

A G E N D A

REGULAR MEETING
THURSDAY, MAY 21, 2009
5:30 P.M.

1. Call to order by President McMillin.
2. Invocation. (President McMillin)
3. Pledge of Allegiance.
4. Roll Call.
5. In accordance with election laws and procedures, the following action must be taken at 5:30 p.m.:

Consideration of adopting a proces verbal and resolution promulgating the results of the election held on May 2, 2009, for the renewal, levy, and collection of a special tax of 5.99 mills on all property subject to taxation in the Parish of Calcasieu, for a period of ten (10) years from January 1, 2010, to December 31, 2019, for the purposes of maintaining, constructing, equipping, operating, and supporting the Calcasieu Parish Public Library System and its facilities.

6. Hold a public hearing at 6:00 p.m., as a result of notice provided to the owner of properties described below, in accordance with Article II-Chapter Six of the Code of Ordinances of the Parish of Calcasieu, Louisiana, ordering said owners to show cause as to why the structures on said properties should not be condemned:

(6.1) RUSTIC VIEW, South Lake Charles area, Lot 1 Rustic View Estates Subdivision Ph 1A, Ward 3, Calcasieu Parish, Louisiana (one house) Owner: Prien Lake Investments LLC, 7122 E Savanna Lane, Lake Charles, LA 70605, TA# 01364468B. (Police Jury District 7, Mr. Landry)

(6.2) 4226 DUKE STREET, Mossville area, Lots 6, 7 Block 10 Queensboro Subdivision, Ward 4, Calcasieu Parish, Louisiana (one house) Owner: Nelson & Arizona Trent, 721 E Nutwood St Apt 1, Inglewood, CA 90301, TA# 00182001. (Police Jury District 14, Mr. McMillin)

(6.3) TARPON ROAD, South Lake Charles area, the S 65 Ft of Lot 25 Country Pines Subdivision Part 4, Ward 3, Calcasieu Parish, Louisiana (one manufactured home) Owner: Cynthia Gayle Trahan Comer, 2905 Attala Road #1154, Kosciusko, MS 39090, TA# 00929387. (Police Jury District 6, Mr. Scott)

(6.4) 5206 FREY ROAD, Carlyss area, Com 180 Ft W of SE Cor SW SE 21.10.10 N 480 Ft For Beg Th N Along W Edge of R/W For Pub Rd 310 Ft W 185 Ft Etc, Ward 4, Calcasieu Parish, Louisiana (one house and one manufactured home) Owner: Karen Lynn R Hollie Langley, 5206 Frey Road, Sulphur, LA 70665, TA# 00842818. (Police Jury District 12, Mr. Hassien)

AGENDA NOTE: *manufactured home has been removed, but the house still remains on the property.*

(6.5) 2224 TUNA LANE, South Lake Charles area, Lot 166 & Ely 30 Ft Lot 165 Country Pines Subdivision Part 1, Ward 3, Calcasieu Parish, Louisiana (one accessory building) Owner: Jeffrey Ronald Trester, 2224 Tuna Lane, Lake Charles, LA 70605, TA# 00765260. (Police Jury District 6, Mr. Scott)

(6.6) 7016 BOWMAN ROAD, LeBleu Settlement area, Tract 11 Bon Terre Part One Subdivision, Ward 8, Calcasieu Parish, Louisiana (five manufactured homes) Owner: Roger Dale Boudreaux, et al, 7016 Bowman Road, Iowa, LA 70647, TA# 01126091. (Police Jury District 10, Mr. Stelly)

AGENDA NOTE: *two manufactured homes have been removed, but three still remain on the property.*

(6.7) 8160 NELSON ROAD, South Lake Charles area, Com 626.1 Ft S of NE Cor E 1/2 NE 14.11.9 S 231.4 Ft W 408.7 Ft Etc Subj to Rd R/W Com 544.5 Ft S of NE Cor E 1/2 NE 14.11.9 Th S 81.6 Ft W 408.7 Ft S 231.4 Ft W 8.7 Ft NWLY 58 Ft Nely 302.1 Ft To SW Cor Prop, Ward 3, Calcasieu Parish, Louisiana (one manufactured home) Owner: Horace Guillory, 2506 Hodges Street, Lake Charles, LA 70601, TA# 00072737. (Police Jury District 8, Mr. Brame)

AGENDA NOTE: no action necessary; the manufactured home has been removed.

(6.8) 7640 YOUDRIEL STREET, Hayes area, Lot 10 Block 2 Sol Hayes Addition Subdivision, Ward 2, Calcasieu Parish, Louisiana (one house) Owner: 99% Int Caltrax Inc, 4027 Common Street, Lake Charles, LA 70607, 1% Int Ray C Gillard Est, 4211 W Jevon Lane, Lake Charles, LA 70605, TA# 00812765. (Police Jury District 10, Mr. Stelly)

(6.9) 5755 & 5767 HWY 27 S, Carlyss area, Com 241.4 Ft E of NW Cor SE 27.10.10 E 670.81 Ft S 208.7 Ft W 581.5 Ft NWLY Along E/S Hwy 104 Ft to Com, Ward 4, Calcasieu Parish, Louisiana (two houses & two accessory buildings) Owner: Lenna Louise Maxwell Smith, c/o David A Windwehen, P O Box 3737, Houma, LA 70631, TA# 00158615. (Police Jury District 12, Mr. Hassien)

(6.10) 7627 TARPON DRIVE, South Lake Charles area, N 60 Ft Lot 34 Country Pines Subdivision Part 4, Ward 3, Calcasieu Parish, Louisiana (one manufactured home) Owner: Anna Mae Broussard Abshire, 7627 Tarpon, Lake Charles, LA 70605, TA# 00929476. (Police Jury District 6, Mr. Scott)

(6.11) 1246 DUNN FERRY ROAD, Moss Bluff area, Lot 26 of Holbrook Landing Subdivision, Ward 6, Calcasieu Parish, Louisiana (one manufactured home with accessory building) Owner: Robert Lee Boudreaux, et ux, 1246 Dunn Ferry Road, Sulphur, LA 70663, TA# 01127586. (Police Jury District 11, Mrs. Treme)

7. Presentation of a Certificate of Commendation to Ruth and Bob Green in honor, recognition, and appreciation of their heroic actions in rescuing a neighbor, Mr. Larry Breaux, from a house fire on April 27, 2009, and for unselfishly reaching out to save the life of someone in peril. (Mr. Brame)
8. Presentation of certificates to the coaches and players of the following high school softball teams with reference to their participation in the LHSAA Fastpitch 56 Softball Tournament on May 1-2, 2009, in Sulphur:

Barbe High School
Westlake High School

AGENDA NOTE: Sam Houston High School and Starks High School also participated in the LHSAA Fastpitch 56 Softball Tournament, but they have scheduling conflicts on the date of this meeting. Presentation of certificates to both schools will take place at a later date.

9. Appearance of Ms. Alexa Guzman with CFTC (Christ for the Crisis), a program which will provide networking with community leaders, state agencies, child protection, law enforcement, and the court and school systems in the permanent placement of foster care children in state custody. (Mrs. Griffin)
10. Take appropriate action on applications for liquor and beer permits. (Mr. Vickers) (No action required due to the fact that no applications have been submitted.)
11. Consideration of approval of the minutes of the Regular Meeting of the Police Jury dated April 23, 2009.
12. Take appropriate action on RA03-001-09 which is a request by the Lake Charles Harbor and Terminal District to abandon a portion of Joe LeDoux Road in Ward Three. (Police Jury District 8, Mr. Brame)

[No action necessary; the Planning and Zoning Board met on Tuesday, May 19, 2009, and deferred action.]

13. Take appropriate action on RZ03-006-09 which is a request by James B. Mistretta Interest One, LLC, to rezone from A-1 (Agricultural), R-MHP (Manufactured Home Park), and C-2 (General Commercial) to PUD (Planned Unit Development) to allow a planned unit development and to repeal Ordinance No. 4883 to allow an RV park, restaurant, lounge, and convenience store. (3748 Highway 3059 in Ward Three, Police Jury District 2, Mr. Collins)

AGENDA NOTE: On March 17, 2005, the Police Jury adopted Ordinance No. 4883 (RZ03-006-05), as requested by James Mistretta, which rezoned from A-1 (Agricultural) to R-MHP (Manufactured Home Park), C-2 (General Commercial) and C-1 (Light Commercial) to allow an RV park, restaurant/lounge, and convenience store. The petitioner is now requesting to rezone property which is currently zoned A-1 (Agricultural) (in addition to the property which was previously rezoned) to PUD (Planned Unit Development) to allow a planned unit development as well as the previously approved RV park, restaurant/lounge, and convenience store.

[The Planning and Zoning Board met on Tuesday, May 19, 2009, 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 with the Division of Planning and Development; 2) that all external lighting be oriented inward toward the development or structures to minimize intrusion into surrounding property; 3) that fencing must be installed along the east and north property lines upon completion of the first phase of the development and the fencing along the south property line must be installed upon completion of Phase II; 4) that vehicular access be restricted to Hwy 3059 only; 5) that all utilities shall be installed underground; and 6) that Phases I and II be completed within four years of permit issuance.]

14. Take appropriate action on RA03-004-09 which is a request by the Police Jury to abandon a portion of old Louisiana Highway 3059 in Ward Three. (Police Jury District 2, Mr. Collins)

[The Planning and Zoning Board met on Tuesday, May 19, 2009, and voted unanimously to recommend that the request be granted.]

15. Receive report from Planning Staff with reference to the removal of eleven mobile homes and associated junk and debris at 1331 Alton Pierce Road in Ward Six.

AGENDA NOTE: on April 23, 2009, the Police Jury adopted Ordinance No. 5648 condemning and ordering the removal of the mobile homes and asked that a report be given by staff at the Regular Meeting on May 21, 2009, relative to the estimated costs of removal based on quotes received for same, as well as an assessment of the property owner's ability to pay a portion of the costs associated therewith.

16. Receive report from Planning Staff on the condemnation status of a domed-shaped building located at 5899 Hwy 3112 in Ward Seven.

AGENDA NOTE: on March 18, 2009, the Police Jury deferred action for sixty (60) days.

17. Consideration of adopting an ordinance rescinding Condemnation Ordinance No. 5315 adopted by the Police Jury on June 21, 2007, which ordered demolition of the building or structure on the premises located at 1711 Miller Street in the Moss Bluff area of Ward One, Calcasieu Parish, Louisiana, and owned by Dennis Allen Cantrell.

AGENDA NOTE: the referenced structures (one manufactured home and accessory building) were demolished and site cleaned; therefore, the owner is in compliance.

18. Consideration of adopting an ordinance rescinding Condemnation Ordinance No. 3172 adopted by the Police Jury on August 2, 1990, which ordered demolition of the building or structure on the premises described as Lot 15 of Block 2 of Vista Subdivision in the South Lake Charles area of Ward Three, Calcasieu Parish, Louisiana, and owned by Mr. Willie Deboest, Jr.

AGENDA NOTE: the referenced structure was demolished and the site cleaned; therefore, owner is in compliance.

19. Consideration of adopting a resolution approving the request of Denbury Onshore, LLC, granting a perpetual and exclusive thirty-foot (30') right-of-way, servitude, and easement for the purpose of installing a 24-inch CO² pipeline on property, previously owned by Frederick Joseph Korn, et al, which was adjudicated to the Parish of Calcasieu for unpaid taxes in 1996, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

AGENDA NOTE: grantee is requesting a temporary right-of-way, servitude, and easement to use an additional strip of land 80 feet in width and adjacent to the above described 30-foot right-of-way for temporary working right-of-way, of 1.48 acres on the property described as: a 30-foot wide strip of land containing 0.99 acres, m/l, being a portion of that certain larger tract or parcel of land situated in S13, T10S, R13W, and being more fully described in that certain Tax Sale and Property Adjudication to the Parish of Calcasieu from Frederick Joseph Korn, dated June 25, 1997, and recorded in COB 2619, Page 355, Entry Number 2358630 of the Clerk of Court Records of Calcasieu Parish, Louisiana.

20. Consideration of adopting a resolution approving the renewal of a Multi-Jurisdictional Consortium Agreement between the Police Juries of Calcasieu, Cameron, and Jefferson Davis which designates the respective roles and responsibilities of the participating local governments relating to the Workforce Investment Act (WIA) programs and Workforce Investment Board appointments, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.
21. Consideration of approving the following requests from the Office of Juvenile Justice Services:

(21.1) adopt a resolution authorizing the Office of Juvenile Justice Services to submit 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.

(21.2) adopt a resolution authorizing the Office of Juvenile Justice Services to submit a continuation grant application in an amount up to \$10,000, and any revisions thereafter, to the Louisiana Decentralized Arts Funding Program, as administered by the Arts and Humanities Council of Southwest Louisiana, 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.

(21.3) adopt a resolution authorizing the Office of Juvenile Justice Services to submit a grant application in an amount up to \$60,000 to the Louisiana Department of Education for upgrade and replacement of kitchen equipment at the Juvenile Detention Center, 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.

(21.4) adopt a resolution authorizing the Director of the Office of Juvenile Justice Services to negotiate on the terms and conditions of a Cooperative Agreement between Police Jury and the Town of Many for activities and oversight relating to the implementation of the Model's for Change: Systems Reform in Juvenile Justice, an initiative funded through a grant from the John D. and Catherine T. MacArthur Foundation, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.

22. Consideration of approving the following requests from the Office of Community Services:

(22.1) adopt a resolution authorizing the Calcasieu Parish Police Jury, Office of Community Services, to prepare an operations plan and submit a grant application to the Louisiana Department of Labor, Office of Emerging Workforce/Community Services Block Grant Program, for the operation of the Community Services Block Grant Program (CSBG), under the American Reinvestment and Recovery Act ("Recovery Act") of 2009

for Fiscal Years 2009 and 2010 to be used to provide services to assist individuals and families impacted by the recession.

(22.2) adopt a resolution authorizing the Calcasieu Parish Office of Community Services to submit Modification No. 1 to the Louisiana Workforce Commission Community Services Block Grant Program for Federal Fiscal Year 2009 CSBG Annual Allocation, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto

AGENDA NOTE: both of the above agenda items have been placed on the agenda for the approval of the OCS Advisory Board at its meeting scheduled on Tuesday, May 19, 2009.

23. Consideration of adopting a resolution approving the submittal of a grant application to the U.S. Department of Energy, Recovery Act—Energy Efficiency and Conservation Block Grant Program, for design and installation of an energy management system at the 901 Lakeshore Building, and to approve a Letter Agreement Supplement (LAS) between the Police Jury and Associated Design Group, Inc. for the design and bid preparation services, if the grant is awarded, 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 approving the assignment of certain interests in an oil, gas, and mineral lease dated November 6, 2008, between the Police Jury and Kilrush Petroleum, Inc. on certain tracts or parcels of land containing 40.74 acres, more or less, in Sections 12 and 13, Township 9 South, Range 10 West, in Wards Four and Six, as follows: (1) assignment of undivided interests to Zachry Exploration, Inc., and (2) the assignment of overriding royalty interests to John F. Reidy, et al.
25. Consideration of adopting a resolution approving a Cooperative Endeavor Agreement between the Police Jury and the City of Lake Charles with reference to the transfer of certain properties which the Police Jury owns or has an ownership interest, located in and around the proposed new city park in North Lake Charles, and further, authorizing the President of the Police Jury, or his designee, when appropriate, to execute all documents related thereto.
26. Consideration of approving the Wastewater Committee Report dated May 21, 2009.
27. Consideration of accepting Prien Lake Park Improvements, Phase 1-E, Lighting and Power Enhancements, as substantially complete.
28. Take appropriate action on proposals received by the Parish Purchasing Agent on May 4, 2009, for Emergency Debris Removal Services and Emergency Debris Monitoring Services.

AGENDA NOTE: the staff recommends that action on proposals be deferred until June 4, 2009.

29. Take appropriate action on bids received by the Parish Purchasing Agent on May 21, 2009, for Calcasieu Parish Project No. 2009-07 (Overlaying of Various Roads in Calcasieu Parish, Louisiana).

AGENDA NOTE: the Parish Engineer recommends that action on bids be deferred until June 4, 2009.

30. Consideration of authorizing the Parish Purchasing Agent to advertise for bids for one 2009 or 2010 one-half ton extended cab pickup truck, for use by the Division of Planning and Development (Code Enforcement).
31. Consideration of declaring two 1997 Chevrolet Diesel Pickup Trucks, Asset Nos. 11366 and 11367, formerly used by Animal Services, as surplus, to be sold, as appropriate, through E-Gov Auction, Parish Auction or private sale.
32. Consideration of proclaiming Sunday, May 31, 2009, as “World No Tobacco Day” in Calcasieu Parish to help educate the public about the need to protect Louisiana youth and citizens from further damage caused by tobacco use and secondhand smoke.

33. Consideration of adopting a resolution of condolences to the family of Mrs. Ida Collins.
34. Consideration of going into executive session on Lawsuit No. 2007-6357 (Romero vs. Police Jury).

EMERGENCY ITEMS
REGULAR MEETING – MAY 21, 2009

The following item(s) were received after the agenda was faxed out on May 15, 2009, and each will require a unanimous vote of those present to suspend the rules to allow for consideration 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 adopting a resolution supporting the construction of the Port Access Road (Nelson Road) across Contraband Bayou and the related and necessary improvements at the I-210/Nelson Road interchange.