

REGULAR MEETING UNION PARISH POLICE JURY

**Farmerville, Louisiana
May 1st, 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, Stan Smith and John Watley. Absent: Nathan Futch and Mike Jones. Also present was Bruce Hampton, Assistant District Attorney. The President called the session to order and welcomed all guests. Reverend Tommy Carr, Pastor at the Zion Hill Baptist Church, offered the invocation and Mr. Hutto 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. Mr. Parker would like to remember the family of Keith Kenley who recently passed away. Mr. Hutto would like to remember the family of Earl Bearden who recently passed away. President Taylor would like to keep Mayor Baughman in our thoughts and prayers while he recovers from his accident.

After the opportunity for public comment was given, a Motion was made by Mr. Hutto, 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. Parker to adopt the minutes of the April 3rd, 2018 Regular Meeting and the April 24th, 2018 Special Meeting. Motion carried unanimously.

Mr. Kennedy addressed the jury regarding the progress the Detention Center is making. The Detention Center had a surplus for the month of April. Mr. Kennedy thanked Mr. Parker for the time and effort he has put into the Detention Center. When the Detention Center was initially set up there was no tax in place to support it. There is still no tax in place to fund it. Mr. Sawyer would like to recognize not only Mr. Parker, but the Detention Center Commission as a whole for their hard work. **Motion Mr. Kennedy, seconded by Mr. Hutto to adopt the Revenues and Expenditures Report for the month of April 2018. Motion carried unanimously.**

Cindy Gordon, a customer service representative from Entergy addressed the jury regarding the 50-year Franchise agreement with the Union Parish Police Jury. The agreement allows Entergy to operate in Union Parish. The terms and conditions are the same as the last agreement signed 50 years ago. It is a renewal of the Franchise agreement that is already in place.

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

ORDINANCE NO. 882

AN ORDINANCE RENEWING FRANCHISE AGREEMENT WITH ENTERGY LOUISIANA, LLC

Granting to Entergy Louisiana, LLC (formerly Louisiana Power & Light Company), its successors and assigns, the franchise, right and privilege, for a period of fifty (50) years from the date of the adoption hereof, to supply, in such manner as it deems best, electric power and energy throughout the Parish of Union, Louisiana, and to the inhabitants thereof, or to any person, firm, or corporation, and the right to acquire, construct, operate, and maintain such plants, structures, transmission lines, distribution systems, and equipment as may be useful or necessary for the generation, production, transportation, distribution, and/or sale of electric power and energy throughout the Parish of Union, Louisiana, and the right to erect, operate, and maintain poles, masts, supports, wires, cables, transmission lines, conduits, conductors, substations, distribution systems, and any and all other appliances useful or necessary for the transportation and/or distribution and/or sale of electric power and energy on, over, under, along, upon, and across all of the present and/or future streets, roads, highways, alleys, and public places of the Parish of Union, Louisiana, not within the limits of any incorporated city, town or village, and the right to repair, replace, or remove same, or any portion thereof, and the right to connect any such transmission line or distribution system to any other transmission line or distribution system for the purpose of transporting electric power and energy into, through, or beyond the boundaries of the Parish.

SECTION 1. Be it ordained by the Police Jury of the Parish of Union, Louisiana, in regular session duly convened, that the Parish of Union, Louisiana, hereinafter called the "Parish", grants and there is hereby granted to Louisiana Power & Light Company, its successors and assigns, hereinafter called "Company", in addition to the rights and privileges presently in effect and enjoyed by the Company, a franchise, right, and privilege, from date of the adoption hereof, to supply electric power and energy through the Parish of Union, Louisiana, and to the inhabitants thereof, or to any person, firm, corporation, in such manner and from such sources as the said Company deems best, and the right to acquire, construct, operate, and maintain such plants, structures, transmission lines, distribution systems, and equipment as may be useful or necessary for the generation, production, transportation, distribution, and/or sale of electric power and energy through the Parish of Union, Louisiana, and the right to erect, operate, and maintain poles, masts, supports, wires, cables, transmission lines, conduits, conductors, substations, distribution systems, and any and all other appliances useful or necessary for the transportation and/or distribution and/or sale of electric power and energy on, over, under, along, upon, and across all of the present and/or future streets, roads, highways, alleys, and public places of the Parish of Union, Louisiana, not within the limits of any incorporated city, town or village, and the right to repair, replace, or remove same, or any portion thereof, and the right to connect any such transmission line or distribution system to any other transmission line or distribution system for the purpose of

transporting electric power and energy into, through, or beyond the boundaries of the Parish.

SECTION 2. Be it further ordained, etc., that this Franchise is granted upon and subject to the following provisions:

1. This Franchise, so far as it applies to the use of any state highway for the purposes herein specified, shall be without effect without the written consent and approval of the Louisiana State Highway Engineer, and no work shall be undertaken by the Company on any state highway without the written consent of the State Highway Engineer in accordance with the provisions of revised statute 33:4362.
2. In maintaining its properties, the Company shall not unnecessarily or unreasonably impair or obstruct the streets, roads, highways, alleys, sidewalks, and public grounds, and the Company shall, at its own expense, without unreasonable delay, make all necessary repairs to remedy any damage or remove any obstruction caused by its operations hereunder.
3. The Company shall use reasonable precautions to avoid damage or injury to persons or property and shall hold and save harmless the Parish from all damages, losses, or expense caused by the negligence of the Company, its agents or employees, while exercising any of the rights here granted.

SECTION 3. Be it further ordained, etc., that the Parish shall make, adopt, and enforce all ordinances necessary to protect the property and property rights of the Company owned and operated under this Franchise, and the Parish will not in any way interfere with the full legal use by the Company of the property which it now maintains or may hereafter maintain in the Parish.

SECTION 4. Be it further ordained, etc., that this Ordinance, the public health and welfare and the public necessity requiring it, shall take effect from and after its adoption.

SECTION 5. Be it further ordained, etc., that this Franchise shall be for a period of fifty (50) years from the date hereof, and upon exercise by the Company of any of the privileges granted by this Franchise, it shall be irrevocable.

SECTION 6. Be it further ordained, etc., that nothing in this Franchise shall be construed as superseding, repealing, canceling, modifying, or in any way affecting any of the rights enjoyed by Entergy Louisiana, LLC, under that certain franchise granted by Ordinance No. 231, adopted by the Union Parish Police Jury on the 14th day of October, 1969, and said franchise is hereby recognized as continuing in full force and effect in accordance with its terms.

SECTION 7. Be it further ordained, etc., that Entergy Louisiana, LLC shall file with the Parish of Union, Entergy Louisiana, LLC's written acceptance of this ordinance not later than three (3) months from the date of its passage.

WHEREUPON, in open session said Ordinance was read and considered section by section and as a whole.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

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

NAYS:

ABSENT: Futch and Jones

ABSTAINING:

WHEREUPON said ordinance was declared adopted on this 1st day of May, 2018 at Farmerville, Union Parish, Louisiana.

ATTEST:

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

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

CERTIFICATE

I hereby certify that the foregoing is a true and exact copy of the ordinance adopted at the board meeting held on May 1st, 2018, at which meeting a quorum was present and voting.

Farmerville, Louisiana, this 1st day of May, 2018.

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

The following resolution was offered by Mr. Sawyer and seconded by Mr. Hutto:

RESOLUTION NO. 2018 - 03

A RESOLUTION OF THE UNION PARISH POLICE JURY APPROVING THE HOLDING OF A SPECIAL ELECTION BY THE EAST UNION PARISH HOSPITAL SERVICE DISTRICT, STATE OF LOUISIANA (THE "DISTRICT") ON TUESDAY, NOVEMBER 6, 2018, TO AUTHORIZE THE RENEWAL AND LEVY OF SPECIAL TAXES IN THE DISTRICT.

WHEREAS, the East Union Parish Hospital Service District, State of Louisiana (the "**District**") was created as a subordinate public entity and political subdivision of the Parish of Union, State of Louisiana by the Union Parish Police Jury (the "**Police Jury**"); and

WHEREAS, the Board of Commissioners (the **"Board of Commissioners"**), acting as the governing authority of the District, has previously given notice of its intent to call an election requesting the authority to renew the levy collection of a tax of five and fifty six hundredths (5.56) mills on all the property subject to taxation in the District, for a period of ten (10) years commencing with the year 2019 and annually thereafter, to and including the tax collection for the year 2028 (the **"Tax"**); and

WHEREAS, at its meeting held on March 19, 2018, the Board of Commissioners adopted a resolution (the **"Resolution"**) calling for an election to be held on November 6, 2018 for the electorate of the District to consider the question of the imposition of the Tax (the **"Election"**); and

WHEREAS, the Police Jury, acting as the governing authority of Union Parish desires to approve the District's holding of the Election, and in the event that the Election carries, to levy and collect the Tax as provided for therein;

NOW THEREFORE, BE IT RESOLVED by this Police Jury that:

SECTION 1. Approval of District's Election. This Police Jury hereby approves and consents to the District's holding of an election in the District on Tuesday, November 6, 2018, at which election there will be submitted proposition, to-wit:

EAST UNION HOSPITAL SERVICE DISTRICT
PROPOSITION
(MILLAGE RENEWAL)

Shall the East Union Hospital Service District of the Parish of Union, State of Louisiana (the **"District"**), be authorized to renew the levy and collection of a tax of five and fifty six hundredths (5.56) mills on all the property subject to taxation in said District (an estimated \$708,894.80 reasonably expected at this time to be collected from the levy of the tax for an entire year) for a period of ten (10) years, commencing with the year 2019 and ending with the year 2028, for the purposes of constructing, maintaining, improving, equipping and operating hospital facilities in the District?

SECTION 2. Levy and Collection. In the event the Election carries, this Police Jury does hereby further approve and consent to the District levying and collecting the Tax provided for herein.

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

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

NAYS:

ABSENT: Futch and Jones

ABSTAINING:

And this resolution was declared adopted on this, the 1st day of May, 2018.

s/ Paula Strickland
Paula Strickland, Secretary/Treasurer

s/ Jerry W. Taylor
Jerry W. Taylor, President

**STATE OF LOUISIANA
PARISH OF UNION**

I, the undersigned Secretary/Treasurer of the Union Parish Police Jury (the **"Police Jury"**) do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings taken by the Governing Authority of the Parish of Union on May 1, 2018 with respect to:

**A RESOLUTION OF THE UNION PARISH POLICE
JURY APPROVING THE HOLDING OF A
SPECIAL ELECTION BY THE EAST UNION
PARISH HOSPITAL SERVICE DISTRICT, STATE
OF LOUISIANA (THE "DISTRICT") ON
TUESDAY, NOVEMBER 6, 2018, TO AUTHORIZE
THE RENEWAL AND LEVY OF SPECIAL TAXES
IN THE DISTRICT.**

IN FAITH WHEREOF, I have subscribed my official signature as Secretary/Treasurer of the Police Jury, governing authority of the Parish of Union on this, the 1st day of May, 2018.

s/ Paula Strickland
Paula Strickland, Secretary/Treasurer

Motion Mr. Watley, seconded by Mr. Smith to amend the scope of work on 1516-CWEF-UNN-0001 (Tri-Water System). The amendment will allow Tri Water to purchase automated water meters instead of upgrading water mains. Motion carried unanimously.

Motion Mr. Sawyer, seconded by Mr. Smith to reappoint Howard Allen, Ann Halley and Jimmy Hollis to the Board of Commissioners for the East Union Hospital Service District; terms shall expire in September 2021. Motion carried unanimously.

Motion Mr. Parker, seconded by Mr. Hutto to approve the request from the Town of Marion for one (1) load of winter coal mix with the Town of Marion paying for the materials. Motion carried unanimously.

Motion Mr. Kennedy, seconded by Mr. Hutto to authorize the president to execute the Grant Agreement and other necessary documents with the Office of Community Development Disaster Recovery Unit for the FEMA Public Assistance Non-Federal Share Match Program (Grant #B-16-DL-22-0001/Year 2016). Motion carried unanimously.

The following ordinance was offered by Mr. Kennedy and seconded by Mr. Sawyer:

ORDINANCE #883

AN ORDINANCE SETTING THE SPEED LIMIT OF 15 MILES PER HOUR ON NICHOL ROAD IN ITS ENTIRETY 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 **Nichol Road** in its entirety, shall not exceed **15** 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. Kennedy**, who moved its adoption and duly seconded by **Mr. Sawyer** and was then adopted by the following YEA and NAY vote:

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

WHEREUPON, the Ordinance was declared duly adopted this 1st day of May, 2018.

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

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

CERTIFICATE

I hereby certify that the foregoing is a true and exact copy of the ordinance adopted at the board meeting held on May 1st, 2018, at which meeting a quorum was present and voting.

Farmerville, Louisiana, this 1st day of May, 2018.

s/ Paula Strickland
Paula Strickland

Personnel Committee Recommendations

Mr. Parker reported that the Personnel Committee met Monday night and no action was taken during the meeting.

Landfill Committee Recommendations

Motion Mr. Hutto, seconded by Mr. Parker to take quotes on the dumpster site outside the landfill; replacing the wall and possibly replacing the dumpsters.

Motion carried unanimously.

Airport Committee Recommendations

Mr. Smith reported on the Airport Committee Meeting which was held earlier. One bid was received for the bush-hogging and airport mowing. **Motion Mr. Smith, seconded by Mr. Sawyer to accept the bid for bush-hogging and spraying the airport from White's Land Works, LLC. Motion carried unanimously.**

Motion Mr. Smith, seconded by Mr. Parker to approve the Contract of Lease with Option to Renew with ABC Leasing (Todd Nesom) for an airport hangar with the lease price being two hundred dollars per year and authorize the President to execute all necessary documents. Motion carried unanimously.

In accordance with Ordinance 549, time for public comment was given. Karen Patterson, 235 Albert Smith Road, Farmerville addressed the jury concerning the trash problem on Albert Smith Road. Mrs. Patterson thanked the jury for listening last month.

Reverend Tommy Carr, 509 Frost Drive addressed the jury and expressed his appreciation for President Taylor's participation in the shoe giveaway held at the Union Parish High School.

Lynn Ramsey, 167 Jerry Ramsey Road, Farmerville addressed the jury concerning Heavy Equipment Ordinance 881.

Mr. Taylor addressed the jurors and thanked them for their service and their work. Mr. Taylor thanked the public for their time and for coming to the jury meeting. He appreciates the efforts made on Albert Smith Road. Mr. Taylor states that it takes people getting involved to help clean up some of the issues in the parish. Thank you for getting involved and taking an interest in the parish.

There being no further business to come before the Jury, the President declared the meeting adjourned upon motion by Mr. Hutto, seconded by Mr. Watley on this the 1st day of May, 2018.


PAULA STRICKLAND
Secretary-Treasurer


JERRY W. TAYLOR
President