

NOTICE OF PUBLIC MEETING

A public hearing relative to the levy of ad valorem tax millages within Calcasieu Parish will be held on Thursday, July 22, 2010, at 5:30 p.m., in the Parish Government Building, 1015 Pithon Street, Lake Charles, Louisiana, as provided for by the agenda as follows:

A G E N D A

REGULAR MEETING
THURSDAY, JULY 22, 2010
5:30 P.M.

1. Call to order by President Guidry.
2. Invocation. (Rev. Doug Cain, Henning United Methodist Church)
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. **Appearance** of Dr. Philip C. Williams, who was recently named President of McNeese State University.
8. **Presentation** of Certificates of Recognition and Certificates of Honorary Citizenship, as indicated below, to the following individuals for their participation in the Lake Area Ulster Project:

Honorary Citizens – Claire Baxter, Sean Donaghy, Ciara Dyson, Chloe Ewing, Clodagh Gallagher, David Long, Jemma Maclain, Seanan Maguire, Aaron Smithson, Ryan Stewart, Amy Stockdale, and Oisin Turbitt

Certificates of Recognition – Cody Brady, Kelsey Broussard, Krista Kaye Broussard, Jessica Guillory, Christopher Hennigan, Joe Johnson, Tyler Lee Johnson, Jade Knight, Meagan Lonkowski, Haley Michelle Marshall, and Daniel Rigmaiden

AGENDA NOTE: The Ulster Project began in the United States in 1975 through coordination of Father Kerry Waterstone from the Church of Ireland in an effort to promote peace, tolerance, and understanding between Irish Catholics and Protestants.

CALCASIEU PARISH POLICE JURY

REGULAR MEETING – JULY 22, 2010

Page 2

9. **Receive report** from staff regarding the structure located at 737 Debra Lane, Moss Bluff area, Lot 9 Moss Bluff Estates Subdivision PT A, Ward 1, Calcasieu Parish, Louisiana (one house) Owner: Devin Arnold Stargel, et ux, 8510 Thompson Lane, Louisville, KY 40258, TA# 00997749, and take appropriate action thereon. (Police Jury District 1, Mr. Spell)

AGENDA NOTE: On June 17th, the Police Jury deferred action for 30 days to allow the owner to submit a contractor's quote to repair the structure and also show that he has secured funding to do the necessary repairs.

10. Consideration of approving the minutes of the Regular Meeting of the Police Jury dated June 17, 2010.

11. Adoption of an ordinance levying the following maintenance tax millages for 2010, as submitted by the Parish Tax Assessor:

Criminal Justice System Maintenance	2.99 mills
Mosquito Control Maintenance.....	2.28 mills
Airport District No. 1 Maintenance.....	0.58 mills
Burton Coliseum & Agricultural Services Maintenance	1.36 mills
Health Unit Maintenance.....	2.24 mills
Juvenile Detention Maintenance	3.16 mills
Road and Drainage Maintenance	3.67 mills
Ward Three Fire Protection District No. Two	11.08 mills
Library Maintenance	5.99 mills
Sewerage District No. 11 of Ward Three Maintenance	9.00 mills

12. Adoption of an ordinance levying the following general purposes tax millages for 2010, as submitted by the Parish Tax Assessor:

Calcasieu Parish, except City of Lake Charles,
Town of Vinton, City of DeQuincy,
City of Sulphur, and City of Westlake4.41 mills

Calcasieu Parish, within the corporate limits of
City of Lake Charles, Town of Vinton, City of
DeQuincy, City of Sulphur, and City of Westlake2.20 mills

13. Consideration of adopting a resolution approving the issuance, sale and delivery by the Calcasieu Parish Public Trust Authority of not exceeding \$1,200,000 of its Recovery Zone Facility Revenue Bonds (Property Management, L.L.C. Project), Series 2010, and granting a sub-allocation of the Parish's Recovery Zone Facility Bond Volume Cap for the project.

14. Consideration of adopting ordinances to amend the following ordinances with reference to the sale of adjudicated properties as listed below to extend the deadline for completion of the sale of said properties:

(14.1) Amend Ordinance No. 5765 adopted on November 5, 2009, which allowed an extension, and Ordinance No. 5543 adopted on August 7, 2008, which originally allowed Mr. Charles Strong to purchase the following described property for \$3,700.00: AP03-465-08, Lot 3 Blk 4 (C B Richard) Sub of Blks 1, 3, 4, E/2 2 Z Simmons Sub.; Assessment No. 362247; South Corner of Adams and Woodard Streets – vacant lot in Ward Three, Lake Charles, Louisiana. (Police Jury District 2, Mr. Collins)

CALCASIEU PARISH POLICE JURY

REGULAR MEETING – JULY 22, 2010

Page 3

AGENDA NOTE: Mr. Charles Strong has been unable to complete the necessary requirements in the designated time period. The Director of the Division of Planning and Development recommends an extension of the deadline for the completion of the sale of the above described property until October 31, 2010.

(14.2) Amend Ordinance No. 5766 adopted on November 5, 2009, which allowed an extension, and Ordinance No. 5544 adopted on August 7, 2008, which originally allowed Mr. Charles Strong to purchase the following described property for \$1,100.00: AP03-470-08, Com 330 ft E and 455 ft N of SW cor of NW NW 33.9.8 N 51 ft, E 66 ft etc.; Assessment No. 582271; 200 Block of Libby Street – vacant lot in Ward Three, Lake Charles, Louisiana. (Police Jury District 3, Mrs. Griffin)

AGENDA NOTE: Mr. Charles Strong has been unable to complete the necessary requirements in the designated time period. The Director of the Division of Planning and Development recommends an extension of the deadline for the completion of the sale of the above described property until October 31, 2010.

(14.3) Amend Ordinance No. 5774 adopted on November 19, 2009, which allowed an extension, and Ordinance No. 5546 adopted on August 7, 2008, which originally allowed Mr. Charles Strong to purchase the following described property for \$1,800.00: AP03-475-08, S 48 ft Lot 2 Fleishman and Rowe Sub of Blk bounded by Lawrence, Bank, Pine and Reid Sts.; Assessment No. 598704; 400 Block of Reid Street – vacant lot in Ward Three, Lake Charles, Louisiana. (Police Jury District 3, Mrs. Griffin)

AGENDA NOTE: Mr. Charles Strong has been unable to complete the necessary requirements in the designated time period. The Director of the Division of Planning and Development recommends an extension of the deadline for the completion of the sale of the above described property until October 31, 2010.

(14.4) Amend Ordinance No. 5767 adopted on November 5, 2009, which allowed an extension, and Ordinance No. 5545 adopted on August 7, 2008, which originally allowed Mr. Charles Strong to purchase the following described property for \$800.00: AP03-471-08, Com NE cor Lot 45 Fisher Sub of Spence Sub, W 60 ft S 140 ft etc.; Assessment No. 598291 & 598305; 600 Block of Lyons Street – vacant lot in Ward Three, Lake Charles, Louisiana. (Police Jury District 3, Mrs. Griffin)

AGENDA NOTE: Mr. Charles Strong has been unable to complete the necessary requirements in the designated time period. The Director of the Division of Planning and Development recommends an extension of the deadline for the completion of the sale of the above described property until October 31, 2010.

(14.5) Amend Ordinance No. 5768 adopted on November 5, 2009, which allowed an extension, and Ordinance No. 5601 adopted on November 6, 2008, which originally allowed Mr. Charles Strong to purchase the following described property for \$300.00: AP03-479-08, Com 120 ft N of SW cor Blk 29 Nix Add on E side of Blake St, N 40 ft, E 120 ft, N 40 ft, E

CALCASIEU PARISH POLICE JURY

REGULAR MEETING – JULY 22, 2010

Page 4

44.1 ft, S 79 ft, W 162 ft to com.; Assessment No. 577030; 400 Block of North Blake Street – vacant lot in Ward Three, Lake Charles, Louisiana. (Police Jury District 3, Mrs. Griffin)

AGENDA NOTE: Mr. Charles Strong has been unable to complete the necessary requirements in the designated time period. The Director of the Division of Planning and Development recommends an extension of the deadline for the completion of the sale of the above described property until October 31, 2010.

(14.6) Amend Ordinance No. 5769 adopted on November 5, 2009, which allowed an extension, and Ordinance No. 5549 adopted on August 7, 2008, which originally allowed Mr. Charles Strong to purchase the following described property for \$1,800.00: AP03-481-08, Lots 5, 6 Sub of Lot 4 of James Hursey Est of 6 acs.; Assessment No. 422525; Northwest corner of Kingsley and Hursey Streets – vacant lot in Ward Three, Lake Charles, Louisiana. (Police Jury District 4, Mr. Syas)

AGENDA NOTE: Mr. Charles Strong has been unable to complete the necessary requirements in the designated time period. The Director of the Division of Planning and Development recommends an extension of the deadline for the completion of the sale of the above described property until October 31, 2010.

(14.7) Amend Ordinance No. 5770 adopted on November 5, 2009, which allowed an extension, and Ordinance No. 5550 adopted on August 7, 2008, which originally allowed Mr. Charles Strong to purchase the following described property for \$1,500.00: AP03-486-08, W/2 Lot 4 Blk 8 Horridge Add.; Assessment No. 590932; 500 Block of Boston Street – vacant lot in Ward Three, Lake Charles, Louisiana. (Police Jury District 3, Mrs. Griffin)

AGENDA NOTE: Mr. Charles Strong has been unable to complete the necessary requirements in the designated time period. The Director of the Division of Planning and Development recommends an extension of the deadline for the completion of the sale of the above described property until October 31, 2010.

15. **Take appropriate action** on RZ04-007-10 (Houston River Road in Ward Four) which is a request by Jeremy and Marlana Mancuso to rezone from C-1 (Light Commercial) to R-1 (Single Family Residential) to allow residential development (house). (Police Jury District 14, Mr. McMillin) (**see attached**)

[The Planning and Zoning Board met on Tuesday, July 20, 2010, and voted unanimously to recommend that the request be granted.]

16. **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)

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

CALCASIEU PARISH POLICE JURY

REGULAR MEETING – JULY 22, 2010

Page 5

purposes only. The Planning and Zoning Board met on Tuesday, June 15, 2010, and voted unanimously to recommend that the request be deferred. At its Regular Meeting on June 17, 2010, the Police Jury voted to defer action until July 22, 2010.

[No action necessary, this application has been withdrawn.]

17. Consideration of adopting a resolution indicating objection/no objection to the following proposed projects 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:

(17.1) Proposal of Mr. Charlie Atherton, c/o Arabie Environmental Solutions, Inc., to deposit approximately 542 cubic yards of hauled-in earthen fill to provide access to a canal, deposit approximately 120 cubic yards of rip-rap as fill to provide 520 linear feet of shoreline erosion protection, and construct an 8-feet by 8-feet dock, all for private use. Said project is located along Backbay Bayou, at the end of Windy Wood Drive in Westlake, LA. ***The Planning Staff recommends that the Police Jury indicate no objection to this project application.***

AGENDA NOTE: Action on this item was deferred on June 17, 2010, until the Regular Meeting on July 22, 2010. The Planning Staff recommended on June 17, 2010, that the Police Jury indicate no objection to this project application.

(17.2) Proposal of Mr. Michael Smith, c/o Arabie Environmental Solutions, Inc. to clear a 3.6 acre site, conduct grading operations resulting in the redistribution of approximately 2,905 cubic yards of on-site native earthen material and place 1,115 cubic yards of hauled-in limestone aggregate and 1,355 cubic yards of crushed gravel, all as required to construct building foundations, parking areas, laydown yards, and access roads to facilitate implementation of a light industrial facility. Said project is located at the intersection of Industrial Drive and Petro Drive in Lake Charles. ***The Planning Staff recommends that the Police Jury indicate no objection to this project application.***

(17.3) Proposal of Bel-Krause Properties, Inc., to provide for 6,807 feet of rip-rap breakwater as an extension to the Clear Marais Bank Protection Project. Said project is located on the northern shoreline of the Gulf Intracoastal Waterway approximately 14.25 miles southwest of Sulphur, Louisiana. ***The Planning Staff recommends that the Police Jury indicate no objection to this project application.***

(17.4) Proposal of Gravity Drainage District No. Five of Ward Four, c/o Lancon Engineers, Inc., to excavate approximately 1,282 cubic yards of native earthen material to facilitate the installation of 743 linear feet of two side-by-side 72-inch corrugated steel pipes with associated catch basins, and place the excavated material along with approximately 4,381 cubic yards of

CALCASIEU PARISH POLICE JURY

REGULAR MEETING – JULY 22, 2010

Page 6

additional hauled-in earthen and aggregate material as backfill and to provide a shoulder along Pete Manena Road, all to improve drainage, eliminate bank erosion, reduce ditch maintenance, and improve vehicular traffic safety. Said project is located on Pete Manena Road at Prater Road (Bayou d'Inde Pass), Maplewood, Louisiana. ***The Planning Staff recommends that the Police Jury indicate no objection to this project application.***

(17.5) Proposal of Global Industries Offshore, LLC, c/o T. Baker Smith, Inc., for proposed maintenance dredging of the Carlyss Facility Slips. Said project is located on Global Drive, Carlyss, Louisiana. ***This project application has been withdrawn and has been submitted to the Louisiana Department of Natural Resources. The Planning Staff advises that no action is necessary at this time.***

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.

18. Consideration of adopting a resolution approving a Coastal Use Permit application for Bel-Krause Properties, Inc., c/o Chad Thielen, to provide for an extension of 6,807 feet of rip-rap breakwater, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto. (Police Jury District 12, Mr. Hassien)

AGENDA NOTE: The petitioner’s property is located on the northern shoreline of the Gulf Intracoastal Waterway approximately 14.25 miles southwest of Sulphur, Louisiana.

19. Consideration of adopting a resolution authorizing the purchase of property located at 3875 Haymark Road, Lake Charles, through funding received from the FEMA Severe Repetitive Loss Grant Program to mitigate houses that have flooded numerous times, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: The buyout will be done on a 90% / 10% match fund basis whereby the Parish will purchase the property for \$322,221.03, which is approximately 90% of the fair market value of the house associated with costs related to appraisal, demolition, and closing. The Parish will demolish the house within ninety days of closing. (Police Jury District 8, Mr. Brame)

20. Consideration of adopting a resolution approving a Lease Agreement between the Police Jury and Gibson and Theresa Smith for property located at 3875 Haymark Road, Lake Charles, LA 70605, that was acquired through a flood mitigation grant and must remain “open space,” and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto. (Police Jury District 8, Mr. Brame)

CALCASIEU PARISH POLICE JURY

REGULAR MEETING – JULY 22, 2010

Page 7

21. Consideration of adopting a resolution authorizing the purchase of property located at 2928 Renee Street, Lake Charles, through funding received from the FEMA Severe Repetitive Loss Grant Program to mitigate houses that have flooded numerous times, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: The buyout will be done on a 90% / 10% match fund basis whereby the Parish will purchase the property for \$59,050.52, which is approximately 90% of the fair market value of the house associated with costs related to appraisal, demolition, and closing. The Parish will demolish the house within ninety days of closing. (Police Jury District 2, Mr. Collins)

22. Consideration of adopting a resolution authorizing the purchase of property located at 2411 Williams Street, Westlake, through funding received from the FEMA Severe Repetitive Loss Grant Program to mitigate houses that have flooded numerous times, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: The buyout will be done on a 90% / 10% match fund basis whereby the Parish will purchase the property for \$93,404.52, which is approximately 90% of the fair market value of the house associated with costs related to appraisal, demolition, and closing. The Parish will demolish the house within ninety days of closing. (Police Jury District 14, Mr. McMillin)

23. Consideration of adopting a resolution approving a Lease Agreement between the Police Jury and David W. and Kristina L. Smith for property located at 1465-F South Perkins Ferry Road, Lake Charles, LA 70611, that was acquired through a flood mitigation grant and must remain “open space,” and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto. (Police Jury District 1, Mr. Spell)

AGENDA NOTE: The Police Jury authorized the purchase of this property through the SRL (Severe Repetitive Loss) Program on July 1, 2010.

24. Consideration of adopting a resolution approving a Joint Services Agreement between the Police Jury, Division of Engineering and Public Works, and Waterworks District No. Five of Wards Three and Eight as managing board of Sewer District No. Eleven of Ward Three, to provide mowing and herbicide applications to the levee area and the entrance road to the Sewer District pond, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: The Sewer District will reimburse the Police Jury for actual costs of labor, fuel, and herbicide chemicals used for these services.

25. Consideration of adopting a resolution approving the renewal of a Joint Services Agreement between the Police Jury and the Calcasieu Parish Sheriff’s Office for a one-year period for the continued operation of the Motorist Assistance Patrol (MAP) Program, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

CALCASIEU PARISH POLICE JURY

REGULAR MEETING – JULY 22, 2010

Page 8

26. Consideration of adopting a resolution authorizing the Director of the Office of Juvenile Justice Services to submit a continuation grant application to the Louisiana Commission on Law Enforcement for an amount up to \$20,000.00, with a 10% match from existing funds, to enhance programming for at-risk youth, 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.
27. **Take appropriate action** to fill a vacancy on the Ward One Economic Development Board created by the resignation of Mr. Troy Kiser. (Mr. Kiser holds a seat appointed by members of the Police Jury who represent any part of Ward One, as per LSA—R.S. 33:130.71-130.73.) ***Mr. Spell is the liaison, and he recommends that Ms. Michelle McInnis be appointed.***
28. **Take appropriate action** on proposals received by the Parish Purchasing Agent on July 2, 2010, for auction services for the Road Home Corporation/Louisiana Land Trust Properties located in Calcasieu Parish, and further, adopt a resolution authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

*AGENDA NOTE: Two proposals were submitted: Southwest Auction Company and Pedersen and Pedersen Auctions, Inc. **The Staff recommends that the proposal of Pedersen and Pedersen Auctions, Inc. be accepted.***
29. **Take appropriate action** on bids received by the Parish Purchasing Agent on July 7, 2010, for mosquito control solvents (mineral oil and isopropyl alcohol), with unit prices effective from July 23, 2010, until December 31, 2010.
30. Consideration of authorizing the Parish Purchasing Agent to advertise for sign blanks with unit prices effective from September 1, 2010, until February 28, 2011.
31. Consideration of authorizing the Parish Purchasing Agent to advertise for sheet pile for use by the Division of Engineering and Public Works.
32. Consideration of accepting the Mossville Sewer Extensions Project as substantially complete.
33. Consideration of going into executive session to discuss Lawsuit #2008-003612 (Randal Atherton, et al vs. Calcasieu Parish).

CALCASIEU PARISH POLICE JURY

REGULAR MEETING – JULY 22, 2010

Page 9

ADDITIONAL ITEMS FOR CONSIDERATION RECEIVED AFTER THE AGENDA FOR THIS MEETING WAS FORMALLY SET IN ACCORDANCE WITH POLICE JURY PROCEDURES AND STATE LAW:

[SPECIAL NOTE: Consideration of these items will require a unanimous vote of those present to suspend the rules to allow for discussion and/or action by the Police Jury, said vote occurring after an opportunity is given for public comment on the question of suspension of the rules.]

Item No. One:

Consideration of authorizing and invoking the authority under LSA—R.S. 38:2212D(1)(a) which provides for a declaration of public emergency with reference to water damage at the Office of Homeland Security and Emergency Preparedness at 911 Hodges Street, and further, authorizing the Parish Purchasing Agent to proceed accordingly.

AGENDA NOTE: On Tuesday, July 20, 2010, a water leak occurred on the second floor of the E911 Building, which also resulted in flooding in the offices of Homeland Security and Emergency Preparedness (OHSEP) and the Emergency Operations Center, located on the first floor. Due to the importance of OHSEP's operations during hurricane season, it is recommended that the Police Jury authorize and invoke the authority given under the statutes cited above and proceed with improvements as needed.