

## REGULAR MEETING UNION PARISH POLICE JURY

Farmerville, Louisiana

July 3<sup>rd</sup>, 2018

**The Union Parish Police Jury met this date in regular session in the Police Jury meeting room, Courthouse Annex, Farmerville, Louisiana with the following present: Charles Sawyer, Lanny Parker, Jerry W. Taylor, Glenn Hutto, Derek S. Kennedy, Nathan Futch, Stan Smith, Mike Jones and John Watley. Absent: None. Also present was Michael Mahaffey, Assistant District Attorney. The President called the session to order and welcomed all guests. Reverend Brown offered the invocation and Mr. Futch led the group in the Pledge of Allegiance to the Flag.**

President Taylor asked if anyone in the audience would like to register for public comment. The public was given the opportunity to comment on any item shown on the agenda.

The Secretary/Treasurer read the following announcement:

*Notice is hereby given that at its meeting to be held on Tuesday, August 7, 2018 @ 6:00 P.M. at the Police Jury Meeting Room of the Courthouse Annex, 303 East Water Street, Farmerville, Louisiana, the Police Jury of the Parish of Union, State of Louisiana, plans to consider adopting a resolution ordering and calling an election to be held within the Parish of Union to authorize the renewal of an ad valorem tax.*

Mr. Taylor would like to recognize the men and women who serve our country now and who have served in the past so that we have the freedoms that we enjoy. Hopefully we will never forget those that are in service of our country.

Mr. Sawyer would like to remember the family of MC Fields. Mr. Fields was a previous employee of the Union Parish Police Jury. Mr. Fields recently passed away. Mr. Kennedy would like to remember Ron Withers who was killed a week ago in a tragic motorcycle accident on Highway 15. Mr. Kennedy said Mr. Withers was "as fine a fellow as they come."

Mark Preaus, 1805 Pace Brown Road, Marion - Mr. Preaus asked the police jury to rescind the three-minute limit (Ordinance 549) when Ordinance 881, proposed Ordinance 885 or any discussion pertaining to logging or heavy loads was being discussed. Mr. Futch stated he did not know there was a rule or how it ever came about. Mr. Preaus explained to Mr. Futch that it is a regulation of the police jury. Mr. Taylor explained what the three-minute rule is for and that for an issue dealing with logging or any other important item then it should be placed on the agenda for the meeting. If it is an agenda item then ample time will be given.

Shane Abercrombie, 295 Highway 2, Sterlington – Mr. Abercrombie addressed the jury and would like to meet with members of the jury regarding the Heavy Hauling Ordinance.

**After the opportunity for public comment was given, a Motion was made by Mr. Sawyer, seconded by Mr. Watley and declared adopted by unanimous roll call vote of the Jury to approve the agenda with no changes.**

**Motion Mr. Sawyer, seconded by Mr. Watley to adopt the minutes of the June 5, 2018 Regular Meeting. Motion carried unanimously.**

The Secretary/Treasurer presented the Budget to Actual Revenue and Expense report. The Secretary/Treasurer explained to the jurors that the report reflects what has been budgeted for the year compared to what has been spent. The jurors were given time to comment on the report. No questions were asked. **Motion Mr. Kennedy, seconded by Mr. Sawyer to adopt the Revenues and Expenditures Report for the month of June 2018. Motion carried unanimously.**

**President Jerry Taylor authorized the payment and distribution of the 2017-2018 Two Percent (2%) Fire Protection Rebate checks based on the parish’s population as compiled by the Louisiana State University and Agriculture and Mechanical College Agriculture Center, Department of Agricultural Economics and Agribusiness. For the districts that had a representative attending this meeting, the representative was given the district's check by the juror representing the fire district. The amounts of the checks are shown below:**

Fire Protection District	LA 2% Rebate
Junction City Volunteer Fire Department	\$3,696.96
Lillie Volunteer Fire Department	\$1,455.24
Spearsville Volunteer Fire Department	\$6,406.80
Ward 5 Volunteer Fire Department	\$12,250.50
Farmerville Volunteer Fire Department	\$21,230.68
Marion Volunteer Fire Department	\$3,374.25
Bernice Volunteer Fire Department	\$11,092.42
Rocky Branch/Crossroads	\$6,926.45
Spencer-West Sterlington Volunteer Fire Department	\$3,634.08
Northeast Union Fire District	\$11,073.86
North Union Fire District	\$3,533.86
Sadie-Tiger Bend Fire District	\$9,279.74
TOTAL	\$93,954.84

Mr. Taylor thanked the men and women who serve on these Volunteer Fire Departments, both for their service, and for their dedication in doing this dangerous job.



The following ordinance was offered by Mr. Parker and seconded by Mr. Watley:

**ORDINANCE #884**

**AN ORDINANCE SETTING THE SPEED LIMIT OF 20 MILES PER HOUR ON KING JOHNSON ROAD STARTING AT THE INTERSECTION OF LONIE KING ROAD AND GOING 2/10THS OF A MILE SW AND SETTING PENALTIES FOR VIOLATIONS.**

SECTION I: BE IT ORDAINED by the Police Jury of Union Parish that a maximum speed limit for any truck, car, motorcycle or any other equipment traveling on King Johnson Road starting at the intersection of Lonie King Road and going 2/10ths of a mile SW, shall not exceed **20** miles per hour.

SECTION II: BE IT FURTHER ORDAINED by the Police Jury of Union Parish, State of Louisiana, that any person, firm or corporation violating any provisions of this ordinance, upon conviction, shall not exceed the maximum fine for speeding upon a state highway plus court cost.

SECTION III: BE IT FURTHER ORDAINED that if any section, sentence, clause or words of this ordinance shall be held invalid by any court of final jurisdiction, the same shall not affect the validity of any other section.

SECTION IV: BE IT FURTHER ORDAINED that ordinance or parts of ordinance in conflict herewith be and the same are hereby repealed.

The foregoing ordinance was introduced by **Mr. Parker**, who moved its adoption and duly seconded by **Mr. Watley** and was then adopted by the following YEA and NAY vote:

YEAS: Sawyer, Parker, Taylor, Hutto, Kennedy, Futch, Smith, Jones and Watley  
NAYS: None  
ABSENT: None

WHEREUPON, the Ordinance was declared duly adopted this 3<sup>rd</sup> day of July, 2018.

**s/ Paula Strickland**  
**PAULA STRICKLAND**  
**SECRETARY-TREASURER**  
**UNION PARISH POLICE JURY**

**s/ Jerry W. Taylor**  
**JERRY W. TAYLOR**  
**PRESIDENT**  
**UNION PARISH POLICE JURY**

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**STATE OF LOUISIANA  
PARISH OF UNION**

I, **Paula Strickland**, Secretary/Treasurer of the Police Jury of Union Parish, Louisiana, do hereby certify that the above foregoing is a true and correct copy of an ordinance adopted by the Union Parish Police Jury at a regular meeting held on the 3<sup>rd</sup> day of July, 2018 at which a quorum was present and voting. Given under my Official Signature and Seal of Office on this the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

s/ Paula Strickland  
PAULA STRICKLAND  
Secretary/Treasurer  
Police Jury of Union Parish, Louisiana

**Motion Mr. Watley, seconded by Mr. Jones, that the following action should be taken on the material bids for the period of July 1, 2018 through December 31, 2018:**

**Road Material/Landfill Bids for the period of July 1, 2018 through December 31, 2018:**

- **Gasoline and diesel fuel should be awarded to Hill Oil Co. (only bidder).**
- **CRS-2 Asphalt Emulsion – Bid should be awarded to Asphalt Products Unlimited and Ergon Asphalt & Emulsions, Inc. based upon the best price, availability, hauling, location of job and quantity needed.**
- **AEP Asphalt Emulsion Prime – Bid should be awarded to Asphalt Products Unlimited (only bidder).**
- **MC-30 Cutback Asphalt – Bid should be awarded to Asphalt Products Unlimited (only bidder).**
- **Spiral Metal Culverts – Bid should be awarded to Coastal Culvert & Supply (only bidder).**
- **Polyethylene pipe should be awarded to Coastal Culvert & Supply, and Irrigation Mart based upon the best price, availability, hauling, location of job and quantity needed.**
- **Concrete Pipe – No bids were received for Concrete Pipe.**
- **Hot Mix and Cold Mix – Bid should be awarded to Amethyst Construction and Dreher Contracting based upon the best price, availability, hauling, location of job and quantity needed.**
- **Maintenance rock, oversize rock, clay gravel, fill sand, pea gravel, and concrete sand – Bid should be awarded to Standard Gravel Co., Inc., Ruston Rock It., and Select Concrete, based upon the best price, availability, hauling, location of job and quantity needed.**
- **Crushed concrete – Bid should be awarded to Bernice Industrial Complex, Inc. (only bidder).**



- **Granite rock should be awarded to Ruston Rock It, and R. E. Bentz, Inc. based upon the best price, availability, hauling, location of job and quantity needed.**
  - **Leachate Collection Sand – Bid should be awarded to Martin Marietta (only bidder).**
  - **Daily alternative cover for landfill should be awarded to Landfill Solutions, Enviro Services, LLC and Space Savers, Inc. based upon the best price, availability, hauling, location of job and quantity needed. Bid covers the period of July 1, 2018 - June 30, 2019.**
- Motion carried unanimously.**

**Motion Mr. Parker, seconded by Mr. Sawyer to approve travel expenses for Pat Bankston, Union Parish Registrar of Voters Office, to attend a Certified Elections Administrator Class to be held August 25, 2018 through August 28, 2018 in New Orleans, LA. Motion carried unanimously.**

Mr. Taylor addressed the jury concerning the Union-Lincoln Water Supply Initiative Program. Mr. Taylor has also scheduled a meeting with Congressman Mike Johnson concerning the FLAP program which is a program that could benefit the replacement of the Rocky Branch Road Bridge. **Motion Mr. Sawyer, seconded by Mr. Smith to approve travel expenses for Jerry W. Taylor to travel to Washington D.C. concerning the Union-Lincoln Water Supply Initiative Program. Motion carried unanimously.**

**Executive Committee Recommendations:**

**Motion Mr. Kennedy, seconded by Mr. Jones to use the Asphalt Zipper for routine maintenance on parish roads. Motion carried unanimously.**

**The following Resolution was offered by Mr. Kennedy, seconded by Mr. Smith and carried to adopt the following to-wit:**

**RESOLUTION 2018-04**

WHEREAS, the Union Parish Police Jury seeks to enforce any and all available remedies it may have and to seek any damages it may be entitled to, related to the national, statewide, and/or local opioid litigation and that a real necessity exists to pursue its rights and remedies;

WHEREAS, the Union Parish Police Jury acknowledges that its general counsel, the Union Parish District Attorney's Office, does not possess the resources, staff, or specific expertise to handle such litigation and that because the Union Parish District Attorney's Office does not have the resources, staff, or expertise to properly and effectively handle the matter a "real necessity exists" for the employment of special counsel to represent the Parish's interest therein;

WHEREAS, the Union Parish Police Jury seeks to retain outside counsel with specific expertise to handle the Opioid Litigation on a contingency fee basis, as the Parish does not possess the resources to pay the potential attorney fees on an hourly basis, nor the potential expenses in advance;

WHEREAS, other Parish Police Juries have retained outside counsel with specific expertise to handle the opioid litigation on a contingency fee basis in a similar or identical basis;

WHEREAS, the Union Parish Police Jury has sought to retain and has agreed to a proposed contingency fee contract with attorneys John F. Young, Michael G. Stag, L.L.C. and Stag Liuzza, L.L.C., Smith & Fawer, L.L.C., Alvendia, Kelly, and Demarest, L.L.C., Chehardy, Sherman, Williams, Murray, Recile, Stakelum & Hayes, L.L.P., Anthony Iripino of Iripino, Avin & Hawkins, and Walter May, subject to the provisions of LSA-R.S. 42:263, said Contract consistent with requirements of the Louisiana Attorney General with a maximum contingency of 25% on the first ten million recovered, 20% on any recovery between ten million and twenty million, and 15% of any recovery over twenty million;

WHEREAS, the fee shall be in accordance with the Attorney General fee schedule for Opioid Claims initiated by Parishes;

WHEREAS, the Union Parish Police Jury acknowledges that LSA-R.S. 42:263 requires a specific resolution and approval of the Louisiana Attorney General before retaining such specific outside counsel;

NOW, THEREFORE BE IT RESOLVED that the Union Parish Police Jury in a duly conveyed session on July 3<sup>rd</sup>, 2018, voted formally to approve the contingency fee contract and to formally request that the Louisiana Attorney General approve the hiring of such special counsel pursuant to the proposed contingency fee contract as is required by LSA-R.S. 42:263;

This resolution was declared adopted on July 3, 2018 at its regular meeting where a Quorum was present. The vote was as follows:

YEAS: Sawyer, Parker, Taylor, Hutto, Kennedy, Futch, Smith, Jones and Watley

NAYS: None

ABSENT: None



\*\*\*\*\*CERTIFICATION\*\*\*\*\*

I, **Paula Strickland**, Secretary Treasurer, Union Parish Police Jury, do hereby certify that the above and foregoing is a true and correct copy of a Resolution adopted by the Police Jury of Union Parish, Louisiana, convened in regular session on the 3<sup>rd</sup> day of July, 2018, at which time a quorum was present and voting.

s/ Paula Strickland  
PAULA STRICKLAND

**Motion Mr. Kennedy, seconded by Mr. Watley authorizing the removal of Peggy Tate from the bank signature cards; adding Glenn Hutto to the bank signature cards and the execution of all necessary documents for this purpose. Authorization for the other personnel already listed on the bank signature cards shall remain in effect. Motion carried unanimously.**

**Courthouse Committee Recommendations:**

**Motion Mr. Parker, seconded by Mr. Watley to decrease the courthouse rent that Union Community Action Association pays from \$500 to \$200 for a period of 90 days due to the fact that their funding has been cut. At the end of 90 days the financial situation of Union Community Action Association will be evaluated. Motion carried unanimously.**

**Road Committee Recommendations:**

**None**

In accordance with Ordinance 549, time for public comment was given. No comment was made.

Mr. Taylor addressed the public and thanked them for their time in coming to the Jury meeting.

**There being no further business to come before the Jury, the President declared the meeting adjourned upon motion by Mr. Watley, seconded by Mr. Kennedy on this the 3<sup>rd</sup> day of July, 2018.**

Paula Strickland  
PAULA STRICKLAND  
Secretary-Treasurer

Jerry W. Taylor  
JERRY W. TAYLOR  
President