

A G E N D A

REGULAR MEETING
THURSDAY, MAY 20, 2010
5:30 P.M.

1. Call to order by President Guidry.
2. Invocation. (Mr. Brame)
3. Pledge of Allegiance.
4. Roll Call.
5. **Take appropriate action** on applications for liquor and beer permits. (Mr. Vickers)
6. Consideration of approval of payment of all current invoices.
7. **Receive report** from Ms. Danielle Edwards with the United States Census Bureau with reference to the 2010 Census Count.
8. **Presentation** of a trophy and certificates to the Hamilton Christian Academy Girls Track and Field Team and Coaches for winning the Class 1A State Championship for the first time in the school's history. (Mrs. Griffin)
9. Consideration of approving the minutes of the Regular Meeting of the Police Jury dated April 22, 2010.
10. Consideration of approving the Budget Committee Report dated May 20, 2010.
11. Consideration of adopting a proces verbal and resolution promulgating the results of the election held on May 1, 2010, for authority to levy and collect a 10-year maintenance tax of 5.75 mills beginning January 1, 2010, and ending December 31, 2019, for the purpose of maintaining and operating the Calcasieu Parish Courthouse Complex and the Calcasieu Correctional Center.
12. Consideration of adopting a proces verbal and resolution promulgating the results of the election held on May 1, 2010, for authority to replace an existing 1 ½ % sales tax which is currently authorized in Sales Tax District No. 4-A pursuant to an election held on July 20, 2002, with authority to levy and collect a 1 ½ % sales and use tax for a 10-year period beginning

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January 1, 2011, and ending December 31, 2020, to be dedicated and used to continue improving, resurfacing and maintaining parish roads; enhancing the quality of parish road drainage, including the provision of solid waste collection and disposal; constructing and improving arterial transportation routes and major intersections, including the installation or extension of public utilities; providing supplemental funding for the rural transportation system; and authority to fund the proceeds of the tax into bonds for such purposes.

13. Consideration of adopting a resolution approving a Facility Usage Agreement between the Police Jury, McNeese State University, and Entergy Gulf States for Entergy's temporary use of the Burton Coliseum complex and grounds in the event of a declared disaster affecting Calcasieu Parish, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

14. Consideration of adopting a resolution indicating objection/no objection to the following proposed project in Calcasieu Parish, Louisiana, provided said work meets with the rules and regulations of the Corps of Engineers, Best Management Practices during the course of construction set forth by the Environmental Protection Agency guidelines, and approvals are received from all other appropriate state and federal agencies, and further, that any required permits are obtained from the Division of Planning and Development:

- Proposal of Mr. and Mrs. Joseph K. McCall to construct a 26-foot by 32-foot wooden dock for private recreational use. Said project is located at 886 South Perkins Ferry Road, Moss Bluff, perpendicular to the existing shoreline. **The Planning Staff recommends that the Police Jury indicate no objection to this project application.**

AGENDA NOTE: any resolution of no objection to any project, if adopted, will stipulate that such "no objection" is based solely on evaluation by the Parish Planning and Development Staff relative to the project's compliance with current parish ordinances and provisions, and that no environmental assessment was made, and further, requesting the agencies and/or individuals with environmental expertise to make an evaluation and forward their findings to the U. S. Corps of Engineers.

15. **Take appropriate action** on a revision to RZ04-018-08 (Windywood Drive in Ward Four) which is a request by Charles Atherton to amend stipulations No. 1 and No. 2 of Ordinance No. 5513 to read as follows: 1) that the development adhere to the revised site plan on file with the Division of Planning and Development; and 2) that six recreational vehicles (RV's) be allowed on the property for recreational purposes only. (Police Jury District 14, Mr. McMillin)

[The Planning and Zoning Board met on Tuesday, May 18, 2010, and voted unanimously to recommend that the request be deferred for thirty (30) days.]

AGENDA NOTE: Ordinance No. 5513, adopted on June 19, 2008, provided that one recreational vehicle be allowed on the property for recreational purposes only.

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16. **Take appropriate action** on RZ03-003-10 (Gulf Highway in Ward Three) which is a request by Tower Land Company and J. Lawton Company, LLC to rezone from A-1 (Agricultural) to C-2 (General Commercial) to allow commercial development (truck stop and restaurant). (Police Jury District 7, Mr. Landry)

[The Planning and Zoning Board met on Tuesday, May 18, 2010, and voted unanimously to recommend that the request be granted with the following stipulations: 1) that the development adhere to the site plan on file, provided that the Director of Planning and Development, or his designee, be authorized to make adjustments in light of technical or engineering considerations discovered during development; 2) that the following submittals are made prior to issuance of a certificate of occupancy: (a.) an approved Drainage Impact Analysis (DIA) or a drainage waiver; (b.) a Department of Health and Hospitals (DHH) approval regarding the sewer system; (c.) a Department of Transportation and Development (DOTD) approval regarding access; (d.) a Notice of Intent for Application for a Louisiana Pollution Discharge Elimination System (LPDES) permit through the Department of Environmental Quality (DEQ); 3) that the development adhere to stormwater best management practices; 4) that the development must comply with standards outlined in the Interim Development Ordinance, including but not limited to, signage, landscape, building design, and canopies; 5) that all drives and parking areas be hard-surfaced; and 6) that construction must begin within one year from permit issuance or the property will revert to A-1 (Agricultural).]

17. **Take appropriate action** on RZ04-004-10 (North Boudoin Road in Ward Four) which is a request by Bel Commercial to rezone from I-2 (Heavy Industrial) to I-1 (Light Industrial) to allow a light industrial park. (Police Jury District 15, Mr. Farnum)

[The Planning and Zoning Board met on Tuesday, May 18, 2010, and voted unanimously to recommend that the request be granted with the following stipulations: 1) that the development adhere to the site plan on file, provided that the Director of Planning and Development, or his designee, may authorize adjustments to site plans in light of technical or engineering considerations discovered during development; 2) that all signs must be low profile monument signs; 3) that the dumpster and all storage areas must be in the rear of the lots with a 6' wooden fence enclosure; 4) that all buildings must have a façade that is non-metal (i.e. brick, stucco or hardy-plank); 5) that all alcohol sales are prohibited; 6) that a landscaping plan showing parking and buffers be submitted and approved by the Division of Planning and Development prior to permit issuance; 7) that a Developers Agreement must be signed with the Division of Planning and Development prior to certificate of occupancy; 8) that parking and driveways in the front of the buildings must be hard-surfaced; 9) that the development adhere to stormwater best management practices; 10) that sewer must be approved by the Department of Health and Hospitals (DHH) and no sewer discharge be allowed in the road side ditches; and 11) that a Notice of Intent for Application for a Louisiana Pollution Discharge

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Elimination Systems (LPDES) permit through the Department of Environmental Quality (DEQ) must be submitted prior to development permit issuance.]

18. **Take appropriate action** on RZ01-005-10 (Hwy 171 North in Ward One) which is a request by Julian R. Bruce to revert the west 250-feet of property previously rezoned by virtue of Ordinance No. 4605, adopted by the Police Jury on August 21, 2003, from I-1 (Light Industrial) and I-2 (Heavy Industrial) to C-3 (Central Business Commercial) and to rezone the east 288.4-feet from I-1 (Light Industrial) to I-2 (Heavy Industrial) to allow stockpiling of construction materials. (Police Jury District 2, Mr. Collins)

[The Planning and Zoning Board met on Tuesday, May 18, 2010, and voted unanimously to recommend that the request be granted with the following stipulations: 1) that the I-2 development adhere to the site plan on file; 2) that the west 250-feet of the access road be hard-surfaced within one year of zoning approval; 3) that Department of Transportation and Development approval be submitted prior to permit issuance; 4) that the natural screening be maintained on the east property line; and 5) that the north and south property lines of the I-2 development be screened with either an 8-foot wooden fence or 4-foot berms finished with grass and trees within one year of zoning approval.]

19. **Take appropriate action** on ST01-002-10 (Hwy 171 and Clyde Dulaney Road in Ward One) which is a request by the Calcasieu Parish Police Jury to reclassify certain tracts of land in Ward One near the intersection of the east side of U.S. Hwy 171 and Clyde Dulaney Road to enlarge the existing commercial zoning district. (Police Jury District 2, Mr. Collins)

[The Planning and Zoning Board met on Tuesday, May 18, 2010, and voted unanimously to recommend that the properties zoned A-1 (Agricultural) (190 +/- acres) be reclassified to C-3 (Central Business Commercial). The Board also recommends that the parcels adjacent to Clyde Dulaney Road be subject to design corridor standards.]

20. Consideration of adopting a resolution approving a Joint Services Agreement between the Police Jury, Division of Planning and Development, and the Town of Vinton to provide residential condemnation inspection services, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.
21. Consideration of adopting a resolution approving Memorandums of Understanding between the Police Jury and local non-profit groups for the redevelopment of twenty-seven (27) Louisiana Land Trust (LLT) properties, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: The following non-profits have been qualified to redevelop LLT properties: Habitat for Humanity, Calcasieu Area, Inc., Lake Charles Housing Authority, Project Build A Future, Christ for the Crisis, and Looking Over Your Shoulders Ministries.

22. Consideration of adopting a resolution in support of the CREST (Coastal Restoration and Enhancement Through Science and Technology) Coastal

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Research Program in their efforts to secure funding through the National Oceanic and Atmospheric Administration (NOAA).

AGENDA NOTE: *Eleven universities in Louisiana, including McNeese State University, have joined the CREST Program and support their efforts toward coastal restoration.*

23. Consideration of approving the following requests from the Office of Juvenile Justice Services:

(23.1) Adopt a resolution approving an Agreement between the Police Jury, Office of Juvenile Justice Services, and the State of Louisiana, Office of Juvenile Justice, wherein the Office of Juvenile Justice Services will participate in the Title IV-E Federal Foster Care Reimbursement Program, through the provision of services and performance of administrative activities to assist and support the agency's program of foster care services for eligible children, pursuant to rules and regulations of the Title IV-E Foster Care Program, and should residual funds become available, a grant adjustment can be filed to increase the grant award, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: *The grant source is the U. S. Department of Health and Human Services, Administration for Children and Families, Title IV-E Foster Care funds.*

(23.2) Adopt a resolution authorizing the submittal of a continuation grant application, and any revisions thereafter, to the Louisiana Decentralized Arts Funding Program as administered by the Arts and Humanities Council of Southwest Louisiana, for an amount up to \$10,000, for the continuation of A.R.T. T.R.A.C.K.S., a program of arts and cultural activities for at-risk youth and families, and should residual funds become available, a grant adjustment can be filed to increase the grant award, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: *The grant source is the State of Louisiana, with said funding administered through the Division of the Arts.*

(23.3) Adopt a resolution authorizing the submittal of a grant application in an amount up to \$4,000 to the Children's Miracle Network to deliver and enhance delinquency prevention and intervention programs, and should residual funds become available, a grant adjustment can be filed to increase the grant award, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

(23.4) Adopt a resolution authorizing the Director of the Office of Juvenile Justice Services to negotiate the terms and conditions of a contract between the Police Jury and the Educational and Treatment Council, Inc. (ETC) for an amount up to \$130,000 for the provision of treatment and other relevant services for the Juvenile Drug Court Treatment Program, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

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AGENDA NOTE: The contract costs will be reimbursed by the Louisiana Supreme Court's Drug Court Office grant through the U. S. Department of Health and Human Services, Administration for Children and Temporary Assistance for Needy Families (TANF) funding.

(23.5) Adopt a resolution authorizing the Director of the Office of Juvenile Justice Services to negotiate the terms and conditions of a contract between the Police Jury and Dr. Kay Hodges, Functional Assessment Systems, for an amount up to \$6,000 for training services on the Juvenile Inventory for Functioning (JIFF) assessment instrument, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: The contract costs will be reimbursed by the John D. and Catherine T. MacArthur Foundation, Program on Human and Community Development grant, an independent foundation.

(23.6) Adopt a resolution authorizing the Director of the Office of Juvenile Justice Services to negotiate the terms and conditions of a contract between the Police Jury and Redwood Toxicology Laboratory, Inc., for an amount up to \$8,000 for urine screen analysis services, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: The contract costs will be reimbursed by the federal American Recovery and Reinvestment Act, Department of Justice, Edward Byrne Memorial Justice Assistance Grant.

(23.7) Adopt a resolution authorizing the Director of the Office of Juvenile Justice services to re-negotiate the terms and conditions of a contract between the Police Jury and Lawrence S. Dilks, Ph.D., Clinical Neuropsychologist, for psychological consultation, testing and clinical supervision, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

24. Consideration of adopting a resolution authorizing the Police Jury to approve the terms and conditions of a contract in an amount up to \$20,000, on behalf of the Calcasieu Parish District Attorney's Office, with Samaritan Counseling, Inc. for counseling services to domestic violence victims in connection with the District Attorney's Office Domestic Violence Section, and should residual funds become available, a grant adjustment can be filed to increase the grant award, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

25. Consideration of adopting a resolution approving a grant between the Police Jury and the Louisiana Workforce Commission Office of Workforce Development for the period April 1, 2010 through June 30, 2012 in the amount of \$1,039,307 (Adult - \$370,353, Dislocated Worker - \$306,907, Youth - \$362,047), to provide workforce development services in accordance with Title I-B of the Workforce Investment Act of 1998 (WIA) (Public Law 105-220 - August 7, 1998), and should residual funds become available, a grant adjustment can be filed to increase the grant award, and

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further authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

26. **Take appropriate action** on bids received by the Parish Purchasing Agent on May 12, 2010, for Calcasieu Parish Project No. 2010-07 (Overlaying of Various Roads in Calcasieu Parish).
27. **Take appropriate action** on bids received by the Parish Purchasing Agent on May 12, 2010, for Calcasieu Parish Project No. 2010-16 (Striping of Various Roads in Calcasieu Parish).
28. **Take appropriate action** on bids received by the Parish Purchasing Agent on May 19, 2010, for Calcasieu Parish Project No. 2008-03 (Realignment of Edgerly-DeQuincy Road in Calcasieu Parish).
29. Consideration of accepting the Roofing Replacement on the Upper and Lower Roofs of the former Scofield Building (116 Ryan Street) and Lower Roof of the Magnolia Building as substantially complete.
30. Consideration of going into Executive Session to discuss Robertson vs. Police Jury (Lawsuit #2008-6400).
31. **ADVISE** that an Animal Rabies Clinic will be held on Saturday, May 22, 2010, from 8:00 a.m. – 5:00 p.m. at the Burton Coliseum (Ag Barn) in Lake Charles.

AGENDA NOTE: This is the first of two clinics to be held; the second clinic will be Saturday, June 12, 2010, and will be held at the Cal-Cam Fair Grounds.