

Jennings, Louisiana  
October 13, 2021

The Jefferson Davis Parish Police Jury met in a Regular Session on the above date, in the Police Jury Meeting Room of the Sidney Briscoe Building located at 304 North State Street, Jennings, LA., at 5:00 P.M.

The following members were present:

DONALD WOODS	District 1	WAYNE FRUGE	District 8
	District 2	CURT GUILLORY	District 9
MARCUS PETERSON	District 3	BYRON BULLER	District 10
KORI MYERS	District 4	BUTCH LAFARGUE	District 11
TIM MCKNIGHT	District 5		District 12
MELVIN ADAMS	District 6	CHAD TALBOT	District 13
STEVE EASTMAN	District 7		

DAVID BRUCHHAUS, Legal Counsel

Absent: JOHN MARCEAUX, District 2; OWEN CORMIER, District 12

The meeting was called to order by President Steve Eastman. Mrs. Gary gave the Invocation followed by a Moment of Silence in memory of Mrs. Mazie Marceaux. Mr. Talbot led the Jury in the Pledge of Allegiance.

Mr. Alexander Guinn of Heinen & Guinn Law Firm requested payment status for KDF Enterprises LLC. Mr. Guinn was informed of a check in the amount of \$399,975.86 to be mailed.

Mrs. Loni Talley addressed the Jury on the matter of road conditions and trash dumping on Bryan Road.

It was moved by Mr. Woods, seconded by Mr. Peterson, and carried, to approve the minutes of the Regular Meeting held on September 8, 2021, as written and submitted.

The motion was made by Mr. Peterson, seconded by Mr. Guillory, and carried, to approve the minutes of the Special Meeting held on September 22, 2021, as written and submitted.

Mr. Guillory gave the Finance Committee report from the meeting held on Monday, October 11, 2021 at 7:00 A.M. All bills were reviewed and declared in order with the Committee recommending approval.

It was moved by Mr. Guillory, seconded by Mr. Fruge, and carried, to pay the following bills, to wit:

• GENERAL FUND	\$ 34,407.35
• COOPERATIVE EXTENSION SERVICE	1,479.13
• E911 & 911 WIRELESS	34,106.41
• CRIMINAL COURT	66,293.73
• COURTHOUSE MAINTENANCE	3,053.99
• SECTION 8	285.15
• SUB ROAD DISTRICT #1	7,718.32
• SPECIAL WARD, ROAD & BRIDGE	97,423.67
• ROAD SALES TAX DIST 1	152,691.00
• REGIONAL CONSOLIDATED JAIL	150,167.65
• FIRE DISTRICT #1	3,160.37
• FIRE DISTRICT #2	3,770.22
• FIRE DISTRICT #3	11,053.09
• FIRE DISTRICT #4	47,737.18
• FIRE DISTRICT #5	40,056.19
• FIRE DISTRICT #6	2,473.85

Additionally, the Finance Committee recommends approving payments to the debris removal companies as follows: KDF - \$399,975.86 and DRC - \$400,000.00; and payments to monitoring companies in the amount of \$100,000.00 each.

Mr. Guillory made the motion, seconded by Mr. Buller, and carried, to accept the Finance Committee's recommendation.

The motion was made by Mr. Peterson, seconded by Mr. Woods, and carried, to authorize a Letter of No Objection to R360 for the purpose of extending a bulkhead approximately 130' along the Mermentau River at the R360 Environmental Solutions Dock facility.

It was moved by Mr. LaFargue, seconded by Mr. McKnight, and carried, to approve the bid received from Wingate Enterprises, Inc., in the amount of \$6,500.00, with the parish paying \$5,980.00 cost share, for demolition of the house located on adjudicated property at 808 Welsh Street, Welsh, LA.

The motion was made by Mr. Talbot, seconded by Mr. LaFargue, and carried to approve the issuance of an Alcohol Permit to Grab N Geaux 15 located at 19001 Hwy 90 East, Iowa, LA.

Mr. McKnight made the motion, seconded by Mr. Fruge, and carried, to accept the recommendation of Bluewing Civil Engineering to approve the Final Plat of the M. LeBlanc Subdivision.

It was moved by Mr. Peterson, seconded by Mr. Woods, and carried, to adopt the following Resolution, to-wit:

**RESOLUTION**

**ANNUAL CERTIFICATION OF COMPLIANCE WITH STATE OF LOUISIANA OFF SYSTEM BRIDGE REPLACEMENT PROGRAM.**

WHEREAS, the code of Federal Regulations as enacted by the United States Congress mandates that all structures defined as bridges located on all public roads shall be inspected, rated for safe load capacity and posted in accordance with the National Bridge Inspection Standards and that an inventory of these bridges will be maintained by each state; and

WHEREAS, the responsibility to inspect, rate, and load post those bridges under the authority of Jefferson Davis Parish in accordance with those Standards is delegated by the Louisiana Department of Transportation and Development to Jefferson Davis Parish,

NOW THEREFORE BE IT RESOLVED, by the Police Jury of Jefferson Davis Parish, Louisiana, (herein referred to as Parish) convened in Regular Session on the 13<sup>th</sup> day of October, 2021, that it does hereby certify to the Louisiana Department of Transportation and Development (herein referred to as the DOTD) that for the period of January 1, 2021 through December 31, 2021:

1. The Parish has performed and will continue to perform all interim inspections on all Parish-owned or maintained bridges in accordance with the National Bridge Inspection Standards;
2. All bridges owned or maintained by the Parish have been structurally analyzed and rated by the Parish as to the safe load capacity in accordance with AASHTO Manual for Maintenance Inspection of Bridges. The load posting information that has been determined by the LA DOTD for all bridges where the maximum legal load under Louisiana State law exceed the load permitted under the operational rating, as determined above, has been critically reviewed by the Parish. Load posting information has been updated by the Parish to reflect all structural changes and obsolete structural ratings or any missing structural ratings;
3. All Parish-owned or maintained bridges which require load posting or closing are load posted or closed in accordance with the table in the DOTD Engineering Directives and Standards Manual Directive No. 1.1.1.8. All DOTD supplied load posting information concerning a bridge has been critically reviewed by the Parish Engineer prior to load posting; and
4. All bridges owned or maintained by the Parish are shown on the attached list in the format specified by the LA DOTD. Corrections to date supplied to the Parish by the LA DOTD are noted.

These stipulations are prerequisites to participation by the Parish in the Off-System Bridge Replacement Program.

This resolution was considered and adopted by the following vote:

YEAS: Donald Woods, Marcus Peterson, Kori Myers, Tim McKnight, Melvin Adams, Steve Eastman, Wayne Fruge, Curt Guillory, Byron Buller, Butch LaFargue, Chad Talbot

NAYS: None

ABSENT: John Marceaux, Owen Cormier

ABSTAINING: None

And the resolution was declared adopted on this, the 13<sup>th</sup> day of October, 2021.

The motion was made by Mr. LaFargue, seconded by Mr. Woods, and carried, to ratify the action of the Agenda Committee to adopt the following Resolution, to-wit:

**RESOLUTION**

**WHEREAS**, the Louisiana Department of Transportation and Development has approved programming \$26 million for the 2021-2023 federal fiscal years for the Federal Off-System Highway Bridge program; and

**WHEREAS**, the Louisiana Department of Transportation and Development has allocated funds to the Jefferson Davis Police Jury for bridge replacement; and

**WHEREAS**, the Jefferson Davis Parish Police Jury has a pressing need to replace bridges and does not have sufficient funds to replace bridges in the parish and,

**NOW THEREFORE BE IT RESOLVED**, by the JEFFERSON DAVIS PARISH POLICE JURY, acting in duly convened session on this 13<sup>th</sup> day of October, 2021, voted to program Structure# 072730157924891, Recall # 500383, located on Pecan Orchard Road to be replaced under the Federal Off-System Highway Bridge Program 2021-2023.

**BE IT FURTHER RESOLVED**, that the Jefferson Davis Parish Police Jury hereby authorizes the President, J Steven Eastman, to sign all documents in connection with the program.

Mr. Talbot made the motion, seconded by Ms. Myers, and carried, to add Solar Farms to the I-1 Zoning District Chart. It was noted that Mr. LaFargue voted against the matter.

The motion was made by Mr. Woods, seconded by Mr. McKnight, and carried, to adopt the following Resolution, to-wit:

**RESOLUTION**

**WHEREAS**, acting through the United States Constitution, the people of this Country created a government to be their agent in the exercise of a few defined powers, provides for protection of individual liberty and freedom, while reserving to the citizens the right to decide on matters which concern their lives, liberty and property without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws;

**WHEREAS**, COVID-19 is indeed a real virus caused disease that poses a significant, and sometimes fatal risk to certain groups, specifically the elderly and those with multiple pre-existing conditions and co-morbidities; and

**WHEREAS**, every adult who wants a COVID-19 vaccine has the right to make a "fully informed" decision to obtain one and has the ability to do so, as they are widely available and offered for free, but no vaccine or vaccine passport should be mandated or required by law;

**WHEREAS**, citizens should also have the right to refuse vaccination based on religious, medical or personal reasons, and every medical intervention requires proper informed consent and the right of refusal, including the COVID-19 vaccine, of which the long-term effects of the vaccine are still unknown;

**WHEREAS**, worldwide there are time proven, tested, safe and effective treatments to COVID-19 that are readily available, affordable and being used in various parts of the world successfully, of which early treatment is key; our citizens should be fully informed of these treatments, should not be denied access to these treatments and should have the freedom to receive them by their medical provider and pharmacy;

**WHEREAS**, proof of vaccination status should not be required by any government mandate in order to access local businesses, places of worship, or cultural events; private health information on vaccine status should not be required by any government mandate or by any business operating places of public accommodation;

**WHEREAS**, widespread adoption of Covid-19 vaccination passports, or any requirement of proof of vaccination by businesses unduly and unnecessarily restrict the freedom of citizens and harm patient privacy;

**WHEREAS**, lockdowns have not been productive, but have caused serious harm to local economies and the overall health to our citizens and children;

**WHEREAS**, such mandated vaccines and vaccine passports subrogate the constitutional freedom and personal liberty of all citizens of the United States of America, as provided under our US Constitution;

**NOW, THEREFORE, BE IT RESOLVED** that the Police Jury of Jefferson Davis Parish in the State of Louisiana do protest any and all limitations to personal freedom and choice imposed by vaccine mandates, passports, lock-downs, surveillance, segregation, laws and any restrictions of safe and effective treatments of the Coronavirus, issued by either State or Federal Government to the citizens of Jefferson Davis Parish, State of Louisiana and of the United States of America.

The foregoing resolution was unanimously adopted on this the 13<sup>th</sup> day of October, 2021, at which meeting a quorum was present.

Mr. Buller made the motion, seconded by Mr. LaFargue, and carried, to adopt the following Resolution, to-wit:

**RESOLUTION**

**WHEREAS**, acting through the United States Constitution, the people of this Country created a government to be their agent in the exercise of a few defined powers, while reserving to the citizens the right to decide on matters which concern their lives, liberty and property in the ordinary course of affairs;

**WHEREAS**, the Second Amendment of the Constitution of the United States of America states, "A well-regulated Militia being necessary to the security of a free State, the right of the People to keep and bear arms, shall not be infringed";

**WHEREAS**, the right of the people to keep and bear arms is further protected from infringement by the State and Local Governments under the Ninth, Tenth and Fourteenth Amendments to the Constitution of the United States of America.

**WHEREAS**, the Supreme Court of the United States of America in the District of Columbia v. Heller, 554 U.S. 570(2008), recognized the individual's right to keep and bears arms, as protected by the Second Amendment of the Constitution of the United States of America, Justice Antonin Scalia's prevailing opinion in that case stated that Second Amendment protects the individual's right to possess a firearm unconnected with service in a militia, and the right to use that firearm for traditionally lawful purposes, such as self-defense within the home;

**WHEREAS**, Section 1 of the Fourteenth Amendment to the Constitution of the United States of America states, "No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty or property, without due process of law; nor deny to any person within jurisdiction the equal protection of laws";

**WHEREAS**, the Supreme Court of the United States recognized in McDonald v. City of Chicago, 561 U.S. (2010) declared the Second Amendment to the Constitution was incorporated by the Fourteenth Amendment and thereby made applicable to the States;

**WHEREAS**, the right to be free from the commandeering hand of the government has been recognized by the United States Supreme Court in Printz v. United States, 521 U.S. 898 (1997), the Court held: "The Federal Government may neither issue directives requiring the States to address particular problems, nor command the States' officers, or those of their political subdivisions, to administer or enforce a federal regulatory program."

**NOW, THEREFORE, BE IT RESOLVED** that the Jefferson Davis Parish Police Jury does determine that the legal, historic and patriotic words of the Second Amendment of the United States Constitution: "A well-regulated Militia being necessary to the security of a free state, the right of the People to keep and bear arms, shall not be infringed" is hereby declared to be the public policy of the Jefferson Davis Parish Police Jury and that Jefferson Davis Parish is hereby declared to be a Second Amendment Sanctuary Parish.

The foregoing resolution was unanimously adopted on this the 13<sup>th</sup> day of October, 2021, at which meeting a quorum was present.

It was moved by Mr. Buller, seconded by Mr. Talbot, and carried, to declare surplus, a 1985 Mack Fire Truck bearing VIN# 1M2A114C8FM002264, for Fire District No. 3.

The motion was made by Mr. Peterson, seconded by Ms. Myers, and carried, to accept the proposal from Management Resource Group, Inc., in the amount of \$1,100.00 to develop a new Housing Choice Voucher Utility Allowance Study for 2022.

Mr. LaFargue made the motion, seconded by Mr. McKnight, and carried, to adopt the following Ordinance, to-wit:

**ORDINANCE NO. 2383**

AN ORDINANCE imposing restrictions for no thru truck traffic on Second Avenue, Roanoke.

WHEREAS, the Jefferson Davis parish Police Jury is empowered to adopt amendments and revisions of its ordinances by Louisiana Revised Statutes.

WHEREAS, the members are desirous of exercising said power; now therefore

BE IT ORDAINED BY THE MEMBERS OF THE POLICE JURY OF JEFFERSON DAVIS PARISH, LOUISIANA that:

Section 13-29.3.8 Truck traffic on Second Avenue, Roanoke, be added to the code of ordinances to read as follows:

**Section 13-29.3.8. Truck traffic on Second Avenue, Roanoke.**

**No person shall drive or park any truck, other than a light pickup truck on Second Avenue, Roanoke.**

THUS DONE AND PASSED BY THE POLICE JURY OF JEFFERSON DAVIS PARISH, LOUISIANA, on this 13<sup>th</sup> day of October, 2021.

The motion was made by Mr. McKnight, seconded by Mr. Woods, and carried, to ratify the action of the Agenda Committee in approving Cold Mix to be used on various roads for Division One.

It was moved by Mr. LaFargue, seconded by Ms. Myers, and carried, to ratify the action of the Agenda Committee in approving the renewal of a John Deere Backhoe Lease at a cost of \$1,625.00 per month for 48 months and 400 Tons Gravel for West Nibblet Road for Division Three.

Mr. McKnight made the motion, seconded by Ms. Myers, and carried, to accept a Website Design and Development Proposal from Jux Technologies.

The motion was made by Mr. Peterson, seconded by Ms. Myers, and carried, to adopt the following Resolution, to-wit:

**RESOLUTION**

WHEREAS, the Jefferson Davis Parish Police Jury currently leases certain property from LAFA at the Lacassine Industrial Park and then subleases that property to South Louisiana Rail Facility, L.L.C. with certain improvements constructed thereon for use in the storage and transportation of rice pursuant to formal agreements previously executed;

WHEREAS, the South Louisiana Rail Facility, L.L.C. seeks to add to the existing facility to build a rice mill as a public/private project to be funded with private money provided by the South Louisiana Rail Facility, L.L.C, with a Louisiana Economic Development grant, and with a loan from LAFA, said project to be located on the property leased by the Jefferson Davis Parish Police Jury and subleased to the South Louisiana Rail Facility, L.L.C;

WHEREAS, because the project involves some public funding and since the Jefferson Davis Parish Police Jury has agreed to be the sponsor for the LED grant, the Jefferson Davis Parish Police Jury did agree to have the project publicly bid through its bidding process and to act as a Limited Sponsor, but not a guarantor or principal to the contract to build the rice mill;

WHEREAS, the project was publicly bid and awarded to Hogenson Construction Company, L.L.C. such that a Contract was finalized and agreed to between South Louisiana Rail Facility, L.L.C. and Hogenson Construction Company with the Jefferson Davis Parish Police Jury to sign as a Limited Sponsor;

WHEREAS, the subject construction contract is necessary to complete the project, to identify the limited involvement of the Jefferson Davis Parish Police Jury, and so that the LED grant and the LAFA loan can be funded;

WHEREAS, the Jefferson Davis Parish Police Jury did vote to authorize its President, J. Steven Eastman, to execute said contract at its regularly scheduled and properly noticed meeting;

NOW, THEREFORE BE IT RESOLVED that the Jefferson Davis Parish Police Jury in a duly conveyed session on October 13, 2021 voted to formally authorize its President, J. Steven Eastman to sign the Construction Contract between the Owner, South Louisiana Rail Facility, L.L.C and Contractor Hogenson Construction Company, with the Jefferson Davis Parish Police designated as a limited sponsor.

This resolution was declared adopted on October 13, 2021.

It was moved by Mr. Peterson, seconded by Ms. Myers, and carried, to authorize the purchase of a 2007 Ferrara Fire Truck for Jeff Davis Fire District No. 1 from St. George Fire Protection District No.2 at a cost of \$65,000.00.



Committee Reports

Mr. Talbot reported an Office Policy Committee meeting held on Wednesday, September 29, 2021, where the Committee conducted interviews for the position of Custodian. The Committee recommends hiring Anthony Pitre and Lillian Smith effective October 18, 2021, according to the Janitor pay scale.


It was moved by Mr. Talbot, seconded by Mr. Fruge, and carried, to accept the Committee's recommendation as stated.

The Courthouse Committee met on Wednesday, September 22, 2021 at 5:15 p.m. according to Mr. Woods, Chairman. Alex Guillory presented a proposal received from ADG Engineering for a Moisture and Building Pressure Study on the Courthouse at a cost of \$5,200.00. The Courthouse Committee made the recommendation to replace the Courthouse roof first, repair the walls secondly, and then move forward with the study as proposed.

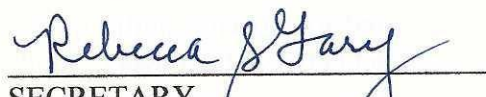
Mr. Woods made the motion to accept the Committee's recommendation as stated above. Mr. Talbot seconded the motion. The motion failed by a vote of four (4) Yeas and six (6) Nays.

The motion was made by Mr. McKnight, seconded by Ms. Myers, and carried, with a vote of eight (8) Yeas and two (2) Nays, to replace the Courthouse roof and perform the Moisture and Building Pressure Study simultaneously.

There being no further business to come before the Jury, it was moved by Ms. Myers, seconded by Mr. Fruge, and carried, to adjourn the meeting.

  
PRESIDENT

ATTEST:

  
SECRETARY

November 10, 2021  
DATE APPROVED