopt a resolution for the Central Renewal Community Expansion.

Motion Carried

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On motion by Mr. Cloud, duly seconded by Mr. Hymes, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby approve the Plan of Action for the Parish Highway Department.

Motion Carried

President Paige then recognized Mr. Masters who asked if the resolution to call an election to allow the citizens to decide whether or not to bring back video poker was only to start the process. President Paige answered and stated the adoption of the resolution was only to start the process. He also stated that the resolution should be worded to include that the Jury would receive 50% of the proceeds within each municipality. Mr. Paige stated that if it could not be done that way, the Jury would not be interested. President Paige then recognized Mr. Hoffpauir who stated that if he remember right, the Jury could not call the election but could ask the Governor to call the election. President Paige then stated that the first step started with the Jury. He stated that it would be between Senator Smith and Representative Townsend to take this resolution to the State Legislative body. He then stated that Senator Smith would be against video poker. Mr. Hoffpauir stated the only thing he would like to say is that the people has had an opportunity to vote and they turned it down. He further stated to say we would be denying the people a right to vote and he did not want to get into that. After this discussion, the following action was taken:

On motion by Mr. Garrett, duly seconded by Mr. Paige, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby adopt a resolution to call an election to allow the citizens to decide whether or not to bring back video poker in Natchitoches Parish.

On a roll call vote, the vote thereon was as follows:

YES: Cox, Garrett, Barrios, Hymes, Masters and Paige.

NO: Huggins, Cloud, Collier and Hoffpauir.

ABSENT: Roque

With the vote being **six (6) yes** and **four (4) no**, the motion to adopt a resolution to call an election allowing the citizens to decide whether or not to bring back video poker in Natchitoches Parish passed.

Motion Carried

On motion by Mr. Hymes, duly seconded by Mrs. Barrios, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby start the process to appoint someone to the Natchitoches Parish Tourist Commission, due to the resignation of Mr. Arthur Welch.

Motion Carried

On motion by Mrs. Barrios, duly seconded by Mr. Hymes, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby appoint the following individuals to assist the Jury in setting criteria and salaries for job descriptions:

Dr. Alex Aichinger
Dr. Richard Galloway
Mr. Henry Moffett
Ms. Claire Prymus
Mr. Ronald Miley

On a roll call vote, the vote thereon was as follows:

YES: Cox, Garrett, Barrios, Hymes, Masters and Paige.

NO: Huggins, Cloud, Collier and Hoffpauir.

ABSENT: Roque

With the vote being **six (6) yes** and **four (4) no**, the motion to appoint individuals to assist the Jury in setting criteria and salaries for job descriptions passed.

Motion Carried

On motion by Mr. Collier, duly seconded by Mr. Hymes, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby start the process to appoint/reappoint someone to the Natchitoches Parish Library, due to Dr. Ada Jared's term expiring.

Motion Carried

On motion by Mr. Hoffpauir, duly seconded by Mr. Hymes, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby adopt a resolution authorizing the President to sign the necessary forms to submit a grant to the Louisiana Governor's Office of Rural Development Program to make repairs to the Shady Grove Community Center in the amount of \$10,000.00.

Motion Carried

On motion by Mr. Cloud, duly seconded by Mr. Collier, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby adopt a resolution authorizing the President to sign the necessary forms to submit a grant to the Louisiana Office of Rural Development Grant Program in the amount of \$10,000.00 to renovate the Pace Community Center.

Motion Carried

On motion by Mr. Hymes, duly seconded by Mrs. Barrios, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby authorize the Treasurer to seek proposals for life, health and workers compensation insurance for 2006.

Motion Carried

On motion by Mr. Hymes, duly seconded by Mr. Garrett, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby adopting the Annual Certification of Compliance with State of Louisiana, Off System Bridge Replacement Program.

Motion Carried

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On motion by Mr. Hymes, duly seconded by Mr. Collier, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby accept the Quarterly report of the Registrar of Voters.

Motion Carried

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On motion by Mr. Collier, duly seconded by Mr. Hymes, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby accept the Report of the Office of Community Services for the month of August, 2005.

Motion Carried

President Paige then recognized Mr. Tom Collier, Chairman of the Highway Steering-Solid Waste Committee, who presented the following report:

Relative to the above report, the following action was taken:

On motion by Mr. Hymes, duly seconded by Mr. Garrett, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby authorize selling surplus equipment from the Highway and Solid Waste Departments at the auction to be held Saturday, September 24, 2005.

Motion Carried

On motion by Mr. Hymes, duly seconded by Mr. Cloud, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby accept the recommendation from the District Attorney and authorize the payment to Marion Wildeboer in light of the special circumstances involving an accident caused by a Police Jury employee.

Motion Carried

On motion by Mr. Cloud, duly seconded by Mr. Garrett, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby approve placing a camera around the bin site located in Goldonna.

Motion Carried

This concluded action on the report of the Highway Steering-Solid Waste Committee.

President Paige then recognized Mr. Ron Brown, who resides on Fish Hatchery Road next to Dr. Mason house who was operating a girls home. He stated read a covenant that was filed in the Clerk of Court office that stated that the property should only be used for resident purposes. He stated that he had three concerns. He stated that a business has been created in a residence area and property owners were not notified. Mr. Brown also stated that property owners had no opportunity to express their concerns. He also stated that the government agency had allowed this business to move into this area and the property owners had not been notified. President Paige then recognized Mrs. Leta Brown who told the Jury that the children had been in the home for two weeks. She stated that the residents had not been notified and she did not find out what was going on until she called the Parish Planning Commission. President Paige then recognized Mrs. Jennifer Johnson-Karle, Executive Director for the Cane River Children Services who stated that several weeks ago she received a call from a colleague in New Orleans who asked her for help. She stated that she had nine children who had been evacuated to Texas and wanted to get them back to Louisiana. Mrs. Karle stated that she made several calls in which the community opened up their arms to these people. She stated that the children and staff had lost everything. Mrs. Karle stated that they were not trying to circumvent anything but wanted to make sure everything was in place. She stated that she was not aware that a waiver had been asked until Monday when she received a phone call from Dr. Mason. She also went on to say that this was a temporary situation and asked the Jury to please consider this waiver. President Paige then recognized Mrs. Barrios who stated that proper procedure had not been followed for moving children into a residentially zoned area and she did not want to be a party when procedures are not followed. Mrs. Barrios then stated that the Jury was a public entity and they must address all concerns. President Paige then recognized Mr. Hoffpauir who voiced his concerns about abusing the residents rights when the evacuees moved into the home without a permit. After a lengthy discussion, President Paige then

recognized Mrs. Corrine Young, Planning Director, who stated that due to the State of Emergency declared the Jury could consider the request for a waiver. She stated that residential zoning in the area discussed does not prohibit a home such as one for the children. She then stated that it could be allowed under special exception. Relative to this, the following action was taken:

On motion by Mr. Garrett, duly seconded by Mr. Hymes, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby approve a temporary waiver of the R-1 District to allow for a community/children home to house evacuees of Hurricane Katrina located on Fish Hatchery Road for a period of six (6) months.

On a roll call vote, the vote was thereon as follows:

YES: Garrett, Hymes and Paige

NO: Cox, Huggins, Cloud, Collier, Hoffpauir and Masters.

ABSTAIN: Barrios

ABSENT: Roque

With the vote being **three (3) yes** and **six (6) no**, the motion to approve a temporary waiver failed.

Motion Failed

On motion by Mr. Cloud, duly seconded by Mrs. Barrios, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby authorize the Parish Administrator to advertise for a Director of Public Works with the positions of Director of Public Works and Solid Waste Superintendent combined.

Motion Carried

On motion by Mr. Collier, duly seconded by Mrs. Barrios, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby adopt a resolution authorizing the Parish Administrator to seek an Attorney General Opinion on the sell of the Natchitoches Parish Hospital.

Motion Carried

On motion by Mr. Huggins, duly seconded by Mrs. Barrios, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby reject the only bid received for improvements to the Natchitoches Parish Shooting Range, due to price exceeding the allocated amount.

Motion Carried

On motion by Mr. Collier, duly seconded by Mr. Cloud, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby table authorizing the 4-H group to use the Police Jury property located on Cloud Crossing as a shooting range.

Motion Carried

President Paige then recognized Mr. Bobby Deen, Director of Public Works, who reported emergency expenditures for the period of August 18, 2005 through September 21, 2005 in the amount of **\$1,528.01**. Relative to this, the following action was taken:

On motion by Mr. Hoffpauir, duly seconded by Mr. Huggins, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby approve emergency expenditures for the period of August 18, 2005 through September 21, 2005 in the amount of **\$1,528.01**.

Motion Carried

On motion by Mr. Collier, duly seconded by Mr. Masters, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby approve expenditures for the period of August 18, 2005 through September 21, 2005 in the amount of **\$884,482.46**.

Motion Carried

On motion by Mr. Cloud, duly seconded by Mr. Cox, that the Natchitoches Parish Police Jury, in regular and legal session convened, does hereby adjourn until its next regular or called meeting.

Motion Carried

ATTEST:

Chris Paige, President

Catherine Hamilton,
Parish Administrator