

CONCORDIA PARISH POLICE JURY
REGULAR MEETING
April 10, 2017
6:00 P.M.

The Police Jury of Concordia Parish met this day in regular session convened. There were present the following members:

Whest Shirley

President

Members: Jerry Beatty, Carey Cook, Willie Dunbar, Jimmy Jernigan,
Joe Parker, Adam Probst, Tommy Tiffie and Jimmy Wilkinson

Secretary Treasurer

Kevin M. Friloux

Invocation:

Pastor Troy Thomas

Pledge of Allegiance:

Mr. Parker

Mr. Shirley announced that the public hearing as duly advertised to receive comments on a proposed ordinance to officially recognize the hospital service district as the Concordia Parish Hospital Service District Number One was now open.

No one was present to address the jury. The president announced that the public hearing was now closed.

A motion was made by Mr. Dunbar seconded by Mr. Beatty to approve the minutes of the regular meeting of March 27, 2017 as mailed. Motion carried with Mr. Cook having not yet arrived.

Mr. Tiffie reported that the personnel committee had considered applications for the position of light equipment operator and prison inmate guard. The committee also considered Mr. Ronald Duvall for promotion to heavy equipment operator. The committee recommended promoting Mr. Duvall and hiring Mr. Andrew Kelly as a light equipment operator and Mr. George Barber as the prison inmate guard. Mr. Tiffie then made a motion to approve the committee's recommendations which motion was seconded by Mr. Jernigan. Motion carried with Mr. Cook having not yet arrived.

Mr. Cook arrived at the meeting at 6:04 PM.

Mr. Friloux reported that notice had been received by the state capital outlay office that suggested the police jury absorb the entire fee for the architectural services for the courthouse lift project since the state could only participate in 10% of the consultants construction cost estimate. Mr. Friloux recommended proceeding as suggested by the state capital outlay office. He also reported that the resolution to call a special election for the renewal of the one

percent sales tax for solid waste, roads and drainage had not been received until after the agenda deadline, but had to be acted on as per the public notice previously issued. The resolution was added to the revised agenda and properly posted. The report was accepted as presented.

Mr. Dunbar's item on the agenda for discussion of the payment to Camo Construction was moved up on the agenda. Mr. Dunbar was concerned primarily with a change order that had been recommended by Jordan Kaiser & Sessions without fully disclosing the specifics of the change order with the full jury. A short discussion ensued. Mr. Dunbar advised he wanted to go on the record as opposing the change order because he believed Camo Construction was at fault and the change order was not appropriate. He further would like all future change orders to be approved by the full jury. No further action was taken.

Mr. Dunbar departed the meeting.

A motion was made by Mr. Wilkinson seconded by Mr. Beatty to adopt the following ordinance:

Ordinance No. 2017-01

WHEREAS, the hospital service district that is domiciled in and that serves the citizens of Concordia Parish ("District") was created by an ordinance of the Concordia Parish Police Jury adopted on April 26, 1961, which ordinance is codified in Subsections 12-6 to 12-8 of the Concordia Parish Police Jury Code of Ordinances (the "Enabling Ordinance"); and,

WHEREAS, The Enabling Ordinance refers to the District as "Parishwide Hospital Service District of the Parish of Concordia, State of Louisiana"; and,

WHEREAS, the District has, subsequent to the adoption of the Enabling Ordinance, also operated under from time to time and used on occasion the legal name of "Concordia Parish Hospital Service District, Number One" and has done business as "Riverland Medical Center"; and,

WHEREAS, for example, in Act No. 787 of the 1980 Regular Session of the Louisiana Legislature, and in Act No. 776 of the 1982 Regular Session of the Louisiana Legislature, both of which amended Section 1053 of Title 46 of the Louisiana Revised Statutes, the Louisiana Legislature referred to the District as "Concordia Parish Hospital Service District Number One"; and,

WHEREAS, currently, certain of the District's accounts and contracts, including its Medicare provider agreement, are in the name Concordia Parish Hospital Service District Number One, while other accounts and contracts and indebtedness are in the name of "Parishwide Hospital Service District of the Parish of Concordia, State of Louisiana"; and,

WHEREAS, the District does business as Riverland Medical Center; and,

WHEREAS, in fact, "Parishwide Hospital Service District of the Parish of

Concordia, State of Louisiana,” and “Concordia Parish Hospital Service District Number One” are different legal names for one and the same entity, the District, and

WHEREAS, it is in the best interests of the citizens of Concordia Parish and the District that any legal issues created by the use of these different names be officially addressed by the Police Jury,

NOW THEREFORE BE IT ORDAINED that name of the hospital service district domiciled in and serving the citizens of Concordia Parish (“District”) that was created by an ordinance of the Concordia Parish Police Jury adopted on April 26, 1961, which ordinance is codified in Subsections 12-6 to 12-8 of the Concordia Parish Police Jury Code Of Ordinances, be and is hereby amended and clarified to be “Concordia Parish Hospital Service District Number One” effective as of the date of adoption of this ordinance;

AND BE IT FURTHER ORDAINED that all taxes collected and all rights and obligations and bonded indebtedness, including, but not limited to, the Excess Revenue Certificates of Indebtedness, Series 2012, of the District that were obtained or incurred in the name of Parishwide Hospital Service District of the Parish of Concordia, State of Louisiana or under the “doing business as” name of “Riverside Medical Center” be and are hereby recognized and declared to be obligations of Concordia Parish Hospital Service District Number One, which is one and the same entity with Parishwide Hospital Service District of the Parish of Concordia, State of Louisiana, and which does business as Riverland Medical Center.

AND BE IT FURTHER ORDAINED that all accounts, contracts, benefits and obligations of the District that were obtained or incurred in the name of Concordia Parish Hospital Service District Number One, including but not limited to, the District’s Medicare and Medicaid provider agreements, be and are hereby ratified and approved.

And the vote thereon was: 8 YAYS 0 NAYS 1 ABSENT 0 ABSTAIN

And the ordinance was declared adopted this 10th day of April 2017.

Kevin M. Friloux, Secretary Treasurer

Whest Shirley, President

Mr. Tiffée departed the meeting.

Mr. Shirley recognized Pastor Troy Thomas who was present to report on continuing sewage problems at his residence on Concordia Park and ask for the jury’s assistance. Mr. Cornell Lewis, board member for the sewerage district indicated he would be meeting with Pastor Thomas to seek a solution to the problems. Pastor Thomas also complained to the jury about the lack of cooperation from Media 3 in providing certain cable services to his church. After a short discussion a motion was made by Mr. Parker seconded by Mr. Beatty to request the presence of Media 3 representatives at the April 24, 2017 meeting.

Motion carried with Mr. Dunbar and Mr. Tiffie not present.

A motion was made by Mr. Wilkinson seconded by Mr. Parker to adopt the following resolution:

RESOLUTION

A resolution ordering and calling a special election to be held in the Parish of Concordia, State of Louisiana, to authorize the levy of a sales and use tax therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

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

SECTION 1. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by Article VI, Section 29 of the Constitution of the State of Louisiana of 1974, the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of the Louisiana Election Code, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the Parish on **SATURDAY, OCTOBER 14, 2017**, between the hours of seven o'clock (7:00) a.m. and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION (SALES TAX RENEWAL)

Shall the Parish of Concordia, State of Louisiana (the "Parish"), under the provisions of law, be authorized to continue to levy and collect a tax of one percent (1%) (the "Tax") (an estimated \$946,000 reasonably expected at this time to be collected from the levy of the Tax for an entire year) upon the sale at retail, the use, the lease or rental, the consumption and storage for use or consumption of tangible personal property and on sales of services within the entire Parish except that portion located within the territorial boundaries of the municipalities of Vidalia and Ferriday, for a period of fifteen (15) years, from and after February 1, 2018, with the proceeds of the Tax (after payment of reasonable and necessary expenses of collecting and administering the Tax), to be dedicated and used first for the purpose of constructing, acquiring, operating and maintaining a solid waste collection and disposal program; with the balance thereafter to be dedicated and used for the purpose of hardsurfacing and maintaining roads and constructing, operating and maintaining drainage facilities?

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in the *Concordia Sentinel*, a newspaper of general circulation within the Parish, published in Ferriday, Louisiana, and being the official journal of the Parish, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

Notwithstanding the foregoing, prior to the publication of the Notice of Election, the President is authorized and directed to make any amendments to the foregoing proposition that may be required to comply with any state or federal regulatory agencies.

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the Police Jury Room of the Courthouse, 4001 Carter Street, Room 2, Vidalia, Louisiana, on **MONDAY, NOVEMBER 6, 2017**, at **SIX O'CLOCK (6:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.

SECTION 4. Polling Places. The polling places set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

the use, the lease or rental, the consumption and storage for use or consumption of tangible personal property and on sales of services within the entire Parish except that portion located within the territorial boundaries of the municipalities of Vidalia and Ferriday, for a period of fifteen (15) years, from and after February 1, 2018, with the proceeds of the Tax (after payment of reasonable and necessary expenses of collecting and administering the Tax), to be dedicated and used first for the purpose of constructing, acquiring, operating and maintaining a solid waste collection and disposal program; with the balance thereafter to be dedicated and used for the purpose of hardsurfacing and maintaining roads and constructing, operating and maintaining drainage facilities?

The said special election will be held at the following polling places situated within the Parish, which polls will open at seven o'clock (7:00) a.m., and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to-wit:

POLLING PLACES		
Ward	Precinct	Location
1	1	(IN PART) Ferriday Health Unit, 905 Mickey Gilley Avenue, Ferriday
1	3	Ferriday Flying Service, 2910 Hwy. 568, Ferriday
1	4	Clayton City Hall, 101 Shady Lane, Clayton
2	1	(IN PART) Concordia Parish School Board Annex, 508 John Dale Drive, Vidalia
3	1	(IN PART) City of Vidalia Hydro Building, 409 Texas Street, Vidalia
3	2	(IN PART) Concordia Parish School Board Annex, 508 John Dale Drive, Vidalia
3	3	New Courthouse, 4001 Carter Street, Vidalia
3	4	(IN PART) New Courthouse, 4001 Carter Street, Vidalia
4	1	Ridgecrest City Hall, 116 Foster Drive, Ridgecrest
4	2	Ridgecrest Elementary School, 214 Robert Webber Drive, Ridgecrest
4	3	Doty Road Center, 109 Doty Road, Ferriday
4	4	(IN PART) Ferriday High School, 801 N. EE Wallace Blvd., Ferriday
5	1	Trade School, 2100 N. EE Wallace Blvd., Ferriday
5	2	Ferriday Kindergarten, 160 Kindergarten Road, Ferriday
5	2B	Ferriday Kindergarten, 160 Kindergarten Road, Ferriday
5	3	P. J.'s Corner Stop, 2943 Hwy. 129, Jonesville
5	4	Con Psh Sheriff's Substation, 15045 Hwy. 84, Wildsville
5	5	Sheriff's Substation-Monterey, 6098 Hwy. 129, Monterey
5	6	Paul's Store, 8607 Hwy. 129, Monterey

The polling places set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The said special election will be held in accordance with the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the Police Jury Room of the Courthouse, 4001 Carter Street, Room 2, Vidalia, Louisiana, on **MONDAY, NOVEMBER 6, 2017, at SIX O'CLOCK (6:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the Parish are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Vidalia, Louisiana, on this, the 10th day of April, 2017.

ATTEST:

/s/ Whest Shirley
President

/s/ Kevin M. Friloux
Secretary-Treasurer

STATE OF LOUISIANA

PARISH OF CONCORDIA

I, the undersigned Secretary-Treasurer of the Police Jury of the Parish of Concordia, State of Louisiana (the "Governing Authority"), the governing authority of the Parish of Concordia, State of Louisiana (the "Parish"), do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings taken by the Governing Authority on April 10, 2017, ordering and calling a special election to be held in the Parish of Concordia, State of Louisiana, to authorize the levy of a sales and use tax therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature at Vidalia, Louisiana, on this, the 10th day of April, 2017.

Secretary-Treasurer

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted by the Police Jury of the Parish of Concordia, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of Concordia, State of Louisiana (the "Parish"), on April 10, 2017, NOTICE IS HEREBY GIVEN that a special election will be held within the Parish on **SATURDAY, OCTOBER 14, 2017**, and that at the said election there will be submitted to all registered voters in the Parish qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION
(SALES TAX RENEWAL)

Shall the Parish of Concordia, State of Louisiana (the "Parish"), under the provisions of law, be authorized to continue to levy and collect a tax of one percent (1%) (the "Tax") (an estimated \$946,000 reasonably expected at this time to be collected from the levy of the Tax for an entire year) upon the sale at retail, the use, the lease or rental, the consumption and storage for use or consumption of tangible personal property and on sales of services within the entire Parish except that portion located within the territorial boundaries of the municipalities of Vidalia and Ferriday, for a period of fifteen (15) years, from and after February 1, 2018, with the proceeds of the Tax (after payment of reasonable and necessary expenses of collecting and administering the Tax), to be dedicated and used first for the purpose of constructing, acquiring, operating and maintaining a solid waste collection and disposal program; with the balance thereafter to be dedicated and used for the purpose of hardsurfacing and maintaining roads and constructing, operating and maintaining drainage facilities?

The said special election will be held at the following polling places situated within the Parish, which polls will open at seven o'clock (7:00) a.m., and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to-wit:

POLLING PLACES		
Ward	Precinct	Location
1	1	(IN PART) Ferriday Health Unit, 905 Mickey Gilley Avenue, Ferriday
1	3	Ferriday Flying Service, 2910 Hwy. 568, Ferriday
1	4	Clayton City Hall, 101 Shady Lane, Clayton
2	1	(IN PART) Concordia Parish School Board Annex, 508 John Dale Drive, Vidalia
3	1	(IN PART) City of Vidalia Hydro Building, 409 Texas Street, Vidalia
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3	3	New Courthouse, 4001 Carter Street, Vidalia
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5	5	Sheriff's Substation-Monterey, 6098 Hwy. 129, Monterey
5	6	Paul's Store, 8607 Hwy. 129, Monterey

The polling places set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The said special election will be held in accordance with the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the Police Jury Room of the Courthouse, 4001 Carter Street, Room 2, Vidalia, Louisiana, on **MONDAY, NOVEMBER 6, 2017, at SIX O'CLOCK (6:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the Parish are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Vidalia, Louisiana, on this, the 10th day of April, 2017.

ATTEST:

/s/ Whest Shirley
President

/s/ Kevin M. Friloux
Secretary-Treasurer

A motion was made by Mr. Probst seconded by Mr. Parker to approve the payment of 100% of the architectural fees for Architecture Associates in regard to the courthouse lift as per the previous proposal of \$8,500. Motion carried with Mr. Dunbar and Mr. Tiffie not present.

A motion was made by Mr. Wilkinson seconded by Mr. Jernigan to adopt the following resolution:

RESOLUTION

A resolution approving the holding of an election in Consolidated Recreation District No. 2 of the Parish of Concordia, State of Louisiana, on Saturday, October 14, 2017, to authorize the levy of a special tax therein.

WHEREAS, the Board of Commissioners of Recreation District No. 2 of the Parish of Concordia, State of Louisiana (the "Governing Authority"), acting as the governing authority of Consolidated Recreation District No. 2 of the Parish of Concordia, State of Louisiana (the "District"), adopted a resolution on April 5, 2017, calling a special election in the District on Saturday, October 14, 2017, 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 Concordia, 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 continue 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 continue to levy and collect the special tax provided for therein;

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Concordia, 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 Recreation District No. 2 of the Parish of Concordia, State of Louisiana, this Police Jury hereby approves the holding of an election in the District, on Saturday, October 14, 2017, at which election there will be submitted the following proposition, to-wit:

PROPOSITION (MILLAGE RENEWAL)

Shall Consolidated Recreation District No. 2 of the Parish of Concordia, State of Louisiana (the "District"), be authorized to levy a special tax of six and twenty-nine hundredths (6.29) mills (an estimated \$75,480 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 2018 and ending with the year 2027, for the purpose of maintaining and operating recreational facilities of the District?

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

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

MEMBERS:	YEAS:	NAYS:	ABSENT:	ABSTAINING:
Carey H. Cook	<u> X </u>	_____	_____	
Joseph Parker	<u> X </u>	_____	_____	
Willie J. Dunbar	_____	_____	<u> X </u>	
Adam Probst	<u> X </u>	_____	_____	
Whest Shirley	<u> X </u>	_____	_____	
Jerry Beatty	<u> X </u>	_____	_____	
Jimmy Wilkinson	<u> X </u>	_____	_____	
Jimmy Jernigan	<u> X </u>	_____	_____	
Tommy "Red" Tiffie	_____	_____	<u> X </u>	

And the resolution was declared adopted on this, the 10th day of April, 2017.

 /s/ Kevin M. Friloux
 Secretary-Treasurer

 /s/ Whest Shirley
 President

STATE OF LOUISIANA

PARISH OF CONCORDIA

I, the undersigned Secretary-Treasurer of the Police Jury of the Parish of Concordia, State of Louisiana, do hereby certify that the foregoing pages constitute a true and correct copy of a resolution adopted by said Police Jury on April 10, 2017, approving the holding of an election in Consolidated Recreation District No. 2 of the Parish of Concordia, State of Louisiana, to authorize the levy of a special tax therein.

IN FAITH WHEREOF, witness my official signature at Vidalia, Louisiana, on this, the 10th day of April, 2017.

 Secretary-Treasurer

A motion was made by Mr. Parker seconded by Mr. Wilkinson to adopt a resolution in support of National Community Development Week as follows:

Mr. Parker made a motion seconded by Mr. Wilkinson to add two items to the agenda, that being to discuss LA Highway 900 and a bill before the legislature in regards to severance tax. Motion carried with Mr. Dunbar and Mr. Tiffie not present.

Mr. Parker brought to the jury's attention severe drainage problems along both sides of LA Highway 900 from Clayton to LA 568. He then made a motion seconded by Mr. Cook to notify by certified mail the LA DOTD office in Chase, LA of the problems and seek its assistance in solving the drainage problems. Motion carried with Mr. Dunbar and Mr. Tiffie not present.

Mr. Parker then discussed proposed Louisiana House Bill 580 which would force the parish's to spend all severance tax money received on roads utilized by logging companies prior to those companies having to secure a bond for road damages. He stated he strongly opposes the bill. He then made a motion seconded by Mr. Jernigan to notify Representative Anders of the police jury's opposition to this bill. Motion carried with Mr. Dunbar and Mr. Tiffie not present.

A motion was made by Mr. Wilkinson seconded by Mr. Parker to approve the following occupational licenses:

Spokane Resort, 4269 Hwy 568, Ferriday—Resort Accomodations & Store
(New Business)

C & G Fireworks, 8688 Hwy 84, Ferriday—Retail Fireworks Stand for July &
December (New Business)

Lee's Construction and Renovations, 1159 Doty Road, Ferriday—Residential
Construction and Renovation (New Business)

Motion carried with Mr. Dunbar and Mr. Tiffie not present.

A motion was made by Mr. Parker seconded by Mr. Cook to approve the following alcoholic beverage permit:

Spokane Resort, 4269 Hwy 569, Ferriday—Class "A"--Beer

Motion carried with Mr. Dunbar and Mr. Tiffie not present.

A motion was made by Mr. Wilkinson seconded by Mr. Cook to ratify the purchase orders as presented. Motion carried with Mr. Dunbar and Mr. Tiffie not present.

A motion was made by Mr. Jernigan seconded by Mr. Beatty to approve the superintendent's and work request list as follows: Clear parish canal W-8 and the canal behind the Ferriday Shopping Center. Motion carried with Mr. Dunbar and Mr. Tiffie not present.

A motion was made by Mr. Jernigan seconded by Mr. Parker to notify the sheriff's and request his assistance in removing a fallen tree across Cross Bayou. Motion carried with Mr. Dunbar and Mr. Tiffie not present.

There being no further business a motion was made by Mr. Beatty seconded by Mr. Jernigan that the meeting be adjourned. Motion carried with Mr. Dunbar and Mr. Tiffie not present.

Kevin M. Friloux, Secretary Treasurer