

# Minutes of the Meeting Of the

Red River Parish Police Jury held on the

1<sup>st</sup> day of OCTOBER 2018

THE RED RIVER PARISH POLICE JURY met on Monday, October 1, 2018 at 7:00p.m., in the Police Jury Assembly Room, Located in the Red River Parish Courthouse, Coushatta, La in its Regular meeting with President Shawn Beard presiding. Roll Call and attendance was recorded as follows:

PRESENT: Beard, Davis, Moore, Taylor, Hillman, Murray

ABSENT: Brown

Invocation by Mr. Hillman and pledge by Mr. Beard.

## **New Business**

On the motion of Mr. Taylor, seconded by Mr. Murray to approve minutes as written for September. 2018. Motion Carried.

Mr. Hillman made the motion followed with a second to appoint Mrs. Debra Jones as the new Registrar of Voter of Red River Parish. Motion Carried.

It was moved by Mr. Taylor, seconded by Mr. Murray and carried to adopt the following to-wit:

## **RESOLUTION**

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

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

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

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

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

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

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

NOW, THEREFORE BE IT RESOLVED that the Red River Parish Police Jury in a duly conveyed session on October 1, 2018, voted formally to approve the contingency fee contract and to formally request that the Louisiana Attorney General approve the hiring of such special counsel pursuant to the proposed contingency fee contract as is required by LSA-R.S. 42:263;

This resolution was declared adopted on October 1, 2018 at its regular meeting where a Quorum was present. The vote was as follows:

YEAS: 6

NAYS: 0

ABSENT: 1

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

I, Carolyn A. Hayes, Secretary Treasurer, Red River Parish Police Jury, do hereby certify that the above and foregoing is a true and correct copy of a Resolution adopted by the Police Jury of Red River Parish, Louisiana, convened in regular session on the 1<sup>st</sup> day of October, 2018, at which time a quorum was present and voting.

**Finance:**

Mr. Taylor made the motion Seconded by Mr. Murray to approve the pay bills for the month of September, 2018. Motion Carried.

**Ambulance:**

With Mr. Hillman making the motion, followed with a second by Mr. Taylor it was approve to pay the bills for the Ambulance District for the month of September, 2018. Motion Carried.

Mr. Taylor made the motion seconded by Mr. Murray to do a piggyback bid from Natchitoches for the purchase of two new Ambulances. Motion Carried

**Airport**

**R E S O L U T I O N**

WHEREAS, Title 2 of the Louisiana Revised Statutes of 1950 provides that cities, towns, parishes, and other political subdivisions of this State may separately or jointly acquire, establish, construct, expand, own, lease, control, equip, improve, maintain, operate, regulate, and police airports and landing fields for the use of aircraft; and,

WHEREAS, the State of Louisiana, Department of Transportation and Development, Division of Aviation (formerly the LA DOTD-OAPT) is charged by Title 2 with the responsibility for the development of aviation facilities within the State to foster air commerce and to safeguard the interests of those engaged in all phases of the aviation industry and of the general public; and,

WHEREAS, the Red River Parish Police Jury hereinafter referred to as "Sponsor", has completed an FAA and DOTD approved Master Plan, Action Plan, and/or Airport Layout Plan which outlines the specific future development of the Red River Airport; and, the Sponsor is desirous of implementing a portion of the approved Plan recommendations which provide for the critically needed improvements as stated below to substantially improve the safety and usability of the Airport, but does not have sufficient funds of its own required for completing the needed improvements; and,

WHEREAS, the LA DOTD, Division of Aviation is authorized by Title 2 to expend funds for the construction or enlargement of airports for the safety and advancement of aeronautics;

NOW, THEREFORE, BE IT RESOLVED:

SECTION I

That the Sponsor does hereby formally request that the LA DOTD, Division of Aviation provide funds required to complete the airport improvements at the Red River Airport specifically as described in the Capital Improvement Program Application for State Financial Assistance dated September 17, 2018:

## SECTION II

That the said LA DOTD, Division of Aviation be and is hereby assured that all necessary servitudes, rights-of-way, rights of ingress and egress and means thereof will be furnished by the Sponsor and the titles thereto will be valid and indefeasible, and that the Sponsor will assume ownership, financial reporting, and complete responsibility for the maintenance and upkeep of the airport after completion of said improvement.

## SECTION III

That the Sponsor will save and hold the said LA DOTD, Division of Aviation, its officers, agents, and employees harmless from any liability or claim for damages arising out of the project, including death or injuries to third parties including, but not limited to, liability or claim for damages out of the negligence of said LA DOTD, Division of Aviation, its officers, agents, or employees, and expressly agrees to defend any suit of any nature brought against the LA DOTD, Division of Aviation as a result of this project.

## SECTION IV

That the President of the Sponsor be and is hereby authorized and directed to evidence this agreement by affixing his signature at the place provided therefore on this resolution and on subsequent related documents/agreements as required by the rules and regulations of the Federal Aviation Administration and the State of Louisiana and the Clerk is hereby authorized to attest said execution.

## SECTION V

That this resolution shall be in full force and effect from and after its adoption.

The President and Police Jury for the Sponsor of the Parish of Red River met in regular session on this date. The aforesaid resolution was offered by **Mr. Murray** and seconded by **Mr. Taylor**. The aforesaid resolution, having been submitted to a vote, the vote thereon was as follows:

YEAS: 6      NAYS: 0      ABSENT: 1

WHEREUPON, the resolution was declared adopted on the 1<sup>st</sup> day of **October**, 2018.

On the motion of Mr. Moore, seconded by Mr. Hillman to adjourn the meeting. Motion Carried.

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Carolyn Hayes-Secretary/Treasurer

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Shawn Beard-President