

RAPIDES PARISH POLICE JURY

REGULAR SESSION

MARCH 17, 2014

The Police Jury of the Parish of Rapides, State of Louisiana, met in Regular Session at its regular meeting place, the Police Jury Room of the Parish Courthouse, 701 Murray Street, Alexandria, Louisiana, on Monday, March 17, 2014, at three (3:00) o'clock p.m. (Central Standard Time).

There were present: Joe Bishop, President, Davron "Bubba" Moreau, Vice President, and Police Jurors Craig Smith, Theodore Fountaine, Jr., Richard Vanderlick, Oliver "Ollie" Overton, Jr., Sean McGlothlin, Richard Billings and Scott Perry, Jr.

Also present were Mr. Tim Ware, Treasurer; Mr. Dennis Woodward, Public Works Director; Ms. Elaine Morace, WIA Operations Director; Mr. Shane Trapp, Courthouse Building Superintendent; Ms. Donna Andries, Sales & Use Tax Administrator; Ms. Linda Sanders, Civil Service Director; Mr. Thomas O. Wells, Legal Counsel and Ms. Laurel Smith, Secretary.

The invocation was given by Mr. Scott Perry.

The Pledge of Allegiance was led by Mr. Richard Vanderlick.

The Police Jury of the Parish of Rapides, State of Louisiana, was duly convened as the governing authority of said Parish by Hon. Joe Bishop, President, who welcomed all present and then stated that the Police Jury was ready for the first item of business.

The President asked if there was any Public Comment on any Agenda Item, to which there was no response.

On motion by Mr. Richard Billings, seconded by Mr. Scott Perry, to adopt the minutes of the Rapides Parish Police Jury held in Regular Session on December 9, 2013 and February 10, 2014 as published in the Official Journal. On vote the motion carried.

On motion by Mr. Bubba Moreau, seconded by Mr. Ollie Overton, that approved bills be paid. On vote the motion carried.

On motion by Mr. Bubba Moreau, seconded by Mr. Craig Smith, to accept the Treasurer's Report. On vote the motion carried.

The following appointments were announced for the next meeting:

**Appointment to Civil Service Board for a three (3) year term, to fill the expiring term of Mr. Michael Shamblin, nominated by Louisiana College. Term will expire April 14, 2014. (Ltr mailed to LC 3/10)

**Appointment to Poland Recreation District for a five (5) year term to fill the expiring term of Charles "Bob" Stevens. Term will expire April 11, 2014.

On motion by Mr. Ollie Overton, seconded by Mr. Sean McGlothlin, to waive the thirty (30) day announcement rule and reappoint Mr. Charles "Bob" Stevens to the Poland Recreation District for a five (5) year term. Term will expire April 11, 2019. On vote the motion carried.

On motion by Mr. Bubba Moreau, seconded by Mr. Richard Billings, the following ordinance was presented and on vote unanimously adopted:

Sale of Adjudicated Property

ORDINANCE

AUTHORIZING THE RAPIDES PARISH POLICE JURY TO SELL

A certain piece, parcel or lot of ground, together with all buildings and improvements thereon, being and lying in Rapides Parish, Louisiana, and being Lot Twenty-seven (27) of Square Three (3) of Homewood Place, as per plat recorded in Plat Book 5, page 152, records of the Rapides Parish, Louisiana, being property acquired by Mary Jane Fox by Judgment of Possession in Probate 12,674, Succession of Kate Stoker Lawton, recorded at Conveyance Book 701, page 410, records of Rapides Parish, Louisiana.

Municipal Address of the Property: 26 Eastwood Blvd., Alexandria, LA

TO: ANGELO D'ANGELO

FOR THE
CONSIDERATION OF \$2,000.00 CASH

WHEREAS, the City of Alexandria and/or the City of Pineville and/or Parish of Rapides owns property described as

A certain piece, parcel or lot of ground, together with all

buildings and improvements thereon, being and lying in Rapides Parish, Louisiana, and being Lot Twenty-seven (27) of Square Three (3) of Homewood Place, as per plat recorded in Plat Book 5, page 152, records of the Rapides Parish, Louisiana, being property acquired by Mary Jane Fox by Judgment of Possession in Probate 12,674, Succession of Kate Stoker Lawton, recorded at Conveyance Book 701, page 410, records of Rapides Parish, Louisiana.

Municipal Address of the Property: 26 Eastwood Blvd., Alexandria, LA

said property having been adjudicated to either of aforementioned Cities and/or the Parish for unpaid property taxes; and

WHEREAS, a request has been received from ANGELO D'ANGELO, to purchase said property for the consideration of \$2,000.00 cash, at the time of sale, said consideration representing the total of the statutory impositions, governmental liens, and costs of sale or two-thirds (2/3) of the appraised value of the property; and,

WHEREAS, this Jury is of the opinion that it would be in the public interest to convey the above-mentioned property to ANGELO D'ANGELO, for the offered consideration.

NOW, THEREFORE, BE IT ORDAINED by the Rapides Parish Police Jury that:

Section 1. A certain piece, parcel or lot of ground, together with all buildings and improvements thereon, being and lying in Rapides Parish, Louisiana, and being Lot Twenty-seven (27) of Square Three (3) of Homewood Place, as per plat recorded in Plat Book 5, page 152, records of the Rapides Parish, Louisiana, being property acquired by Mary Jane Fox by Judgment of Possession in Probate 12,674, Succession of Kate Stoker Lawton, recorded at Conveyance Book 701, page 410, records of Rapides Parish, Louisiana.

Municipal Address of the Property: 26 Eastwood Blvd., Alexandria, LA

Rapides Parish, Louisiana should be re-entered into the stream of commerce thereby serving the public interest.

Section 2. The acquiring person shall certify, in writing, to the Purchasing Department that he/she or his/her agent has searched for all names and last known addresses of all owners, mortgages, and any other person(s) who may have a vested or contingent interest in the property, or who have filed a request for notice as indicated in those records and has so examined:

- the mortgage and conveyance records of Rapides Parish,
- the current telephone book,
- any other examination resources, including Internet search engines, if any, the records of the Louisiana Secretary of State and the Secretary of States set forth by the names of identified entities

Section 3. The acquiring person shall submit the required notifications (R.S. 47:2206 A and B) to the Civil Sheriff for his/her signature, and then notify those persons identified via regular mail, certified mail*, publication and/or service of process. *Copies of the “green and white receipts” should be maintained by the purchaser as indicia of compliance with the notice requirements;

Section 4. The acquiring person shall send a written notice notifying any tax sale party whose interest the successful bidder or donee intends to be terminated that the party has until the later of the following to redeem the property or otherwise challenge in a court of competent jurisdiction the potential sale or donation:

- (a) Sixty days from the date of the notice provided in this Subsection, if five years have elapsed from the filing of the tax sale certificate (formerly “proces verbal”), or six months after the date of the notice provided for in this Subsection, if five years have not elapsed since the filing of the tax sale certificate (formerly “proces verbal”);
- (b) The filing of the sale or donation transferring the property.
- (c) The written notice required by this Section shall be that which is included in R.S. 47: 2206 A. (2).

Section 5. The acquiring person shall cause to be published in the official journal of this parish (currently the Town Talk) a notice that any tax sale party whose interest the successful bidder or donee intends to be terminated has, to redeem the property, until the later of:

- (a) Sixty days, for property on which a tax sale certificate (formerly “proces verbal”) was filed over five years previous of the first publication, or six month if the tax sale certificate (formerly “proces verbal”) was filed less than five years before the first publication of the notice provided for in this Subsection.
- (b) The filing of the sale or donation transferring the property.
- (c) The publication required by this Section shall be that which is included in R.S. 47: 2206 B. (2).

Section 6. The acquiring person may file with the recorder of mortgages

a copy of one of the notices that was sent to the tax debtor or the current owner. A transfer, mortgage, lien, privilege, or other encumbrance filed after the filing of the notice shall not affect the property. The recorder of mortgages or recorder of conveyances shall cancel, erase, terminate, or release the acts upon the request of the acquiring person.]

Section 7. At any time after the expiration of the sixty-day or six-month periods, as applicable, set forth in R.S. 47:2206 (A) and (B), the acquiring person, or his/her successors and assigns, may send to this body a written notice requesting that the sale/donation to him/her be authenticated. The President of the Jury shall authenticate the sale or donation within ten days from the date of the request or as soon thereafter as practical. However, the President shall not execute the act of cash sale or act of donation until the District Attorney's office has certified in writing to the President, that purchaser or donee has complied with the mandates of this Ordinance. The sale price shall be paid by cashier's check or money order at the time of the sale.

NOTE: The initial application fee of \$75.00 and any other costs incurred by the purchaser shall not be applied to the purchase price and shall not be refundable if the purchaser elects not to complete the process.

NOTE: The City of Alexandria and/or the City of Pineville and/or the Parish of Rapides shall reserve all oil, gas and other mineral rights in and to the property to be conveyed, but shall convey the surface rights of the said property.

Section 8. The acquiring person shall be responsible for filing the sale or donation and payment of all filing fees.

Section 9. The only warranty owed by the political subdivision or the municipalities shall be a warranty against eviction resulting from a prior alienation by the political subdivision or the municipality.

- (a) All sales and donations shall be without warranty, either expressed or implied, even as to return or reduction of the purchase price, including without limitation the warranty against redhibitory defects or vices and the warranty that the thing sold is reasonable fit for its ordinary purpose or the acquiring person's intended or particular purpose.
- (b) These waivers or exclusions of warranties shall be self-operative regardless of whether the waivers or exclusions are contained in the act of sale or donation, and regardless of whether they are clear and unambiguous, and regardless of whether they are brought to the attention of the acquiring person. This provision supersedes the requirements of any other law.

- (c) The writing constituting the sale shall be in the form as provided in R.S. 47: 2207 B. and the writing constituting the donation shall be that which is included in R.S. 47: 2207 C.

Section 10. The provisions of R.S. 41:1338 shall not apply to the property being sold or donated in accordance with this Ordinance.

Section 11. A certified copy of the sale or donation shall be prima facie evidence of the regularity of all matters dealing with the sale or donation and the validity of the sale or donation.

Section 12. Contemporaneously with or subsequent to the filing of the sale or donation of adjudicated property, the acquiring person, his/her successors, or assigns, may file with the recorder of mortgages an affidavit indicating how the tax sale parties whose interest the acquiring person, his/her successors, or assigns, intends to be terminated were identified, how the address of each tax sale party was obtained, how the written notice was sent, the results of sending the written notice, and the dates of publication.

- (a) The affidavit may also contain a statement of the interest to which the purchaser or donee takes subject. The recorder of mortgages shall index the affidavit only under the names of the owner filing the affidavit and the tax debtor, as mortgagors.
- (b) The affidavit described herein shall be sufficient if it follows the form articulated in R.S. 47: 2208.
- (c) With respect to a sale, the filing of the affidavit provided herein shall operate as a cancellation, termination, release, or erasure of record of all statutory impositions of all political subdivisions then due and owing, of all governmental liens, and of all interests, liens, mortgages, privileges, and other encumbrances recorded against the property sold and listed in the affidavit.
- (d) With respect to a donation, the filing of the affidavit provided herein shall operate as a cancellation, termination, release, or erasure of record of all statutory impositions of all political subdivisions then due and owing, of all governmental liens, and of all interests, liens, mortgages, privileges, and other encumbrances recorded against the property sold and listed in the affidavit.
- (e) Upon filing of the affidavit, the recorder of mortgages or the recorder of conveyances shall treat as canceled, terminated, released, or erased, all those liens, privileges, mortgages or other encumbrances canceled, terminated, released or erased under subsections (c) or (d) of this Section, only insofar as they affect the

property.

- (f) The owner filing the affidavit shall be liable to and indemnify the recorder of mortgages, the recorder of conveyances, and any other person relying on the cancellation, termination, release, or erasure by affidavit for any damages that they may suffer as a consequence of such reliance if the recorded affidavit contains materially false or incorrect statements that cause the recorder to incorrectly cancel, terminate, release, or erase any interest listed in the affidavit. The recorder of mortgages and the recorder of conveyances shall not be liable for any damages resulting to any person or entity as a consequence of the cancellation, termination, release or erasure of any interest in compliance with this Section.

THUS PASSED, APPROVED AND ADOPTED on this 17th day of March, 2014.

The next item on the agenda was to recognize Dr. Greg Gormanous and Chancellor G. Daniel Howard of LSU of Alexandria.

Dr. Greg Gormanous introduced the new LSU Chancellor, as of March 1, 2014, Dr. G. Daniel Howard. Chancellor Howard gave a brief update of his qualifications and distributed information on LSU.

The following resolution was offered by Mr. Bubba Moreau and seconded by Mr. Richard Billings:

RESOLUTION

A resolution making application to the State Bond Commission for consent and authority to issue, sell and deliver not exceeding \$1,000,000 of Limited Tax Certificates of Indebtedness, Series 2014 (the "Certificates"), of Road District No. 1B of the Parish of Rapides, State of Louisiana, all in the manner provided for by Section 742.2 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, providing for the employment of bond counsel; making application to the State Bond Commission for approval of the Certificates and providing for other matters in connection therewith.

WHEREAS, Section 742.2 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, authorizes Road District No. 1B of the Parish of Rapides, State of Louisiana (the "District") to borrow money in anticipation of revenues to be realized from a special fifteen (15) mills tax, authorized at an election held in the District on April 6, 2013, (the "Tax") to be used only for the purpose for which the Tax is authorized; and

WHEREAS, except for the Certificates, the District has no other indebtedness payable from the Tax; and

WHEREAS, it is anticipated that the net revenues from the Tax will amount to the sum of \$388,000 and the annual debt service on the proposed Certificates at the maximum rate of 6% per annum will not exceed seventy-five percent (75%) of the estimated income to be realized from the levy and collection of said special Tax during the period said Certificates are outstanding;

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Rapides, State of Louisiana, acting as the governing authority of Road District No. 1B of the Parish of Rapides, State of Louisiana, that:

SECTION 1. Application be and the same is hereby formally made to the State Bond Commission for consent and authority for Road District No. 1B of the Parish of Rapides, State of Louisiana (the "District"), to issue, sell and deliver an amount not exceeding \$1,000,000 of Limited Tax Certificates of Indebtedness, Series 2014 (the "Certificates"), to bear interest at a rate or rates not exceeding six percent (6%) per annum, to mature over a period not exceeding nine (9) years, and to be sold at not less than 97% of the par value thereof, all in the manner provided for by R.S. 39:742.2 et seq. and other constitutional and statutory authority supplemental thereto, and shall be used for the purpose of constructing, maintaining, and keeping in repair the public roads, highway and bridges and related drainage within said District and paying the costs of issuance. Said Certificates shall be secured by and payable solely from a special fifteen (15) mills tax.

SECTION 2. A certified copy of this resolution shall be forwarded to said State Bond Commission by the District's bond counsel, together with a letter requesting the prompt consideration and approval of this application. By virtue of applicant/districts application for acceptance and utilization of the benefits of the Louisiana State Bond Commissions approval resolved and set forth herein, it resolves that it understands and agrees that such approval is expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.", adopted by the Commission on July 20, 2006, as to the borrowing and other matter subject to the approval, including subsequent application and approval under said Policy of the implementation or use of any swap or other product or enhancement covered thereby.

SECTION 3. Prior to the delivery of the Certificates, the District anticipates that it may pay a portion of the costs of the project from the

General Fund or other moneys available to the District. Upon the issuance of the Certificates, the District reasonably expects to reimburse any such expenditures of other available funds from a portion of the proceeds of the Certificates. Any such allocation of proceeds of the Certificates for reimbursement will be with respect to capital expenditures (as defined in Reg. 1.150-1[b]) and will be made upon the delivery of the Certificates and not later than one year after the later of (i) the date such expenditure was paid or (ii) the date on which the Project was placed in service. This Section is intended to be a declaration of official intent within the meaning of Reg. 1.150-2.

SECTION 4. The District finds and determines that a real necessity exists for the employment of special bond counsel in connection with the issuance of the Certificates, and accordingly the law firm of Foley & Judell, L.L.P., of New Orleans, Louisiana, is hereby employed as special bond counsel to the District to do and perform comprehensive legal and co-ordinate professional work with respect to the issuance and sale of the Certificates. Said Bond Counsel shall prepare and submit to this governing authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of the Certificates, shall counsel and advise this governing authority as to the issuance and sale thereof, and shall furnish their opinion covering the legality of the issuance thereof. The fee of Bond Counsel in connection with the issuance of the Certificates is hereby fixed at a sum not to exceed the fee provided by the Attorney General's Guidelines for Fees and Services of Bond Attorneys for comprehensive legal and coordinate professional work in the issuance of revenue bonds, said fee to be payable solely out of funds derived from the sale of the Certificates and to be contingent upon the issuance, sale and delivery thereof. A certified copy of this resolution shall be forwarded to the Attorney General of the State of Louisiana for his written approval of said employment and of the fees herein designated, and the Secretary-Treasurer of this governing authority is hereby empowered and directed to issue vouchers to said special counsel in payment of the fees herein provided for under the conditions herein enumerated.

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

YEAS: Joe Bishop, Davron "Bubba" Moreau, Craig Smith, Theodore Fountaine, Jr., Richard Vanderlick, Oliver "Ollie" Overton Jr., Sean McGlothlin, Richard Billings, Scott Perry, Jr.

NAYS: none

ABSTAINED: none

ABSENT: none

And the resolution was declared adopted on this, the 17th day of March, 2014.

/s/ Laurel Smith
Secretary

/s/ Joe Bishop
President

The following resolution was offered by Mr. Richard Vanderlick, seconded by Mr. Bubba Moreau:

RESOLUTION

A resolution making application to the State Bond Commission for consent and authority to issue, sell and deliver not exceeding \$700,000 of Limited Tax Certificates of Indebtedness, Series 2014 (the "Certificates"), of Fire Protection District No.15 of the Parish of Rapides, State of Louisiana, all in the manner provided for by Section 742.2 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, providing for the employment of bond counsel; making application to the State Bond Commission for approval of the Certificates and providing for other matters in connection therewith.

WHEREAS, Section 742.2 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, authorizes Fire Protection District No. 15 of the Parish of Rapides, State of Louisiana (the "Issuer") to borrow money in anticipation of revenues to be realized from a special twenty-five (25) mills tax, authorized at an election held in the Issuer on November 16, 2013 (the "Tax") to be used only for the purpose for which the Tax is authorized; and

WHEREAS, except for the Certificates, the Issuer has no other indebtedness payable from the Tax; and

WHEREAS, it is anticipated that the annual net revenues from the Tax will amount to the sum of \$187,825 and the annual debt service on the proposed Certificates at the maximum rate of 6% per annum will not exceed seventy-five percent (75%) of the estimated income to be realized from the levy and collection of said special Tax during the period said Certificates are outstanding;

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Rapides, State of Louisiana, acting as the governing authority of Fire Protection District No. 15 of the Parish of Rapides, State of Louisiana, that:

SECTION 1. Application be and the same is hereby formally made to the State Bond Commission for consent and authority for Fire Protection District No. 15 of the Parish of Rapides, State of Louisiana (the "Issuer"), to issue, sell and deliver an amount not exceeding \$700,000 of Limited Tax Certificates of Indebtedness, Series 2014 (the "Certificates"), to bear interest at a rate or rates not exceeding six

percent (6%) per annum, to mature over a period not exceeding ten (10) years, and to be sold at not less than 97% of the par value thereof, all in the manner provided for by R.S. 39:742.2 et seq. and other constitutional and statutory authority supplemental thereto, and shall be used for the purpose of acquiring, constructing and improving fire protection facilities and equipment in and for the Issuer and paying the costs of issuance. Said Certificates shall be secured by and payable solely from the twenty-five (25) mills tax authorized at an election held on November 16, 2013.

SECTION 2. A certified copy of this resolution shall be forwarded to said State Bond Commission by the Issuer's bond counsel, together with a letter requesting the prompt consideration and approval of this application. By virtue of applicant/issuers application for acceptance and utilization of the benefits of the Louisiana State Bond Commissions approval resolved and set forth herein, it resolves that it understands and agrees that such approval is expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.", adopted by the Commission on July 20, 2006, as to the borrowing and other matter subject to the approval, including subsequent application and approval under said Policy of the implementation or use of any swap or other product or enhancement covered thereby.

SECTION 3. Prior to the delivery of the Certificates, the Issuer anticipates that it may pay a portion of the costs of the project from the General Fund or other moneys available to the Issuer. Upon the issuance of the Certificates, the Issuer reasonably expects to reimburse any such expenditures of other available funds from a portion of the proceeds of the Certificates. Any such allocation of proceeds of the Certificates for reimbursement will be with respect to capital expenditures (as defined in Reg. 1.150-1[b]) and will be made upon the delivery of the Certificates and not later than one year after the later of (i) the date such expenditure was paid or (ii) the date on which the Project was placed in service. This Section is intended to be a declaration of official intent within the meaning of Reg. 1.150-2.

SECTION 4. The Issuer finds and determines that a real necessity exists for the employment of special bond counsel in connection with the issuance of the Certificates, and accordingly the law firm of Foley & Judell, L.L.P., of New Orleans, Louisiana, is hereby employed as special bond counsel to the Issuer to do and perform comprehensive legal and coordinate professional work with respect to the issuance and sale of the Certificates. Said Bond Counsel shall prepare and submit to this governing authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of the Certificates, shall

counsel and advise this governing authority as to the issuance and sale thereof, and shall furnish their opinion covering the legality of the issuance thereof. The fee of Bond Counsel in connection with the issuance of the Certificates is hereby fixed at a sum not to exceed the fee provided by the Attorney General's Guidelines for Fees and Services of Bond Attorneys for comprehensive legal and coordinate professional work in the issuance of revenue bonds, said fee to be payable solely out of funds derived from the sale of the Certificates and to be contingent upon the issuance, sale and delivery thereof. A certified copy of this resolution shall be forwarded to the Attorney General of the State of Louisiana for his written approval of said employment and of the fees herein designated, and the Director of Finance of this governing authority is hereby empowered and directed to issue vouchers to said special counsel in payment of the fees herein provided for under the conditions herein enumerated.

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

YEAS: Joe Bishop, Davron "Bubba" Moreau, Craig Smith, Theodore Fountaine, Jr., Richard Vanderlick, Oliver "Ollie" Overton Jr., Sean McGlothlin, Richard Billings, Scott Perry, Jr.

NAYS: none

ABSTAINED: none

ABSENT: none

And the resolution was declared adopted on this, the 17th day of March, 2014.

/s/ Laurel Smith
Secretary

/s/ Joe Bishop
President

On motion by Mr. Richard Billings, seconded by Mr. Richard Vanderlick, to award Bid # 2347 – (Sale of 1999 International Pumper) to Fire District #15 for the amount of \$ 20,150.00 as recommended by the Purchasing Agent and Fire District #2 Chief. On vote the motion carried.

On motion by Mr. Bubba Moreau, seconded by Mr. Richard Billings, to adopt Notice of Intent of Sale through the Abandoned/Adjudicated Property procedures on the property listed below:

Tax Debtor

Mississippi Land Company

Description

0.5 Acre: Lot 13 of James Rolin Tract & 2.52 Acre: Part of Lot 12 James Rolin Tract
Bearing No Municipal Address
Pineville

Pauline Solomon

Lot Two (2), Square Fourteen
(14) Silver City Addition
Bearing the municipal address of:
709 Leland Street, Alexandria

On vote the motion carried.

On motion Mr. Bubba Moreau, seconded by Mr. Craig Smith, to adopt the following resolution, to enter into a Financing Agreement with JPMorgan Chase Bank, N.A. for the lease-purchase of two (2) 2014 FFA Commercial Fire Tankers (purchased under the LaMas State Contract Number 407881, approved by Resolution dated December 9, 2013) in the amount of \$595,622 to be purchased from Ferrara Fire Apparatus, Inc. with terms and conditions to be ten (10) annual payments in the amount of \$67,820.23 (interest rate of 2.484%), as recommended by the Ruby-Kolin Volunteer Fire Association Board of Directors, Treasurer and Purchasing Agent, to be paid from Fire District No. 7 Funds.

RESOLUTION AND DECLARATION OF OFFICIAL INTENT

Lessee: RAPIDES PARISH POLICE JURY

Principal Amount Expected To Be Financed: \$595,622.00

WHEREAS, the above Lessee is a political subdivision of the State in which Lessee is located (the "State") and is duly organized and existing pursuant to the constitution and laws of the State.

WHEREAS, pursuant to applicable law, the governing body of the Lessee ("Governing Body") is authorized to acquire, dispose of and encumber real and personal property, including, without limitation, rights and interests in property, leases and easements necessary to the functions or operations of the Lessee.

WHEREAS, the Governing Body hereby finds and determines that the execution of one or more lease-purchase agreements ("Equipment Leases") in the principal amount not exceeding the amount stated above ("Principal Amount") for the purpose of acquiring the property generally described below ("Property") and to be described more specifically in the Equipment Leases is appropriate and necessary to the functions and operations of the Lessee

.
Brief Description of Property: See Attached Schedule A-1

WHEREAS, JPMorgan Chase Bank, N.A. ("Lessor") is expected to act as the lessor under the Equipment Leases.

WHEREAS, the Lessee may pay certain capital expenditures in connection with the Property prior to its receipt of proceeds of the

Equipment Leases ("Lease Purchase Proceeds") for such expenditures and such expenditures are not expected to exceed the Principal Amount.

WHEREAS, the U.S. Treasury Department regulations do not allow the proceeds of a tax-exempt borrowing to be spent on working capital and the Lessee shall hereby declare its official intent to be reimbursed for any capital expenditures for Property from the Lease Purchase Proceeds.

NOW, THEREFORE, Be It Resolved by the Governing Body of the Lessee:

SECTION 1. Either one of the (insert title) President OR the (insert title) Treasurer (each an "Authorized Representative") acting on behalf of the Lessee is hereby authorized to negotiate, enter into, execute, and deliver one or more Equipment Leases in substantially the form set forth in the document presently before the Governing Body, which document is available for public inspection at the office of the Lessee. Each Authorized Representative acting on behalf of the Lessee is hereby authorized to negotiate, enter into, execute, and deliver such other documents relating to the Equipment Lease (including, but not limited to, escrow agreements) as the Authorized Representative deems necessary and appropriate. All other related contracts and agreements necessary and incidental to the Equipment Leases are hereby authorized.

SECTION 2. By a written instrument signed by any Authorized Representative, said Authorized Representative may designate specifically identified officers or employees of the Lessee to execute and deliver agreements and documents relating to the Equipment Leases on behalf of the Lessee.

SECTION 3. The aggregate original principal amount of the Equipment Leases shall not exceed the Principal Amount and shall bear interest as set forth in the Equipment Leases and the Equipment Leases shall contain such options to purchase by the Lessee as set forth therein.

SECTION 4. The Lessee's obligations under the Equipment Leases shall be subject to annual appropriation or renewal by the Governing Body as set forth in each Equipment Lease and the Lessee's obligations under the Equipment Leases shall not constitute a general obligations of the Lessee or indebtedness under the Constitution or laws of the State.

SECTION 5. The Governing Body of Lessee anticipates that the Lessee may pay certain capital expenditures in connection with the Property prior to the receipt of the Lease Purchase Proceeds for the Property. The Governing Body of Lessee hereby declares the Lessee's official intent to use the Lease Purchase Proceeds to reimburse itself for Property expenditures. This section of the Resolution is adopted by the Governing Body of Lessee for the purpose of establishing compliance with the

requirements of Section 1.150-2 of Treasury Regulations. This section of the Resolution does not bind the Lessee to make any expenditure, incur any indebtedness, or proceed with the purchase of the Property.

SECTION 6. As to each Equipment Lease, Lessee hereby designates each Equipment Lease as a "qualified tax-exempt obligation" for the purposes of and within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended ("Code") and Lessee reasonably anticipates that the total amount of Section 265 Tax-Exempt Obligations to be issued during the current calendar year by Lessee, or by an entity controlled by Lessee or by another entity the proceeds of which are loaned to or allocated to Lessee for purposes of Section 265(b) of the Code will not exceed \$10,000,000. "Section 265 Tax-Exempt Obligations" are obligations the interest on which is excludable from gross income of the owners thereof under Section 103 of the Code, except for private activity bonds other than qualified 501(c)(3) bonds, both as defined in Section 141 of the Code.

SECTION 7. This Resolution shall take effect immediately upon its adoption and approval

ADOPTED AND APPROVED on this 17th day of March, 2014.

On motion by Mr. Ollie Overton, seconded by Mr. Sean McGlothlin, to accept the Public Works Director's Report. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Bubba Moreau, to send a recommendation to the Rapides Area Planning Commission to abandon the north 351 feet of Guillory Loop, that is no longer needed for a public purpose, located on the Broussard property in Ward 4, District H, as recommended by the Public Works Director and pending Legal Counsel approval. On vote the motion carried.

On motion by Mr. Richard Vanderlick, seconded by Mr. Sean McGlothlin, to authorize the National Boat Racing Association to hold Boat Racing on Kincaid Lake, May 16 - 18, 2014, pending Legal Counsel approval. On vote the motion carried.

On motion by Mr. Ollie Overton, seconded by Mr. Craig Smith, to remove from the Rapides Parish Highway Department Asset/Inventory list the following assets as they will be placed in upcoming auction:

ASSET NUMBER	DESCRIPTION
10808	1991 – Ford F800
7221	1996 – International
6943	1995 – Ford F150
8702	2001 – Ford Econo Van

On vote the motion carried.

On motion by Mr. Ollie Overton, seconded by Mr. Bubba Moreau, to enter into an Intergovernmental Agreement with the Town of Lecompte to provide twelve (12) hours of manpower and a boom mower to mow the ditches along Sugar Street from St. Charles to the Sewer Pond, as requested by the Town of Lecompte, to be paid out of Road District 3A, and authorize the President to sign same.

On motion by Mr. Richard Billings, seconded by Mr. Ollie Overton, to enter into an Intergovernmental Agreement with the Town of Boyce, for the Parish Highway Department to provide forty (40) hours of inmate crew for labor clean-up and drainage work, to be paid out of Road District 7A Funds and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Ollie Overton, seconded by Mr. Richard Billings, to authorize the Public Works Director to hire up to 23 seasonal workers for the mowing and chip sealing crews, work to begin on or about March 31, 2014, and end no later than October 30, 2014, at the rate of \$8.00 per hour and foreman at \$8.75 per hour to be paid from the Road & Bridge Salary line item. On vote the motion carried.

On motion by Mr. Richard Vanderlick, seconded by Mr. Ollie Overton, to grant a variance to the road name change procedures in accordance with Section 20-8 (d)(2) "A situation of a road name causing a confusing situation, such as being near a duplicate [or similar] name", and to change the name of that portion of Mathews Rd and Texada Rd, located in Section 38, T4N-R3W from the Bayou Rapides bridge traveling west to end of parish maintenance, to Texada Rd West, as recommended by the Rapides Area Planning Commission and Sonya Wiley, Rapides Parish 911. That portion of Mathews Rd to Hwy 496 will be unaffected. On vote the motion carried.

On motion by Mr. Craig Smith, seconded by Mr. Bubba Moreau, to accept the donation of a permanent right-of-way on the North Craig Road (Ward 11, District C) accepted for maintenance by motion of the Rapides Parish Police Jury on June 13, 2005 and authorize the President to sign as recommended by the Public Works Director. On vote the motion carried.

On motion by Mr. Ollie Overton, seconded by Mr. Craig Smith, to authorize to purchase three (3) ¾ ton 4X4 pick-up trucks and one (1) 1-Ton Cab & Chassis under the Louisiana State Contract and/or or the City of Alexandria bid pricing; and authorize the purchase of a utility bed to be mounted on the new cab & chassis for the Parish Highway Department, to be paid from Road & Bridge funds. On vote the motion carried.

On motion by Mr. Richard Vanderlick, seconded by Mr. Bubba

Moreau, for Workforce Operations Department to fill an existing temporary Workforce Development Officer position to be funded out of WIA funds to be filled immediately. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Craig Smith, to waive the thirty (30) day announcement rule and reappoint Mr. Ollie Crittle to Fire District No. 12 Board, for a two (2) year term. Term will expire January 27, 2016. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Richard Vanderlick, to waive the thirty (30) day announcement rule and reappoint Mr. Edward Beaver to the Hospital Service District #5 Board for a six (6) year term. Term will expire March 9, 2020. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Ollie Overton, to waive the thirty (30) day announcement rule and reappoint Ms. Shirley Wade to the Hospital Service District #5 Board for a six (6) year term. Term will expire March 9, 2020. On vote the motion carried.

On motion by Mr. Bubba Moreau, seconded by Mr. Ollie Overton, to authorize the President to sign Nomination Approval for Remona Casey, Activities Coordinator for Youth Challenge to serve on the Workforce Investment Board. Ms. Casey will be replacing Gregory Alford. On vote the motion carried.

On motion by Mr. Richard Vanderlick, seconded by Mr. Ollie Overton, to ratify approval of a contract between the Rapides Parish Police Jury and the Louisiana Workforce Commission in the amount of \$48,542.00 for the period of July 1, 2013 – June 30, 2014 and authorize the president to sign the contract and authorize the treasurer to amend the budget as needed. The goal is a capacity-building initiative to provide workers post-secondary training that enables them to obtain industry-based credentials skills that are projected to be in demand, as well as job placement. Deliverables are to make referrals to LCTCS WorkReady U program in efforts to increase capacity to attain the goal of producing 3,600 credentialed participants. On vote the motion carried.

On motion by Mr. Richard Vanderlick, seconded by Mr. Ollie Overton, for Workforce Operations Department to fill a temporary Workforce Development Officer-Recruiting Specialist position to be funded out of a special LWC Capacity Building Grant to be filled immediately. On vote the motion carried.

On motion by Mr. Ollie Overton, seconded by Mr. Sean McGlothlin, to approve Change Order No. 4 for the construction contract with Don M. Barron Contracting, Inc., for the Gustav/Ike

Disaster Recovery Program Project, Location No. 4 - City of Pineville, Pineville Main Street Sewer and Water Utility Relocations, for a decreased amount of \$245.00 (quantity recap of current Bid items) for a total construction amount of \$207,728.70, as recommended by Pan American Engineers, Project Engineer and ratify the President's signature. On vote the motion carried.

On motion Mr. Ollie Overton, seconded by Mr. Scott Perry, to award the construction contract (Bid No. 2338) for the Cloverdale & Grundy Cooper Subdivision, Phase III (Continuation of Interceptor Ditch) Statewide Flood Control Program Project No. 576-40-0015 (333) H.003567 to the low bidder Twin Bridges Company for an amount of \$144,726.00, as recommended by Ballard CLC, Project Engineer, subject to approval from the Statewide Flood Control Agency. The following resolution was adopted unanimously:

STATE PROJECT NO. 576-40-0015
(333) H.003567
PARISH OF RAPIDES

RESOLUTION
RAPIDES PARISH POLICE JURY

WHEREAS, Rapides Parish Police Jury has received bids on February 25, 2014 at 2:00 p.m. CST, on the Cloverdale & Grundy Cooper Subdivision, Phase III (Continuation of Interceptor Ditch) flood control project under the Statewide Flood Control Program; and

WHEREAS, Ballard CLC, Project Engineer, has recommended that award of contract be made to the lowest qualified bidder, Twin Bridges Company, Inc.

NOW, THEREFORE, BE IT RESOLVED, by the Rapides Parish Police Jury in Regular Session, assembled on this 17th day of March, 2014, acting pursuant to the recommendation of Ballard CLC, Project Engineer, that the Base Bid in the Amount of \$144,726.00 by Twin Bridges Company, be accepted and a contract be awarded to them.

THUS DONE, PASSED AND APPROVED, this 17th day of March, 2014.

On motion by Mr. Bubba Moreau, seconded by Mr. Ollie Overton, to authorize to advertise for bids for the Infrastructure for Cluster Development, Planning and Construction - Coughlin Industrial Complex Transportation Improvements, Phase 4 (FP&C Project No. 05-252-04B-05) to extend the project scope to include improvements to Tioga High School Road from Cenla Drive to La. 623, Todd Hollingsworth Road

from current project (Phase 3) to US 165, Pardue Road from Cenla Drive to Mary Hill Road, and Cenla Drive from Distran's entrance to Tioga High School Road, contingent upon approval from the Louisiana Facility Planning and Control, Division of Administration, to be paid from FP&C Funds. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Sean McGlothin, to purchase two (2) 2014 Ford F-150 Crewcab 4X2 Trucks from Hixson Autoplex under State Contract No. 409702 for an amount of \$23,104.00 each for the Courthouse Maintenance Department, to be paid from General Funds. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Richard Vanderlick, to receive the required report from Acadian Ambulance under the Contract for January, 2014:

Response Zone	Number of Responses	Required %	Compliance %
Alexandria - 8 minute	487	80%	84.39%
Pineville - 8 minute	131	80%	83.97%
Rapides - 12 minute	161	80%	83.23%
Rapides - 20 minute	172	80%	80.23%

On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Ollie Overton, to ratify the State of Emergency Proclamation in Rapides Parish by the President for the Severe Winter Weather Declaration for February 11, 2014:

**STATE OF EMERGENCY
RAPIDES PARISH**

WHEREAS, the Parish of Rapides is currently faced with an emergency due to a Winter Storm on February 11, 2014;

WHEREAS, a definite threat to property and lives, for the Citizens of Rapides Parish, exists due to the impending impact of the extreme Winter Storm;

WHEREAS, the potential exists to exhaust local resources due to anticipated sleet, freezing rain and icy conditions, as well as the possible effects to private property, public facilities and the safety and security of the Citizens of Rapides Parish;

THEREFORE, I, Joe Bishop, President of the Rapides Parish Police Jury, by authority vested in me by the Parish Charter and the Louisiana Disaster Act of 1993, do hereby proclaim;

A State of Emergency exists within the Parish of Rapides and that all Emergency Preparedness Plans and the Parish All Hazard Emergency Operations Plan be activated, if necessary.

Issued on the 12th day of February, 2014 and effective at time of issuance (13:30 hrs).

s/Joe Bishop, President
Rapides Parish Police Jury

On motion by Mr. Richard Vanderlick, seconded by Mr. Ollie Overton to enter into an Engineering Contract with Meyer, Meyer, LaCroix & Hixson for the construction of a new fire station for Fire District #15 (Taylor Hill Volunteer Fire Department) and authorize the President to sign. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Ollie Overton, to adopt the Rapides Parish Emergency Operations Plan and ratify authorization for the Parish President and Rapides OHSEP Executive Director to sign the promulgation statement. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Bubba Moreau, that the following items were not considered by the Committee of the Jury but were posted on the agenda after the Committee Meeting and added to the Jury agenda in compliance with the Public Meetings Law and are now confirmed as having been added to the agenda by two-thirds vote:

Roll call vote was as follows:

YEAS: Joe Bishop, Davron "Bubba" Moreau, Craig Smith, Theodore Fountaine, Jr., Richard Vanderlick, Oliver "Ollie" Overton Jr., Sean McGlothlin, Richard Billings, Scott Perry, Jr.

NAYS: none

ABSTAINED: none

ABSENT: none

The next item on the agenda was to recognize Mr. Jacob Andries from Acadian Ambulance to speak about CPR training in April.

Mr. Jacob Andries stated he was representing "Hands Over Hearts" and their goal is to increase the survivability of cardiac arrests in the area. They are putting an event called "Start Hearts Cenla" on April 5, 2014 at the Riverfront Center. It will be teaching people how to do hands on CPR and it is open to the public.

On motion by Mr. Bubba Moreau, seconded by Mr. Ollie Overton, to amend the current agreement with Meyer, Meyer, LaCroix & Hixson,

LLC to provide engineering and related services for the Coughlin Transportation Improvements Phase 4 project (FP&C Project No. 05-252-04B-05), contingent upon concurrence from the State of Louisiana, Facility Planning & Control, to be paid with remaining FP&C Funds. On vote the motion carried.

On motion by Mr. Ollie Overton, seconded by Mr. Richard Billings, to authorize to renew the lease for the Johnson Branch (Lecompte) Library Branch with the LHS Corporation for a three (3) year period, for \$1,150 a month, beginning April 1, 2014 and ending April 1, 2017, as recommended by the Library Board of Control and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Craig Smith, seconded by Mr. Scott Perry, to authorize the President to sign a Cooperative Endeavor Agreement with the Louisiana Department of Transportation for donation of reclaimed asphalt from the location of LA 1203, State Project No. H.011062, approximately 103 cubic yards. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Ollie Overton to waive the Sewage Effluent Discharge Permit condition that the permittee's insurance policy name the Rapides Parish Police Jury as an additional insured and to grant approval to issue the permit to Tammy Bolton allowing the discharge of sewage effluent to the road side ditch in the public right of way at 2714 Lasalle Dr., Alexandria, LA, as approved by the Public Works Director and Health Department. Mrs. Bolton does carry a \$300,000 personal liability policy at this location but the underwriters will not allow naming an additional insured to the policy. On vote the motion carried.

On motion by Mr. Richard Vanderlick, seconded by Mr. Ollie Overton, to authorize the Public Works Director to seek proposals to relocate waterline and replace the Bayou Clear Road Bridge with railroad tank cars in accordance with Department of the Army Permit # MVN-2009-2709-WLL and authorize the President to sign all necessary documents as recommended by the Public Works Director. On vote the motion carried.

On motion by Mr. Bubba Moreau, seconded by Mr. Ollie Overton, to announce that the Rapides Parish Police Jury intends to levy the 2014 millage rate at a public meeting, to be held on May 12, 2014, at 3:00 p.m. at the Rapides Parish Courthouse, Police Jury Meeting Room, 701 Murray Street, 2nd Floor, Alexandria, Louisiana, 71301. (Revised Statute 42:19.1 enacted by Act 267 by the 2013 Legislative Session) On vote the motion carried.

On motion by Mr. Sean McGlothlin, seconded by Mr. Bubba Moreau, to add the following motion to the agenda, received after the

Committee Meeting agenda was posted in compliance with the Public Meetings Law and are now confirmed as having been added to the agenda by unanimous vote:

Roll call vote was as follows:

YEAS: Joe Bishop, Davron “Bubba” Moreau, Craig Smith, Theodore Fountaine, Jr., Richard Vanderlick, Oliver “Ollie” Overton Jr., Sean McGlothlin, Richard Billings, Scott Perry, Jr.

NAYS: none

ABSTAINED: none

ABSENT: none

On roll call vote the motion carried 9-0.

On motion by Mr. Richard Billings, seconded by Mr. Sean McGlothlin to authorize the President to sign an act of transferring and exchange between Top Shale LLC and the Rapides Parish Police Jury on 0.123 Acre known as “Tract 1” located in part of Section 2, T1N-R1W, Rapides Parish, Louisiana, as recommended by Legal Counsel. On vote the motion carried.

On motion by Mr. Bubba Moreau, seconded by Mr. Ollie Overton, to add the following motion to the agenda, received after the Committee Meeting agenda was posted in compliance with the Public Meetings Law and are now confirmed as having been added to the agenda by unanimous vote:

Roll call vote was as follows:

YEAS: Joe Bishop, Davron “Bubba” Moreau, Craig Smith, Theodore Fountaine, Jr., Richard Vanderlick, Oliver “Ollie” Overton Jr., Sean McGlothlin, Richard Billings, Scott Perry, Jr.

NAYS: none

ABSTAINED: none

ABSENT: none

On roll call vote the motion carried 9-0.

On motion by Mr. Ollie Overton, seconded by Mr. Sean McGlothlin, to amend a certain motion of February 10, 2014, to approve the purchase of the following properties participating in the Greenway Park Subdivision Acquisition Project (Hazard Mitigation Grant Program (HMGP), Project No. DR-LA-1786-079-0001, CFDA No. 97.039) and authorize the President to sign the Cash Sale and related documents for the properties located in Greenway Park Subdivision per Plat Book No. 3, Page Nos. 72-74 with purchase amounts as follows:

**PROPERTY
ADDRESS**

**OWNER
NAME**

**PURCHASE
AMOUNT**

2406 Willowwood Lane Terry Wallace \$133,500
Alexandria, LA 71301
Being the property described in
Conveyance Book 1833,
Page 54 and Book 1598,
Page 819, Rapides Parish,
Louisiana

On vote the motion carried.

EXECUTIVE SESSION

On motion by Richard Billings, seconded by Mr. Bubba Moreau, to go into executive session to discuss the possible litigation against Barron, Heinberg & Brocato and the Rapides Parish Police Jury.

Roll call vote was as follows:

YEAS: Joe Bishop, Davron “Bubba” Moreau, Craig Smith, Theodore Fountaine, Jr., Richard Vanderlick, Oliver “Ollie” Overton Jr., Sean McGlothlin, Richard Billings, Scott Perry, Jr.

NAYS: none

ABSTAINED: none

ABSENT: none

On roll call vote the motion carried unanimously at 3:30 p.m.

On motion by Mr. Bubba Moreau, seconded by Mr. Craig Smith, to come out of executive session at 4:08 p.m.

On motion by Mr. Ollie Overton, seconded by Mr. Craig Smith, to add the following motion to the agenda by unanimous vote:

Roll call vote was as follows:

YEAS: Joe Bishop, Davron “Bubba” Moreau, Craig Smith, Theodore Fountaine, Jr., Richard Vanderlick, Oliver “Ollie” Overton Jr., Sean McGlothlin, Richard Billings, Scott Perry, Jr.

NAYS: none

ABSTAINED: none

ABSENT: none

On roll call vote the motion carried 9-0.

On motion by Mr. Craig Smith, seconded by Mr. Sean McGlothlin to direct Corkern, Crews & Guillet, LLC, Legal Counsel, to proceed in litigation against Barron, Heinberg & Brocato, regarding the Rapides Parish Coliseum issue, to demand mediation and also to appoint Mr. Joe Bishop and Mr. Ollie Overton as representatives to attend the mediation. On vote the motion carried unanimously.

There being no further business, motion by Mr. Richard Billings, seconded by Mr. Richard Vanderlick, the meeting was adjourned at 4:15 p.m.

Laurel Smith, Secretary
Rapides Parish Police Jury

Joe Bishop, President
Rapides Parish Police Jury