**ST. LANDRY PARISH COUNCIL**

**REGULAR MEETING**

**WEDNESDAY, MAY 17th, 2023 @ 6:00 P.M.**

**OLD CITY MARKET, 131 W. BELLEVUE ST.**

**OPELOUSAS, LOUISIANA**

**REGULAR COUNCIL MEETING MINUTES**

The Council of the Parish of St. Landry, State of Louisiana, convened in a regular session on this 17th, day of May, 2023 at 6:00 p.m.

1. Chairman Jerry Red Jr. called the meeting of the St. Landry Parish Council to order.
2. Councilman Harold Taylor led the Pledge of Allegiance & Invocation.
3. **ROLL CALL:** Nancy Carriere, Easton Shelvin, Mildred Thierry, Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin, Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier. Ex Officio Jerry Red Jr. **ABSENT**: None.

1. **CONDOLENCES:**

***Chairman Jerry Red Jr.:*** Vincent Curtis Thomas

***Councilwoman Nancy Carriere***: Albert Richard Jr., Lawrence Larry Lemelle Sr.,

Bobby Wayne Gailes, Clementine Auzenne Pickens, Howard Ware, Evelina Sam,

Ruth Marie Quebedeaux, Jerry J. Reed.

***Councilwoman Mildred Thierry:*** Sargent First Class James Lee Ford, Evelina Sam,

Howard Ware, Mary Ann Smith, Adalynn Louise Good, Michael Matthew LaFleur,

Alice Young Richard, Larry Joseph Rideaux, Clementine Auzenne Pickens,

Chad Nicholas Franks Sr., Betty Lou Jolivette, Bobby Wayne Gailes, Anna Celestine.

Lori Ann Babineaux, Jed Robert Booth, Albert Richard Jr.

***Councilman Harold Taylor:*** Judge Michael J. Juneau.

***Councilwoman Vivian Olivier:*** George Keith Boudreau.

***Councilman Wayne Ardoin:*** Christopher ‘Chris’ Savoy, Ian Christopher Artigue,

Keith Gardner, Wilmer E. Johnson, Richard ‘Redd’ Young.

***Councilman Coby Clavier***: Cheryl Ann Caswell Manuel.

***\*Chairman Jerry Red called for a moment of silence for the families that lost their loved ones.***

1. **PERSON TO ADDRESS THE COUNCIL:**

* ***Ms. Tanya Chatman*** addressed the council regarding the Ambulance Ordinance and providing service to the entire Parish.
* ***Mr. Bobby Ardoin*** addressed the council to express his gratitude for the donation from the ARA Fund for the Restoration of the Michelle Prudhomme Home. He also expressed his gratitude for setting up the tents and the chairs.
* ***Mr. David Richard*** addressed the council regarding the Adjudicated Property on St. Joseph Street. He stated he was the highest bidder but the property was awarded to someone else. He was informed to have his attorney contact Legal Counsel Garett Duplechain.
* ***Mr. Frank ‘Buddy’ Helton*** addressed the council regarding their support for his

re-appointment to the CSLEDD Board. He informed the council of all of the many accomplishments in the parish.

* ***Mr. Calvin Moore*** updated the council regarding his damage property. He informed the council that he did receive a call from Mr. Gary Bower and they are negotiating what they are going to do to repair his property.
* ***Mr. Paul Fuselier*** addressed the council regarding the Ambulance Ordinance. He stated they have tracking on their Ambulance Units and he can addressed any issue that the council may have.
* ***Mr. Robert Voitier Jr.,*** addressed the council regarding the Monument. He stated that he is not in favor of moving the monument to another location.

1. **APPROVAL OF MINUTES:**

A motion was made by Councilman Wayne Ardoin, seconded by Councilman Jimmie Edwards to approve **the Regular Meeting Minutes from April 19th, 2023** as transcribed.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

A motion was made by Councilwoman Mildred Thierry, seconded by Councilman Easton Shelvin to approve **the Special Meeting Minutes from May 3rd, 2023** as transcribed.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

1. **PARISH PRESIDENT REPORT:**

* **Affordable Housing Program Resolution No. 018-2023. (Keith Broussard**).

A motion was made by Councilman Wayne Ardoin, seconded by Councilman Coby Clavier to adopt **Resolution No. 018-2023**.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

**RESOLUTION 018-2023**

**WHEREAS**, promoting the opportunity for the citizens of St. Landry Parish to acquire affordable housing is a public purpose.

**WHEREAS**, the Affordable Housing Program (AHP) directs each Federal Home Loan Bank to assist in providing affordable housing for eligible households in the communities they serve by adopting an Affordable Housing Program Implementation Plan to increase housing opportunities for eligible households and to help improve the housing stock and quality of life in residential neighborhoods and communities.

**BE IT RESOLVED**, that the St. Landry Parish Council supports the Affordable Housing Plan application and the Affordable Housing Plan Implementation Program which furthers and supports St. Landry Parish Government's community revitalization efforts.

* St. Landry Parish Government joins the Attorney General of Louisiana in litigation against FEMA to challenge Risk Rating 2.0. **Resolution No. 019-2023.**

A motion was made by Councilman Coby Clavier, seconded by Councilman Jimmie Edwards to adopt **Resolution No. 019-2023**.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

**RESOLUTION 019-2023**

**WHEREAS**, the Federal Emergency Management Agency (FEMA) "is updating the National Flood Insurance Program's (NFIP) risk rating methodology through the implementation of a new pricing methodology," titled "Risk Rating 2.0: Equity in Action"l;

**WHEREAS, FEMA** states that Risk Rating 2.0's "methodology leverages industry best practices and cutting-edge technology to enable FEMA to deliver rates that are actuarially sound, equitable, easier to understand and better reflect a property's flood risk"2;

**WHEREAS**, the Association of Levee Boards of Louisiana, members of both the Louisiana legislature and the federal legislature, members of state government, numerous Parish Presidents and their Councils, and many other entities in Louisiana and around the nation have grave concerns about the soundness of Risk Rating 2.0's underlying methodology, its failure to properly take into account any of the numerous improvements Louisiana's Levee Boards have made to the flood protection systems, and its catastrophic effect on Louisiana's flood insurance rates and the ability of Louisiana's

**WHEREAS**, many of those entities have repeatedly raised their concerns to FEMA, have asked FEMA for documentation showing FEMA's underlying methodology, and have been passed from one federal office to the next without receiving any meaningful answers to their questions or documents showing FEMA's underlying methodology;

**WHEREAS, FEMA** has denied and continues to deny the efforts of those who are trying to protect their interests, the interests of their members, the interests of many Louisiana industries, and the interests of Louisiana CITIZENS, MAKING WHAT IS SUPPOSED TO BE “Equity in Action” an inequitable program across the entire State of Louisiana.

**NOW THEREFORE, BE IT RESOLVED** that the St. Landry Parish Government joins the Attorney General of Louisiana in litigation against FEMA to challenge Risk Rating 2.0.

***Mr. Van Reed, Director, OEP*** presented a report to the council. He stated, “We got approved by FEMA and I would like to thank you all for passing the Hazard Mitigation Plan earlier this year. That made us eligible for this funding Hazard Mitigation Money from Hurricane Laura and Delta. Not all of it has come in yet but we have been awarded 2 projects. Project 1 is $239,000.00. That will fund Generators at the Melville and Moreau Fire Stations and the Sunset and Eunice Health Unit. We are protecting the medication at the Health Unit during a power outage. Project 2 is $632,000.00. It will provide Generators for the jail. We will replace the ones at the Jail so that all electrical outlets, light and air conditioning are powered by Generators during a storm. We will replace the one at the Courthouse to do the same. Right now the Courthouse has Generators that works on only one floor and we will expand that to the all floors in the Courthouse. This funding will provide Generators for the Yambilee Building that we can use during storms for shelter when we have shelter activities. We can’t shelter during storms when we have power outages because we don’t have backup power at the Yambilee but this will provide us with that opportunity. We have another project that we are waiting to hear back from FEMA.

***Councilman Coby Clavier questioned***, “Mr. Reed, what is the possibility of Grant Money for lifting homes that were flooded multiple times.”

***Mr. Van Reed, Director, OEP stated***, “This money could have been used for that but when we looked at the FEMA list of homes that might need to be raised in the parish as I told you before there were 80 homes and this funding would have only raised 2 homes. We would have had 80 people competing for 2 homes to be raised. So we choose the Generator Project for this money and we are pursuing a Hazard Mitigation Money through Flood Mitigation to try to do the raising of the homes like Acadia Parish does. That is a long process. If we get qualified it will be another year or two before we even hear back. I will keep you updated.”

***Chairman Jerry Red Jr.,*** stated he has a constituent on Rozena Road that have concerns about the Broadband in that area.

***Parish President Jessie Bellard stated***, “I will have to check. Charters Communication and LUS is taking care of that area. The money that is coming in from the NTIA Grant will be June 30. They are ahead of schedule on putting some of the stuff in.”

***Chairman Jerry Red Jr***. questioned the GUMBO Funds.

***Parish President Jessie Bellard stated***, “They do have GUMBO Funds but I am not sure if the GUMBO Funds were given to the companies just yet. I know they were awarded a lot but I don’t know if they had their implementations done yet. I will keep you updated.

A motion was made by Councilman Wayne Ardoin, seconded by Councilman Easton Shelvin to accept the Parish President’s Report.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

1. **NEW BUSINESS:**

**\*Items passed through committee.**

1. **Update on the Racino Allocation of $100,000.00 back to the Opelousas Police Department.**

***“No Action taken.”***

***Parish President Jessie Bellard stated***, “We have it in the budget under General Fund. Just to refresh you all memory on why they are asking for $100,000.00. Right now we get about $150,000.00 a year from the Racino that wad dedicated to the City Police Department in the past. The council took the money back to the parish because the city had closed their jail. Since then we have been housing their inmates, sometimes it is 4 or 5. We had figured it would cost the parish about $30,000.000 a year but we are keeping about $50,000.00 a year and they are asking for $100,000.00 to go towards leasing their units and to help them lease cars.”

***Councilman Wayne Ardoin stated***, “Mr. Bellard, it was stated to us at the last Committee Meeting that the Marshall is in charge of the Jail.”

***Parish President Jessie Bellard stated***, “I don’t know who is in charge of it. They are talking about that and I was told that the Marshall is in charge of it but we did not look into any legal matters on it.”

***Councilman Wayne Ardoin stated***, “Before we act on it my thing is this, if they have a jail that is available over there and you are saying that we are overcrowded here let who is responsible go ahead and take care of their jail and take care of their inmates. We are going to give them some money. We are giving them the money back. Their jail is ready for people to go into it now. Who is in charge of that jail?” In the past the City Police was always in charge of the jail. As far as the $100,000.00 I am good with that but if we are going to do it on a lease thing for their vehicles let make sure that it is earmarked for that.”

***Parish President Jessie Bellard stated, “***It is a line item in the budget.”

***Councilman Wayne Ardoin stated, “***Let’s get the jail situation straight. Can you come back to us at the next Committee Meeting with updates?”

***Councilman Timmy Lejeune questioned, “***When we took in that revenue was it done by Resolution or Ordinance?”

***Parish President Jessie Bellard stated, “***The initial set up of the Racino Fund was given to the Sheriff’s Office. I am not sure of the year, I want to say 2007 or 2008. The Sheriff came before the council and asked the council to take the money and give it to the City Police Department since they were the ones policing the Casino. It was done by an Ordinance. I am not sure what took place and I was not sure what was done but the money was reverted back to the Parish General Fund because of the jail being closed with the city.”

***Councilman Timmy Lejeune questioned***, “Would it have to be done by ordinance before it can go into the budget process?”

***Parish President Jessie Bellard stated****,* “We already have it in the General Fund Budget. All we did was place a line item in General Fund to expense it out for the leases of those vehicles. The Line item will be called the Opelousas Police Fleet Expense. We are not giving them their money, we are paying for the leases on their vehicles in a line item on the expense side. We are not changing the ordinance to give the money to the city of Opelousas. We are saying in a line item in the budget we are spending some of the General Fund Money for that purpose. We still need to do a CEA with the City of Opelousas so everyone will agree on the use for the money.”

***Councilman Harold Taylor stated,*** *“*Is the $100,000.00 reoccurring or is it one time?”

***Parish President Jessie Bellard stated***, “Every Year.”

***Councilman Harold Taylor questioned***, “Why are we leasing. Why don’t we just give them the $100,000.00 and they can lease their own cars?”

***Parish President Jessie Bellard stated, “***It will be leased through the City of Opelousas. It will be all under their name. We are just paying the bill.”

***Councilman Timmy Lejeune questioned***, “How long is that lease for?”

***Parish President Jessie Bellard stated, “***I am not sure, I want to say its 5 years on the lease of the vehicles.”

***Councilman Harold Taylor stated***, “We are giving this in Perpetuity and the City Council will have to approve this contract to accept this money.”

1. **Update on the insurance for the Lease and Operating Agreement with Aerotech at our St. Landry Parish Airport.**

***Parish President Jessie Bellard stated***, “If it is okay can we **Table** this until the next Committee Meeting so we can get more information regarding this.”

***Councilman Wayne Ardoin stated***, “Mr. Duplechain before the meeting I asked you how we were going to handle this. You made a statement that some people had insurance over there that were leasing and some don’t. My thing is, if we make one require insurance we need to make them all require insurance.”

***Legal Counsel Garett Duplechain stated, “***That is a policy decision that the council have to make. In the past those leasing were required to have insurance and now they are not required. Whether we make them all have insurance from now own and some do not have to have insurance that is policy decision that the council will have to make. Dupre-Carriere-Godchaux handles all of the Government Insurance. If you make a phone call they can tell you what is on the airport and what is not.”

***Councilman Wayne Ardoin*** questioned Parish President Jessie Bellard regarding Insurance for the Airport. He asked if we have insurance at the airport as far as Workers Comp and Liability.

***Parish President Jessie Bellard stated, “***We have everything for the Parish.”

***Councilman Wayne Ardoin stated***, “So we are covered? But if a person that leases is doing mechanical work and the mechanic is the one that really messed up then we are going to be liable if they don’t have any insurance.”

***Parish President Jessie Bellard stated***, “I would have to say that there is a possibility of that happening to some degree. We are in a lawsuit right now with some other stuff. People can sue us all day long, we don’t have to pay them. I think some type of insurance is good to have. We looked at it and came up with something different. We can table this and have a better answer at the committee meeting on what to do.”

A motion is made by Councilman Harold Taylor, seconded by Councilwoman Mildred Thierry to **Table** the Update on the insurance for the Lease and Operating Agreement with Aerotech at the St. Landry Parish Airport until the next Committee Meeting dated **Wednesday June 7th, 2023.**

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

1. **Authorize Parish President Jessie Bellard to present an Organizational Chart to the Council that will include the salaries of the employees, their Vehicle Numbers and the name of the Department they are working in before the 2023 Budget is approved.**

***“The Organizational Chart was presented to the council before the meeting***.”

1. **Update on overlaying a portion of Jim Guillory Road by Acadiana Road.**

***Parish President Jessie Bellard stated,* “**Everything is behind with the rain. We talked to the Contractors this morning and they are behind with everything but we are in line. They can’t promise us a date right now but we are hoping for next month before the summer.”

***Councilman Harold Taylor*** questioned Parish President Jessie Bellard about some Overlay on the north end of town.

***Parish President Jessie Bellard*** stated he will get with Barry in the morning regarding overlay for the north end of town.

1. **Authorize the Preliminary and final approval for the Mark Kopieck showing a partition/subdivision lots 1-13 located on La HWY 356 and Bearb Road, Sunset, LA.**

A motion was made by Councilwoman Vivian Olivier, seconded by Council Wayne Ardoin to authorize the Preliminary and final approval for the Mark Kopieck showing a partition/subdivision lots 1-13 located on La HWY 356 and Bearb Road, Sunset, LA.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

1. **Vote to re-appoint Buddy Helton to serve on the Central St. Landry Economic Development District Board recommended by Vision St. Landry.**

A motion was made by Councilman Wayne Ardoin, seconded by Councilman Harold Taylor to re-appoint Buddy Helton to serve on the Central St. Landry Economic Development District Board recommended by Vision St. Landry.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

1. **Vote to appoint Jason Halphen to replace Rita Renee Aymond for the remainder of a four-year term to the Public Works Commission District Six**

**(05-17-2021 – 05-17-2025).**

A motion was made by Councilman Harold Taylor, seconded by Councilwoman Mildred Thierry to appoint Jason Halphen to replace Rita Renee Aymond for the remainder of a four-year term to the Public Works Commission District Six.

(05-17-2021 – 05-17-2025).

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

1. Authorize the Council Clerk to advertise for two appointments to Hospital District No. 2 for a six year term. (07-19-2023 – 07-19-2029). (Opelousas General).

***Chairman Jerry Red Jr***. stated all applicants must to live in Ward 1 for this appointment.”

A motion was made by Councilman Timmy Lejeune, seconded by Councilman Jimmie Edwards to authorize the Council Clerk to advertise for two appointments to Hospital District No. 2 for a six year term. (07-19-2023 – 07-19-2029). (Opelousas General).

***“All Applicants have to live in Ward 1” “ District 1, 2, 3, 9 10.”***

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

1. Authorize the Council Clerk to advertise for five appointments to Bayou Plaquemine Gravity Drainage District No, 12 for a four-year term. (07-15-2023 – 07-15-2027).

A motion was made by Councilman Wayne Ardoin, seconded by Councilman Dexter Brown to authorize the Council Clerk to advertise for five appointments to Bayou Plaquemine Gravity Drainage District No, 12 for a four-year term.

(07-15-2023 – 07-15-2027).

**On roll call vote:** **YEAS:**  Easton Shelvin, Mildred Thierry, Harold Taylor,

Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin, Dexter Brown,

Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** Nancy Carriere. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

1. Update on Menard vs St. Landry Parish Government.

***Legal Counsel Garett Duplechain stated***, “Mr. Chairman, I put this on the agenda. In case there was an update or new information for the council which there is not but it goes to trial on Monday morning. There is no one in the audience for this line item and if there were we would have gone into an Executive Session.”

1. **ORDINANCES TO BE INTRODUCED:**

**ORDINANCE NO. 2023-008 – Sponsored by: Councilwoman Vivian Olivier**

**AN ORDINANCE TO AMEND ST. LANDRY PARISH ORDINANCE**

**CHAPTER 44, SECTION 44-14**

So that Iseringhausen Road in Sunset, La can be included on the list of roads in St. Landry

Parish that are designated as “No Truck or 18-Wheeler Thru Traffic” routes.

**ORDINANCE NO. 2023-010 – Sponsored by: Councilman Dexter Brown**

**AN ORDINANCE TO ADOPT THE 2023 OPERATING BUDGET**

**WHEREAS,** the 2023 St. Landry Parish Operating Budget, herein attached, is hereby

adopted to reflect the detailed estimate of revenues and expenses for the fiscal year

beginning January 1, 2023, and ending December 31, 2023, being the same is hereby

adopted to serve as the operating Budget of Revenues and Expenses for the Parish of

St. Landry during the said period.

***Parish President Jessie Bellard stated***, “In regards to the budget, we have added the

Opelousas Police Leases and also the Clerk of Court have requested $100,000.00 as well.

They have not asked for money since I have been back or before, it has been a while. “

***Councilman Harold Taylor questioned***, “Any particular purpose that was stated for the

use of the money?”

***Parish President Jessie Bellard stated***, “Not really. He did mention some updates that he

is doing to the building and his offices. That is about it. I will get a letter from him.

I will have Caryn send it to you all tomorrow.”

***Councilwoman Nancy Carriere questioned***, “Did we receive all the letters regarding the

mandated expenses?”

**Parish President Jessie Bellard stated**, “I am not sure. It was all sent to Caryn and Caryn is

sending them to Sherell as they came in. I will have to ask Caryn.”

**ORDINANCE NO. 2023-011- Sponsored by: Councilman Wayne Ardoin**

AN ORDINANCE TO APPROPRIATE FUNDS FOR THE SALARIES OF THE CLERK

FOR THE ST. LANDRY PARISH COUNCIL AND THE ASSISTANT CLERK FOR

THE ST. LANDRY PARISH COUNCIL.

**ORDINANCE NO. 2023- 012- Sponsored by: Councilman Wayne Ardoin**

AN ORDINANCE AUTHORIZING THE INVESTIGATION OF THE TERMINATION

OF ST. LANDRY PARISH EMPLOYEES FROM AUGUST 24, 2020 TO THE PRESENT

1. **ORDINANCES TO BE ADOPTED:**

* A motion was made by Councilman Timmy Lejeune, seconded by Councilman

Jimmie Edwards to **Adopt Ordinance 2023-005.**

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

**ORDINANCE NO. 2023-005**

**(Sponsored by Councilman Timmy Lejeune)**

**AN ORDINANCE TO PLACE NOTIFICATION SIGNS AT THE LOCATION OF NEW**

**SUBDIVISIONS THAT ARE BING PLANNED AND DEVELOPED TO NOTIFY THE**

**PUBLIC OF THE NEW DEVELOPMENT.**

**WHEREAS**, St. Landry Parish Government must review and approve all new subdivisions

located outside of incorporated municipalities in St. Landry Parish, as per the subdivision

ordinances in Chapter 40 of the St. Landry Parish Code of Ordinances.

**WHEREAS,** it is in the public interest that the public have sufficient notice of the development

and location of new subdivisions in St. Landry Parish.

**BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT**

That when a new subdivision is being planned and developed in St. Landry Parish, outside

of incorporated municipalities, a notification sign stating that a new subdivision is being

planned and developed shall be placed by St. Landry Parish Government at the location

of the new development.

* A motion was made by Councilman Harold Taylor, seconded by Councilwoman

Mildred Thierry to **Adopt Ordinance 2023-006.**

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

**ORDINANCE NO. 2023-006**

(**Sponsored by Councilwoman Mildred Thierry)**

**THE DIVISION OF PRECINCT 8 INTO PRECINCTS 8 AND 8A AND THE DIVISION**

**OF PRECINCT 10A INTO PRECINCTS 10A AND 10B FOR VOTER CONVENIENCE**

**AND THE SUBSEQUENT MERGER OF QUALIFYING PRECINCTS**

An ordinance amending the St. Landry Parish Code of Ordinances, relative to amending the

current Parish Precinct Ordinance to divide Precinct 8 into whole Precincts 8 and 8A and the

division of Precinct 10A into whole Precincts 10A and 10B for voter convenience for the Parish

of St. Landry and the subsequent merger of qualifying precincts in accordance with the guidelines

put forth by the Louisiana Secretary of State, and further providing with respect thereto.

**WHEREAS**, the redistricting has been completed for St. Landry Parish; and

**WHEREAS**, Precinct 8 is a geographically large precinct that now causes voters to have to

travel longer distances to the assigned polling location; and

**WHEREAS**, Precinct 10A is a geographically large precinct that now causes voters to have to

travel longer distances to the assigned polling location; and

**WHEREAS**, to facilitate voter convenience, the St. Landry Parish Council desires to divide

Precinct 8 into Precinct 8 and Precinct 8A in accordance with RS 18:532.1, et al; and

**WHEREAS**, to facilitate voter convenience, the St. Landry Parish Council desires to divide

Precinct 10A into Precinct 10A and Precinct 10B in accordance with RS 18:532.1, et al; and

**WHEREAS**, the new descriptions of Precincts 8, 8A, 10A, and 10B are hereby described in the

attached Exhibit A; and

**WHEREAS,** Precinct 8A then qualifies to be merged into Precinct 9; and

**WHEREAS**, Precinct 22A then qualifies to be merged into Precinct 10A; and

**WHEREAS,** Precinct 10B then qualifies to be merged into Precinct 18; and

**WHEREAS,** Precinct 13B qualifies to be merged into Precinct 14A; and

**WHEREAS,** Precinct 20A qualifies to be merged into Precinct 9A; and

**WHEREAS,** the subsequent mergers listed above are described in the attached Exhibit B.

**THEREFORE, BE IT ORDAINED** by the St. Landry Parish Council, in regular session

assembled, does hereby amend the Precinct 8 description to provide for the division and

description of Precinct 8 into Precinct 8 and Precinct 8A, and the division and description

of Precinct 10A into Precinct 10A and Precinct 10B; and

**BE IT FURTHER ORDAINED** that the precincts identified above as qualifying precinct

mergers and as described in Exhibit B, therefore be enacted.

All ordinances or parts thereof in conflict herewith are hereby repealed. This ordinance is to

become effective upon approval by the State Legislative Office and the Louisiana Secretary of

State Office and as allowed by law.

Should any provision of this ordinance, or the application thereof, be held invalid, such invalidity

shall not affect the validity of the remaining portions of this ordinance.

* A motion was made by Councilman Timmy Lejeune, seconded by Councilman Dexter Brown

To **Adopt Ordinance 2023-007.**

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

**ORDINANCE NO. 2023-007**

**(Sponsored by Councilman Dexter Brown)**

**AN ORDINANCE TO PROVIDE FOR THE REPAIR AND MAINTENANCE**

**OF SEWER SYSTEMS**

WHEREAS, the St. Landry Parish Home Rule Charter Sections 1-02 and 1-06 establishes

that, aside from the Section 1-05 management of Parish government affairs power, the

Parish government has the special power to pass all ordinances necessary to promote,

protect, and preserve the general welfare, safety, health, peace, and orderly conduct of the

Parish.

WHEREAS, this ordinance also relies on Louisiana Constitution Article IX, Section 1 duty

to protect air and water, and the healthful, scenic, historic, and esthetic quality of the

environment, consistent with the health, safety, and welfare of the people, a constitutional

provision which the Louisiana Supreme Court has concluded in Save Ourselves, Inc. v. La.

Envtl. Control Comm’n, 452 So.2d 1152, 1156–57 (La. 1984) creates a duty on all state agencies and officials, a duty which the Parish hereby fulfills in passing this ordinance.

WHEREAS, the Parish declares that it is a public purpose to protect the health of the

citizens of St. Landry Parish, and the environment of St. Landry Parish, and to preserve the

Parish’s environmental and aesthetic character.

WHEREAS, the repair and maintenance of sewer systems is the responsibility of the

owner of the property that uses the sewer system.

**BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT**

**THAT this Ordinance is enacted in Chapter 26 – NUISANCES, as ARTICLE V – REPAIR**

**AND MAINTENANCE OF SEWER SYSTEMS:**

**REPAIR AND MAINTENANCE OF SEWER SYSTEMS**

(a) In the event that a raw sewerage leak or sewer backup is detected as coming from

property, the St. Landry Parish Government shall mail a notice to the property owner at the

address listed for the property owner on the Parish Tax Assessors record of property

owner addresses. The notice mailed to the property owner shall also be hand delivered or

left on the door of the structure, building, office, or residence with the sewage leak. The

notice shall give the property owner five (5) days from the date on the notice to submit to

the St. Landry Parish Government a plan to repair their sewer system.

(b) The plan to repair the property owner’s sewer system shall include the name of the

contractor who will repair the sewer system, a cost estimate from the contractor for the

work to be performed, and an estimate of the time it will take for the sewer system to be

repaired. The contractor must be qualified to perform the repair of the property owner’s

sewer system.

(c) If the property owner does not comply with this ordinance, the property owner shall pay

a civil fine of $100.00 and the electricity to the residence with the sewer leak may be terminated.

**ORDINANCE NO. 2023-009 (TABLED)**

**(Sponsored by Councilman Easton Shelvin)**

**Councilman Easton Shelvin stated, “**Mr. Chairman, I would like to pull this Ordinance and

**Table** it for further review. “

***Parish President Jessie Bellard stated***, “Are you all open to set up a meeting to discuss this at

a later day?”

***Councilman Easton Shelvin*** stated we can meet in two weeks.

***Councilman Wayne Ardoin stated***, “Mr. Taylor and I spoke with the Sheriff’s Office. Let’s get

a letter from the Sheriff. That building that they said that they would use as a Substation that

we will have a letter form the Sheriff in writing. Something as an Intergovernmental Agreement

or whatever it may take.”

***Councilman Easton Shelvin stated***, “I think that we already have that letter.”

***No Action taken.***

**ORDINANCE NO. 2023-009 (TABLED)**

**(Sponsored by Councilman Easton Shelvin)**

**AN ORDINANCE TO ESTABLISH AN EMERGENCY MEDICAL SERVICE**

**ADVISORY BOARD AND TERMS AND CONDITIONS FOR A PERMIT FOR**

**AMBULANCE SERVICE PROVIDERS IN ST. LANDRY PARISH**

WHEREAS, the St. Landry Parish Home Rule Charter Sections 1-02 and 1-06 establish that,

aside from the Section 1-05 management of Parish government affairs power, the Parish

Government has the special power to pass all ordinances necessary to promote, protect,

and preserve the general welfare, safety, health, peace, and orderly conduct of the Parish.

WHEREAS, Providers of high quality emergency and non-emergency ambulance services

provided by qualified personnel with advanced life support equipment are essential to the

health, safety and welfare of the citizens of St. Landry Parish.

WHEREAS, the St. Landry Parish Council declares that it is a public purpose to promote

and protect the health and safety of the citizens of St. Landry Parish by regulating the

emergency and non-emergency ambulance service providers in St. Landry Parish.

**BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY GOVERNMENT that**

**the following Ordinance establishing an emergency service advisory board and terms**

**and conditions for a permit for ambulance service providers in St. Landry Parish is**

**hereby enacted and established:**

**Chapter 21 – AMBULANCE SERVICE PROVIDERS**

**ARTICLE I. - IN GENERAL**

**Sec. 21-1. – Definitions.**

The following words, terms and phrases, when used in this chapter, shall have the meanings

ascribed to them in this section, except where the context clearly indicates a different meaning:

Advanced life support (ALS) means prehospital emergency medical care provided under the

direction of a licensed physician providing medical control by established medical protocols.

Advanced life support ambulance means any publicly or privately owned vehicle equipped or used

for transporting the wounded, injured, sick or dead by stretcher including emergency vehicles

used for that purpose, but not including funeral coaches or stretcher vans used exclusively as

such. Said vehicle shall provide space for a driver, and two attendants. The vehicle must be

permanently equipped, as part of its regular equipment, with the minimum essential equipment in accordance with the bureau of emergency medical services regulations.

Ambulance means any authorized emergency vehicle, equipped with warning devices, designed

and operated as a part of a regular course of conduct or business to transport a sick or injured

individual or which is advertised or otherwise held out to the public as such. "Ambulance"

shall not mean a hearse or other funeral home vehicle utilized for the transportation of the dead.

Said vehicle shall provide space for a driver, and two attendants.

Automatic Vehicle Locator (AVL) means an automated system used to track or determine the

physical location of vehicles through a Global Positioning System (GPS).

Basic life support ambulance (BLS) means an ambulance equipped with a level of training that

does not involve any advance medical procedures or administration of drugs. BLS units provide

basic life-saving and life sustaining interventions while transporting a patient to a hospital.

Bureau of emergency medical services (BEMS) means the governing agency for the training and certification of emergency medical service (EMS) instructors and providers.

Caregiver shall mean, individually and collectively, an emergency medical technician-basic,

emergency medical technician-intermediate, or emergency medical technician-paramedic.

Certified emergency medical technician-basic means an individual who has successfully

completed an emergency medical technician-basic training program developed and promulgated

by the United States Department of Transportation and adopted by the bureau, who is nationally

registered, and who is certified by the bureau.

Certified emergency medical technician-intermediate means any individual who has successfully

completed an emergency medical technician-intermediate training program developed and

promulgated by the United States Department of Transportation and adopted by the bureau,

who is nationally registered, and who is certified by the bureau.

Certified emergency medical technician-paramedic means any individual who has successfully

completed an emergency medical technician-paramedic training program developed and promulgated

by the United States Department of Transportation and adopted by the bureau, who is nationally

registered, and who is certified by the bureau.

Certified emergency medical responder means [insert definition]

Customary charge or customary rate means the uniform amount that the provider charges for

a specific medical procedure or service in similar localities before the application of any

type of federal or contractual write off.

Driver means any person who physically drives an ambulance.

Emergency means a medical condition of recent onset and severity, including severe pain,

that would lead a prudent layperson, acting reasonably and possessing an average knowledge

of health and medicine, to believe that the absence of immediate medical attention could

reasonably be expected to result in: (a) placing the health of the individual, or with respect

to a pregnant woman the health of the woman or her unborn child, in serious jeopardy;

(b) serious impairment to bodily function; or (c) serious dysfunction of any bodily organ or part.

Emergency patient shall mean an individual who is ill, injured, or otherwise incapacitated and is

at risk of needing medical care during transportation by stretcher to or from a healthcare facility.

Emergency medical service advisory board means the advisory board established pursuant to

this chapter which board shall have the primary oversight over the terms and conditions of the

provision of ambulance service within the Parish.

Non-emergency means all prescheduled medical care and transportation that is not emergent in

nature as defined above.

Owner or operator means any person who owns, controls, or operates an ambulance for purposes

of providing emergency and/or non-emergency medical care and transportation.

Parish means for purposes of this ordinance, the unincorporated areas of St. Landry Parish,

Louisiana and any town, city or municipality located within the parish which has not established

an ordinance for the specific providing of emergency and non-emergency medical transportation

services originating within their jurisdiction.

Person includes any person, firm, partnership, association, company or organization of any kind.

Prescheduled means arrangements have been made for transportation at least seventy two hours

in advance of scheduled pick up time.

Provider shall mean that person, company and/or legal entity which, under contractual agreement

with city-parish, provides emergency and non-emergency ambulance service within the jurisdiction

of city-parish.

Sprint unit means any emergency vehicle with fully visual and audible warning signals operated

by a certified ambulance service, the primary purpose of which is to respond to the scene of a

medical emergency to provide emergency medical stabilization or support, or command, control,

and communications, but which is not an ambulance designed or intended for the transport or a

patient regardless of its designation.

(Ord. No. O-053-2003, 3-19-03; Ord. No. O-014-2012, § 2, 2-28-12)

**Sec. 21-2. - Territorial applicability.**

The provisions of this chapter apply in the unincorporated areas of St. Landry Parish and any

town, city or municipality which has not established an ordinance for the specific providing

of emergency and non-emergency medical transportation services.

**Sec. 21-3. - Penalties**.

1. In this chapter, the term violation of this Code means:
2. Doing an act that is prohibited or made or declared unlawful, an offense or a misdemeanor

by ordinance or by rule or regulation authorized by ordinance;

1. Failure to perform an act that is required to be performed by ordinance or by rule or

regulation authorized by ordinance; or

1. Failure to perform an act if the failure is declared a misdemeanor or an offense or

unlawful by ordinance or by rule or regulation authorized by ordinance.

1. The imposition of a penalty does not prevent revocation or suspension of a license,

permit or franchise.

1. Continuous or repeated violations of this Code may be abated by injunctive or other relief,

and the imposition of a penalty under this chapter or any other provision of law does not

constitute an election of remedies and shall not prevent an award of injunctive or other relief.

1. It shall be illegal for any person(s) and/or entity to operate and provide service with transport

origination in the Parish or to provide public or private standby service within the Parish other

than a permitted provider in good standing with the Parish. Any such unauthorized operation

of an ambulance service shall result in a fine of not more than $500.00, per violation, as well

as the impoundment of any vehicle operating in violation thereof.

**ARTICLE II. - EMERGENCY MEDICAL SERVICE ADVISORY BOARD**

**Sec. 21-4 - Board established.**

1. Within sixty days of the adoption of this ordinance, the St. Landry Parish Council shall

designate a committee to serve as the emergency medical service advisory board and shall

have a minimum of seven members.

(b) Name. The board shall be known as the emergency medical service advisory board.

**Sec. 21-5. - Meetings.**

The board shall meet at any time on the call of the chairman, the St. Landry Parish President,

the St. Landry Parish Council or on the written request of any four members. The board will

meet regularly at least semi-annually. All meetings of the board shall be opened to the public

as provided by law. The board may make its own rules and regulations concerning the conduct

of its meetings.

**Sec. 21-6 - Organization and quorum of the board.**

The board shall elect, at its first meeting, and annually thereafter, a chairman, a vice chairman

and a secretary from its membership. The term of each officer shall be for one year with eligibility

for reelection. Four members of the board shall constitute a quorum for all purposes.

**Sec. 21-7. - Reports.**

The board shall keep an accurate record of all of its meetings and shall, at least annually, give to

the St. Landry Parish Council a written report of the board's activities for the prior year. The board

shall provide to the clerk of the St. Landry Parish Council copies of the minutes of each of

its meetings.

**Sec. 21-8. - Legal representation.**

The St. Landry Parish attorney or his/her designee, shall serve as the legal advisor to the board.

**Sec. 21-9. - General policy.**

The board shall be subject to the general policy for all boards and commissions as established

by the St. Landry Parish Council.

(Ord. No. O-053-2003, 3-19-03)

**Sec. 21-10. - Duties and authority of board.**

The board shall have the following duties and authority:

1. As desired, the board may review and recommend to the St. Landry Parish Council any changes

in this chapter regulating ambulance services.

1. As desired, the board may review and recommend to the St. Landry Parish Council any changes

in the standards and procedures with reference to the provision of emergency medical services.

(3) The board will respond to any complaint concerning the quality of all emergency medical

services provided under in the Parish.

1. The board will respond to any complaint concerning rates and charges by emergency medical
2. service providers in the Parish and can make any recommendation concerning the same to the St. Landry Parish Council.
3. As desired, the board may review and recommend to the St. Landry Parish Council any recommendations which it has concerning the provision of any emergency medical service to the

citizens of the Parish beyond the provision of ambulance services including, but not limited to, emergency medical service programs such as the "First responder program", programs for the deployment of automated external defibrillators and the "heart starter" CPR initiative, by way of illustration only and not by way of limitation.

1. As desired, the board may encourage all other political subdivisions within St. Landry Parish

to adopt emergency medical services ordinances similar to this chapter in order to provide

uniformity to all citizens living within St. Landry Parish.

1. The board will hear any complaint of any citizen of the Parish with reference to the provision of emergency medical services under this chapter. The hearing of complaints by the board will be

conducted under the following procedure:

1. All complaints must be in writing. All written complaints must be directed initially to the clerk

of the St. Landry Parish Council.

1. The clerk of the St. Landry Parish Council will notify the chairman of the emergency medical

service advisory board in writing of the receipt of any written complaint.

1. Upon the receipt of any written complaint by the board, the board will notify the emergency

medical service provider in writing of the complaint, will furnish a copy of the written

complaint to the provider and will allow 30 days for the provider to respond in writing to

the complaint.

1. The board will furnish a copy of the written response of the emergency medical service

provider to the complaining party upon the receipt of the same.

1. The board will attempt to mediate and resolve the complaint, if possible. If the complaint is

resolved, notice of the resolution will be sent by the board to the complaining party and to the emergency medical service provider.

1. If the complaint is not able to be resolved by the board, the board will refer the complaint,

together with the response of the provider, to the St. Landry Parish Council with any

recommendation that the board deems appropriate. The action taken by the St. Landry

Parish Council, if any, shall be deemed dispositive of any such complaint.

**ARTICLE III. - TERMS AND CONDITIONS OF A PERMIT FOR THE PROVIDERS OF AMBULANCE SERVICES**

**Sec. 21–11. - Limited Permitting.**

Under the provisions of Louisiana law, the St. Landry Parish Council can limit the number

of Ambulance permit holders (both emergency and non-emergency) within the jurisdiction

of the Parish.

At the time of enactment of this ordinance, there are three current operators of ambulance service

within the Parish, namely Acadian Ambulance Service, Inc., St. Landry EMS, and Global Medical Response dba Med Express Ambulance Service.

Each of the current operators will be issued a permit so long as they are in good standing

with the parish.

Hereafter, if one or more of the current permit holders, named above, discontinued operation

in the Parish, for any reason whatsoever, voluntary or involuntary, then:

Each of the remaining permit holders shall be given written notice by the secretary/clerk of the

Council of the discontinuation of service by the existing permit holder; and

(2)Within sixty (60) days of such notice, each or either of the remaining permit holders shall

provide a written plan to the Council on their ability, either jointly or individually, to absorb

the transport capacity previously filled by the existing provider.

No additional permit(s) shall be issued to a new provider, unless:

All existing providers fail to provide a plan to fill the existing providers transport capacity; or

The Council finds that the plan(s) submitted will not provide adequate, high quality, consistent

service to the citizens of the Parish and a new provider proves there exists a public need and

necessity to permit an additional provider; and

Any new provider wishing to obtain a permit must meet the criteria set forth in Section 21-13.

**Sec. 21-12. - Term of permit**

The term of any permit shall be renewable annually if the following conditions are met:

Permit is renewed by December 31 each calendar year, upon the giving of written notice

by the St. Landry Parish Council Clerk;

The permit holder is in good standing with the Parish and compliant with all terms of this

ordinance; and the permit holder has not filed for bankruptcy.

**Sec. 21-13. - Conditions of permitting for a provider of ambulance services.**

Any provider of ambulance services for the Parish must meet the following conditions:

1. The provision of a physician to serve as medical director of ambulance service. The medical

director or his/her designee shall be responsible for all quality of care issues, and shall provide

reports to the emergency medical service advisory board regarding response to complaints

made to the council, and any other quality of care issue. Those reports shall be sent to the

clerk of the Parish Council.

1. Insurance required: Prior to commencement of any operations with the Parish, the provider

must file with the emergency medical service advisory board all policies of general liability

insurance, automobile liability insurance, workers compensation insurance and medical

malpractice insurance which policies must be issued by an insurance company qualified

to do business in the state and which policies shall contain the following conditions and

stipulations and shall be approved as to form and content by the St. Landry Parish attorney:

1. The term of all such insurance policies shall be for a period of not less than one year.

Proof of insurance must be provided on a yearly basis.

1. The general liability and automobile liability insurance policies shall provide not less

than limits of liability for each accident causing bodily injury (including death at any

time resulting therefrom), $1,000,000.00 for each person, $3,000,000.00 for each

accident, and $1,000,000.00 for property damage sustained in any accident.

1. The medical malpractice insurance policy(ies) shall provide limits of liability for each

accident causing bodily injury (including death at any time resulting therefrom)

of $500,000.00 for each person and $500,000.00 for each accident. Participation in

the Patients' Compensation Fund of the state as set forth in LA R.S. 40:1231.4, et seq., shall

be deemed to be medical legal liability insurance within the contemplation of this chapter.

1. The workers' compensation insurance policy(ies) shall provide coverage for statutory

benefits up to an aggregate amount for any one claim in the amount of $1,000,000.00.

In the event that provider is self-insured, it shall provide evidence of self-insurance along

with proof of adequate excess insurance.

1. Provider shall furnish St. Landry Parish with a waiver of subrogation against any and

all claims for damages or liability arising from their operations within the jurisdiction

of the Parish.

1. Inspection of ambulances: Before any operations can commence under any permit with

the Parish, all ambulances must have current motor vehicle inspection stickers issued by the

Louisiana Department of Motor Vehicles and each ambulance must be equipped in compliance

with the standards for ambulance equipment as contained, inspected and approved yearly by

the Louisiana Department of Health and Hospitals and as is set forth in LA R.S. 40:1135.2.

Any ambulance owned or operated by a provider, which has a mechanical defect or lacks

ambulance equipment, as required by law, must be corrected to conform to the requirements of t

his section.

1. Emergency medical technicians: With reference to emergency medical technicians, the

provider must agree as follows:

1. No ambulance will transport an emergency patient with the transport originating in or

from the parish unless it is capable and equipped properly to provide the appropriate

level of services and staffed in accordance with State and Federal law.

1. No person shall provide services in any capacity on an emergency medical response

vehicle unless he is the holder of a certification by the department of health and hospitals;

or a certification of an emergency medical responder, and emergency medical technician

issued by the National Registry of Emergency Medical Technicians; or a certificate of

licensor as a registered nurse; or is a physician or surgeon licensed to practice medicine

by the Louisiana State Board of Medical Examiners. No person shall provide services

in any capacity without holding a valid certification of cardiopulmonary resuscitation

issued by the American National Red Cross or the American Heart Association.

1. Provider shall, at all times, under penalty of revocation, certify that all persons serving

on said ambulance meets the following qualifications:

(1) The caregiver is a person of at least 18 years of age.

(2) The caregiver is an emergency medical technician who meets all state certification

requirements and is in good standing with the Bureau of Emergency Medical Services

of Louisiana as memorialized in LA R.S. 40:1131 et seq.

(3) All employees of the provider who shall operate an ambulance within the jurisdiction of the

Parish shall have been issued and be in possession of a valid driver's license for the operation

of said vehicle as required by the state. Additionally, the provider shall, at all times, certify,

under the penalty of permit revocation, that all drivers of its ambulances meet the following

criteria:

i. The driver is a person of at least 18 years of age; and

ii. The driver is a Louisiana certified emergency medical responder, emergency medical

technician-basic, certified emergency medical technician - intermediate, or certified

emergency medical technician - paramedic.

1. Standards for ambulance equipment: The provider must warrant that each ambulance will

carry at all times, when the ambulance is in use, the minimum essential equipment necessary

for either basic or advanced life support including, but not limited to, a space for a driver,

and two attendants. Furthermore, the vehicle must be permanently equipped, as part of its

regular equipment, with the minimum essential equipment and appropriate sizes for treating

infants, children and adults consistent with the bureau of emergency medical services protocols.

(6) Ambulance performance standards: The provider must warrant as follows:

(a) That it shall not unreasonably refuse to respond to a request for emergency service within

the jurisdiction of the Parish.

(b) The provider warrants that it shall not refuse to respond to a request for emergency service

on the grounds of the patient's inability to pay for such service.

(7)Review of rates and financial information: As to the review of rates, charges and financial

information, the provider must agree as follows:

The provider shall submit a schedule of its charge master rates for all services to the emergency

medical service advisory board for review, at least once per year at such time and in such

format as may be designated by the emergency medical service advisory board. The provider

will not exceed the charges for base rate, mileage rate per run, supplies, oxygen and any other

services included in the provider's schedule of charge master rates at the time service is provided. A statement of the provider's charge master rates for the initial year of the initial term is attached to the contractual agreement as Exhibit "A." The issuance of a permit to Provider is ipso facto acceptance of the charge master rates provided. The provider acknowledges that it is responsible for billing and collecting for services rendered. All fees for services rendered shall remain the property of the provider. The provider will be allowed to add and/or modify items that represent new and/or changing technology, equipment, services and pharmaceuticals and to charge reasonable fees for said new items that are added. The provider shall be entitled to an annual increase in rates in accordance with the provider's schedule of charge master rates, on January 1 of each year that a permit is in effect, which rates shall not exceed the charge master rates charged in other areas of the State of Louisiana without the need for approval by the emergency medical service advisory board or the St. Landry Parish Council provided that such rates do not exceed the greater of five percent or the Medicare Inflation factor for the year at the time of renewal of the permit. However, should such an increase in rates exceed that amount as set forth herein, the increased rates shall not go into effect without first obtaining the written approval of the emergency medical service advisory board and the St. Landry Parish Council. Approval by the St. Landry Parish Council shall be by resolution. Notice of any increase in rates shall be reported to the St. Landry Parish Council and emergency medical service advisory board at least 30 days prior to the effective date of such increase.

(8) Corporate citizenship: The provider must agree, when available, to provide ambulance

stand-by at no charge for high school/college football games within the Parish. The provider

must also agree, when available, to provide such other stand-by service as is requested by

the Parish for similar events at a reasonable charge.

1. Maintenance of vehicles: All ambulances shall at all times be adequately maintained, serviced

and mechanically sound. The provider shall maintain maintenance records that may be

inspected by the emergency medical service advisory board as requested.

(10) Vehicle locating system: Each ambulance provided must be equipped with global positioning

satellite (GPS) or equivalent technology and the provider must maintain all necessary licenses,

permits, etc. necessary pursuant to any state, federal, and local laws and regulations to enable the provider to operate said system. All response apparatus shall utilize Automatic Vehicle Locators (AVLs). The AVL system must interface with the St. Landry Parish E-911 Commission's

CAD/GIS systems. The provider is responsible for all costs associated with the purchase

and monthly operation of the AVL system. AVL data, including in-service and out-of-service

vehicle locations, should be shared with the St. Landry Parish E-911 Commission's CAD/GIS

systems by January 2024.

**Section 21-14 - St. Landry Parish will agree as follows:**

1. Will instruct and inform all interested parties (such as but not limited to 911 director, etc.) that

the only permitted providers are allowed to respond to emergency (911 and other) and

non-emergency ambulance transportation originating in or from the jurisdiction of the Parish.

1. St. Landry Parish will obey the terms and conditions of this ordinance and take all steps

necessary (including criminal prosecution) to prevent any unauthorized operation of

ambulance service within the jurisdiction of the Parish during the term of any permit.

Unauthorized operation of an ambulance service is the situation where both the origin

of the service takes place within the jurisdiction of the Parish without the operator having

a permit with St. Landry parish to provide such ambulance service.

1. St. Landry Parish will enforce this ordinance and all laws, rules, regulations and ordinances

governing unauthorized ambulance operation within the jurisdiction of the Parish.

1. St. Landry parishes will acknowledge that any unauthorized operation (by other than

the permitted provider(s)) will cause financial harm to the permitted provider(s) such that

any permitted provider may seek any appropriate relief against such other person/entity,

including injunctive relief.

**Section 21-15 – Revocation of Permit.**

1. Revocation of a permit: Each of the following acts, omissions or occurrences shall constitute

an event of default entitling St. Landry parish to revoke a permit:

1. Failure by the provider to observe and perform, in any material way, any covenant, warranty,

term or provision of this ordinance including in the event of default as specified herein,

which failure shall continue for a period of 60 days after notice thereof is given to the

provider by St. Landry parish such failure and requesting that it be remedied;

(2) The provider shall cease doing business as a going concern;

(3) The provider's financial reports to St. Landry parish demonstrate financial instability

or insolvency;

1. The provider shall commence a voluntary case or other proceeding in bankruptcy or

seek liquidation, reorganization, arrangement, readjustment of its debts or for any other

relief under the federal bankruptcy laws, as now existing or as may be amended from time

to time, or under any other insolvency act or law, state or federal, now or hereinafter

existing, or shall take any other action indicating its consent to, approval, or acquiescence

in any such case or proceeding; the provider shall apply for, or consent to or acquiesce in, the appointment of a receiver, liquidator, custodian, sequestration, or a trustee for all or a

substantial part of its property; the provider shall make an assignment of a substantial

portion of its assets for the benefit of its creditors; the provider shall fail, or shall

admit in writing its failure to pay its debts generally as such debts become due or;

(5)There shall be filed against the provider an involuntary petition in bankruptcy or seeking

liquidation, reorganization, arrangement, readjustment of its debts or any other relief under

the federal bankruptcy laws, as now existing or as may be amended from time to time, or under

any other insolvency act or law, state or federal, now or hereafter existing, or a receiver,

liquidator, custodian, sequestration, or trustee of the provider for all or a substantial part of

its property shall be appointed without the consent or approval of provider or a warrant of

attachment, execution or similar process against any substantial part of the property of the

provider is issued; and the continuance of any such event or events for 30 days un-dismissed or undischarged or within such 30 days, the entering of an order for relief under the United States Bankruptcy Code.

**Section 21-16 – Termination by the provider.**

1. The provider will be entitled to terminate any permit concerning the provision of

ambulance services upon the occurrence of an event of default as hereinafter set forth:

1. Failure by the St. Landry Parish, by its own fault, to observe or perform any covenant,

warranty, term or provision of this ordinance;

**Section 21-17 – Statement of purpose.**

The St. Landry Parish Council, in accordance with La. R.S. 33:4791.1, does hereby find and

declare the following:

1. The provision of consistent high quality emergency and non-emergency ambulance service,

and any and all aspects attendant to emergency and non-emergency operations provided by

qualified personnel with advanced life support equipment, is essential to health, safety and

welfare of the citizens and people within the jurisdiction of the Parish.

1. Exclusive or limited permitting of ambulance service, for the provision of emergency

medical services, to the 911 or other emergency communication dispatcher of the

city-parish is essential to maintaining quick response time.

1. It is in the best interest of the citizens within the jurisdiction of the Parish to limit the

permitted providers of emergency and non-emergency ambulance service, in order to

demand accountability of the provider as well as to guarantee the stability and access to

ambulance service.

1. **RESOLUTIONS TO BE ADOPTED:**

A motion was made by Councilman Timmy Lejeune, seconded by Councilman Easton Shelvin

to **Adopt Resolution 017-2023.**

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

**RESOLUTION NO. 017-2023**

A resolution approving the holding of an election in St. Landry Gravity Drainage District

No. 14 of St. Landry Parish, Louisiana, on Saturday, October 14, 2023, to authorize the

continuation of a special tax therein.

**WHEREAS**, the Board of Commissioners of St. Landry Gravity Drainage District No. 14 of St.

Landry Parish, Louisiana (the “Governing Authority”), acting as the governing authority of

St. Landry Gravity Drainage District No. 14 of St. Landry Parish, Louisiana (the “District”),

adopted a resolution on April 13, 2023, calling a special election in the District on Saturday,

October 14, 2023, to authorize the continuation of a special tax therein; and

**WHEREAS**, the governing authority of the District has requested that this Parish Council, acting

as the governing authority of the Parish of St. Landry, State of Louisiana, give its consent and

authority for the District to hold the aforesaid election, and in the event that the election carries

to continue to levy and collect the special tax provided for therein; and

**WHEREAS**, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of

1974, it is now the desire of this Parish Council to approve the holding of said election and in

the event that the election carries, to continue to levy and collect the special tax provided for therein;

**NOW, THEREFORE, BE IT RESOLVED** by the Parish Council of the Parish of St. Landry,

State of Louisiana, acting as the governing authority of said Parish, that:

**SECTION 1**. In compliance with the provisions of Article VI, Section 15 of the Constitution of

the State of Louisiana of 1974, and in accordance with the request of the Board of Commissioners

of St. Landry Gravity Drainage District No. 14 of St. Landry Parish, Louisiana, this Parish Council

hereby approves the holding of an election in the District, on Saturday, October 14, 2023, at which

election there will be submitted the following proposition, to-wit:

PROPOSITION

(TAX CONTINUATION)

Shall St. Landry Gravity Drainage District No. 14 of St. Landry Parish, Louisiana (the

“District”), continue to levy a special tax of five (5) mills on all property subject to

taxation within the District (an estimated $66,000 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,

beginning with the year 2023 and ending with the year 2032, for the purpose of

constructing, improving, and maintaining gravity drainage works within and for the

District?

**SECTION 2**. In the event the election carries, this Parish Council does hereby further consent to

and authorize the District to continue to levy and collect the special tax provided for therein.

1. **COMMITTEE MINUTES:**

A motion was made by Councilman Jimmie Edwards, seconded by Councilman Coby

Clavier to accept the **Administrative Finance Committee Meeting Minutes** from

**Wednesday, May 3rd, 2023** as transcribed.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

A motion was made by Councilman Wayne Ardoin, seconded by Councilman

Easton Shelvin to accept the **Public Works Committee Meeting Minutes** from **Wednesday, May 3rd, 2023** as transcribed.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

1. **ADJOURN:**

A motion was made by Councilman Timmy Lejeune, seconded by Councilman Coby Clavier to Adjourn the Regular Meeting.

**On roll call vote:** **YEAS:**  Nancy Carriere, Easton Shelvin, Mildred Thierry,

Harold Taylor, Gil Savoy, Alvin Stelly, Vivian Olivier, Wayne Ardoin,

Dexter Brown, Timmy Lejeune, Jimmie Edwards and Coby Clavier.

**NAYS:** None. **ABSENT:** None. **ABSTAINED:** None.

**WHEREUPON,** this motion was adopted on this, the 17th, day of May, 2023.

**I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE**

**KAREN BARLOW, ASSISTANT COUNCIL CLERK**