



POLICE JURY REGULAR MEETING

Lincoln Parish Police Jury

Tuesday, April 11, 2023 at 7:00 PM

Police Jury Meeting Room | 100 West Texas Avenue, Floor Three,
Ruston, LA 71270

AGENDA

In compliance with the Americans With Disabilities Act, individuals needing special accommodations during this meeting should notify the Lincoln Parish Police Jury at 318-513-6200 at least three working days before the meeting.

Call to Order

Invocation and Pledge of Allegiance - Mr. Richard I. Durrett

Approval of Agenda

Public Comments on Agenda Items

Minutes of Prior Meeting

1. March 14, 2023 Regular Meeting

Committee Reports

2. Public Works Committee
3. Solid Waste & Recycling Committee

New Business

4. Adopt Resolution Appointing Mr. Dennis Simonton to the Mt. Olive Waterworks District (5-Year Term)
5. Adoption of Ordinance for Sale of Adjudicated Property Parcel Number 29183000067
6. Adopt Resolution Supporting House Bill No. 274 Relative to The Investment of Hospital Proceeds Funds
7. Report Relative to House Bill No. 25 and Senate Bill No. 7 - Mr. Bill Jones

Budget Reports - Mr. Michael Sutton

Other Business

8. Reports

Public Comments

Adjourn

TO: Lincoln Parish Police Jury
FROM: Health and Welfare Committee
SUBJECT: Committee Report

The Health and Welfare Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, 100 West Texas Avenue, Wednesday, February 15, 2023, at 10:00 a.m. Present were: Hazel Hunter, Milton Melton, and Sharyon Mayfield

ABSENT: Matt Pullin, and Annette Straughter, Chair

Milton Melton was appointed Acting Chairman by mutual consent. Acting Chairman Melton called the meeting to order and Richard I. Durrett delivered the invocation.

Hazel Hunter offered a motion, seconded by Sharyon Mayfield, to approve the agenda. The motion carried with the following votes:

YEAS: Hunter, Melton, and Mayfield

Acting Chairman Melton called for Public Comments on Agenda Items. There were none.

The only item on the Agenda was to receive an update on the Health Hub Project from Mr. Mike Walpole, Architect. After a general update, no action was taken.

The next meeting was set for March 6, 2023, at 10:00 AM in the Police Jury Meeting Room. There being no public comments or any further business to come before the Committee, the meeting was adjourned.

Courtney Hall
Interim Parish Administrator

Milton Melton
Acting Committee Chair

TO: Lincoln Parish Police Jury
FROM: Health and Welfare Committee
SUBJECT: Committee Report

The Health and Welfare Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, 100 West Texas Avenue, Wednesday, March 6, 2023, at 10:00 a.m. Present were: Annette Straughter, Chair; Hazel Hunter, and Milton Melton.

ABSENT: Matt Pullin, and Sharyon Mayfield

Annette Straughter called the meeting to order and delivered the invocation.

Hazel Hunter offered a motion, seconded by Milton Melton, to approve the agenda. The motion carried with the following votes:

YEAS: Hunter, Melton, and Straughter

Chairwoman Straughter called for Public Comments on Agenda Items. There were none.

The only item on the Agenda was to receive an update on the Health Hub Project from Mr. Mike Walpole, Architect. After receiving an update on the Lincoln Parish Health Unit building, Milton Melton offered a motion, seconded by Hazel Hunter, to recommend approving the presented drawings as the final drawing for the Lincoln Parish Health Unit. The motion carried with the following votes:

YEAS: Hunter, Melton, and Straughter

Mr. Walpole then gave an update on the Humanitarian Enterprises of Lincoln Parish Building. Mr. Walpole stated that he had met with HELP Director Ronnie Dowling, and Interim Parish Administrator Courtney Hall to discuss this portion of the project. He stated that his original drawing did not account for two offices, however, those had been incorporated into the drawing he was presenting. He noted that the addition of the two offices would add roughly \$80,000.00 to \$100,000.00 to the project.

Mr. Walpole then gave a brief update on the Coroner's Office and the Sewer Building. After discussion, no action was taken. The next meeting was set for March 27, 2023, at 10:00 AM in the Police Jury Meeting Room. There were no public comments or any further business to come before the Committee. Hazel Hunter offered a motion, seconded by Milton Melton to adjourn the meeting. The motion carried with the following votes:

YEAS: Hunter, Melton, and Straughter

Courtney Hall
Interim Parish Administrator

Annette Straughter
Committee Chair

TO: Lincoln Parish Police Jury
FROM: Finance Committee
SUBJECT: Committee Report

The Finance Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, 100 West Texas Avenue, Tuesday, March 14, 2023, at 5:00 p.m. Present were: Skip Russell, Chair; Hazel Hunter, and Sharyon Mayfield

ABSENT: Matt Pullin, and Joe Henderson

Skip Russell called the meeting to order and delivered the invocation.

Sharyon Mayfield offered a motion, seconded by Hazel Hunter, to approve the agenda. The motion carried with the following votes:

YEAS: Hunter, Russell, and Mayfield

Chairman Russell called for Public Comments on Agenda Items. There were none.

The first item on the agenda was to consider a budget adjustment for the purchase of railroad tank cars. Hazel Hunter offered a motion, seconded by Sharyon Mayfield, to recommend authorizing the budget adjustment, increasing line item 43340 (Tank Cars) in the Bridge Replacement Fund in the amount of \$98,000.00. The motion carried with the following votes:

YEAS: Hunter, Russell, and Mayfield

The next item to come before the Committee was to consider a budget adjustment for the purchase of one (1) 6/8-yard dump truck. Sharyon Mayfield offered a motion, seconded by Hazel Hunter, to recommend authorizing the budget adjustment, increasing line item 46500 (Acquisition of Equipment) in the funds for Road Construction and Road Maintenance in the amount of \$65,000.00. The motion carried with the following votes:

YEAS: Hunter, Russell, and Mayfield

The last item on the agenda was to consider having Legislation introduced through the Louisiana Legislature concerning the creation, investment, and withdrawal of funds in the Hospital Proceeds Fund. After a brief discussion, Hazel Hunter offered a motion, seconded by Sharyon Mayfield to recommend having legislation introduced regarding the Hospital Proceeds Fund. The motion carried with the following votes:

YEAS: Hunter, Russell, and Mayfield

There being no other business to come before the jury, nor any further public comments, Sharyon Mayfield offered a motion, seconded by Hazel Hunter, to adjourn the meeting. The motion carried with the following votes:

YEAS: Hunter, Russell, and Mayfield

Courtney Hall
Interim Parish Administrator

Skip Russell
Committee Chair

TO: Lincoln Parish Police Jury
FROM: Parks, Recreation, and Tourism Committee
SUBJECT: Committee Report

The Parks, Recreation, and Tourism Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, 100 West Texas Avenue, Tuesday, March 14, 2023, at 5:20 p.m. Present were: Glenn Scriber, Chair; TJ Cranford, Logan Hunt, Skip Russell, and Annette Straughter.

ABSENT: None

Glenn Scriber called the meeting to order and delivered the invocation.

Skip Russell offered a motion, seconded by Annette Straughter, to approve the agenda. The motion carried with the following votes:

YEAS: Cranford, Hunt, Scriber, Russell, and Straughter

Chairman Scriber called for Public Comments on Agenda Items. There were none.

The first item on the agenda was to authorize the Advertisement of Bids for the Love Louisiana Outdoor Grants (FY 2023 CARES-CV). Annette Straughter offered a motion, seconded by TJ Cranford, to recommend authorizing the advertisement of bids for the Lincoln Parish Park bike trails. The motion carried with the following votes:

YEAS: Cranford, Hunt, Scriber, Russell, and Straughter

Logan Hunt offered a motion, seconded by Annette Straughter, to recommend authorizing the Advertisement of Bids for the Lincoln Parish Park water/sewer project. The motion carried with the following votes:

YEAS: Cranford, Hunt, Scriber, Russell, and Straughter

The last item on the agenda was to authorize the Administrator to enter into a contract with The Riley Co. of Louisiana, Inc. for the Bike Trails Hub Project and authorize advertisement for bids for said project, contingent on available funding. Logan Hunt offered a motion, seconded by Annette Straughter, to recommend authorizing the Administrator to enter into a contract with The Riley Co. of Louisiana, Inc. for the Bike Trails Hub Project and authorize advertisement for bids for said project, contingent on available funding. The motion carried with the following votes:

YEAS: Cranford, Hunt, Scriber, Russell, and Straughter

There being no other business to come before the jury, nor any further public comments, Annette Straughter offered a motion, seconded by Logan Hunt to adjourn the meeting. The motion carried with the following votes:

YEAS: Cranford, Hunt, Scriber, Russell, and Straughter

Courtney Hall
Interim Parish Administrator

Glenn Scriber
Committee Chair

TO: Lincoln Parish Police Jury
FROM: Personnel and Benefits Committee
SUBJECT: Committee Report

The Personnel and Benefits Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, 100 West Texas Avenue, Tuesday, March 14, 2023, at 5:40 p.m. Present were: Joe Henderson, Chair; TJ Cranford, Logan Hunt, Milton Melton, and Sharyon Mayfield.

ABSENT: None

Joe Henderson called the meeting to order and delivered the invocation.

Sharyon Mayfield offered a motion, seconded by Milton Melton, to approve the agenda. The motion carried with the following votes:

YEAS: Cranford, Hunt, Henderson, Melton, and Mayfield

Chairman Henderson called for Public Comments on Agenda Items. There were none.

The first item on the agenda was to announce a vacancy and recommendation of appointment for the Mt. Olive Waterworks District. Milton Melton offered a motion, seconded by Logan Hunt, to recommend the appointment of Mr. Dennis Simonton to the Mt. Olive Waterworks District for a five-year term. The motion carried with the following votes:

YEAS: Cranford, Hunt, Henderson, Melton, and Mayfield

The next item on the agenda was to consider amending the Board and Commission Appointment Policies and Procedures to clarify "Procedures – No. 5." Chairman Henderson asked for clarification on what the change to the policy would affect. Interim Administrator Courtney Hall stated that this would speed up the appointment process for boards or commissions that accepted appointment recommendations from other entities, such as the Convention and Visitor's Bureau Commission which receives appointments from the local Universities. After further discussion, Mr. Hunt requested that the policy be adjusted to list each entity that this change would affect. No action was taken.

There being no other business to come before the jury, nor any further public comments, Sharyon Mayfield offered a motion, seconded by Milton Melton, to adjourn the meeting. The motion carried with the following votes:

YEAS: Cranford, Hunt, Henderson, Melton, and Mayfield

Courtney Hall
Interim Parish Administrator

Joe Henderson
Committee Chair

TO: Lincoln Parish Police Jury
FROM: Solid Waste and Recycling Committee
SUBJECT: Committee Report

The Solid Waste and Recycling Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, 100 West Texas Avenue, Tuesday, March 14, 2023, at 6:00 p.m. Present were: TJ Cranford, Chair; Theresa Wyatt, Glenn Scriber, Skip Russell, and Milton Melton.

ABSENT: None

TJ Cranford called the meeting to order and delivered the invocation.

Glenn Scriber offered a motion, seconded by Theresa Wyatt, to approve the agenda. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Scriber, Russell, and Melton

Chairman Cranford called for Public Comments on Agenda Items. There were none.

The first item on the agenda was to authorize advertisement for bids. Skip Russell offered a motion, seconded by Milton Melton, to recommend authorizing advertisement for bids for one new cab and chassis tractor truck. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Scriber, Russell, and Melton

Theresa Wyatt offered a motion, seconded by Skip Russell, to recommend authorizing advertisement for bids for one new front-loading refuse compactor truck. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Scriber, Russell, and Melton

The second item on the agenda was to consider the use of an additional litter crew. After a brief discussion of the cost of adding a third crew, Milton Melton offered a motion, seconded by Glenn Scriber, to recommend adding an additional litter crew. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Scriber, Russell, and Melton

The next item on the agenda was to discuss Love the Boot Week which will take place April 17-23, 2023. No action was taken.

There being no other business to come before the jury, nor any further public comments, Glenn Scriber offered a motion, seconded by Milton Melton, to adjourn the meeting. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Scriber, Russell, and Melton

Courtney Hall
Interim Parish Administrator

TJ Cranford
Committee Chair

TO: Lincoln Parish Police Jury
FROM: Public Works Committee
SUBJECT: Committee Report

The Public Works Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, 100 West Texas Avenue, Tuesday, March 14, 2023, at 6:30 p.m. Present were: Logan Hunt, Chair; Theresa Wyatt, TJ Cranford, Glenn Scriber, and Matt Pullin.

ABSENT: None

Logan Hunt called the meeting to order and delivered the invocation.

Theresa Wyatt offered a motion, seconded by Matt Pullin, to approve the agenda. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Hunt, Scriber, and Pullin

Chairman Hunt called for Public Comments on Agenda Items. There were none.

The first item on the agenda was to discuss the adoption of an ordinance to prohibit the use of “Jake Braking.” After discussion, Glenn Scriber offered a motion, seconded by Theresa Wyatt, to recommend the adoption of an ordinance to prohibit the use of “Jake Braking” on all Lincoln Parish roadways within the unincorporated areas of Lincoln Parish. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Hunt, Scriber, and Pullin

The next item on the agenda was to authorize advertisement for bids. TJ Cranford offered a motion, seconded by Matt Pullin, to recommend authorizing advertisement for bids for one new telehandler, one 6/8-yard dump truck, and one lowboy trailer. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Hunt, Scriber, and Pullin

Agenda Item three was to authorize equipment purchases on state contract. Theresa Wyatt offered a motion, seconded by Matt Pullin, to recommend authorizing the purchase of one new John Deere 6110M Utility Tractor and one new Tiger Boom Mower Attachment on state contract. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Hunt, Scriber, and Pullin

Next on the agenda was to declare surplus and authorize advertisement for bids for certain items of equipment. TJ Cranford offered a motion, seconded by Glenn Scriber, to recommend declaring a 2017 Ford Explorer (S/N 1FM5K8AR9HGC57474) and various items of scrap sign material as surplus property and authorizing advertisement for bids for stated items. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Hunt, Scriber, and Pullin

Theresa Wyatt offered a motion, seconded by TJ Cranford, to recommend approving the final plat for the Reserve at Moore's Dairy Subdivision. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Hunt, Scriber, and Pullin

Item six on the agenda was to consider amending the Industrial Driveway Policy. Interim Administrator Courtney Hall stated that this change would add wording stating that the site must be maintained in good condition at all times. Theresa Wyatt, offered a motion, seconded by Matt Pullin, to recommend amending the Industrial Driveway Policy as presented. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Hunt, Scriber, and Pullin

Theresa Wyatt offered a motion, seconded by Matt Pullin, to recommend providing assistance to the Lincoln Parish School Board for fence removal and grubbing at the Simsboro High Baseball fields contingent on Highway Department work schedule. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Hunt, Scriber, and Pullin

There being no other business to come before the jury, nor any further public comments, TJ Cranford offered a motion, seconded by Matt Pullin, to adjourn the meeting. The motion carried with the following votes:

YEAS: Wyatt, Cranford, Hunt, Scriber, and Pullin

Courtney Hall
Interim Parish Administrator

Logan Hunt
Committee Chair

The Lincoln Parish Police Jury met in regular session on Tuesday, March 14, 2023, at 7:00 p.m. in the Police Jury Meeting Room, 100 West Texas Avenue, Ruston, Louisiana. Present were: Theresa Wyatt, District One; Hazel Hunter, District Two; Richard I. Durrett, District Three; TJ Cranford, District Four; Logan Hunt, District Five; Glenn Scriber, District Six; Matt Pullin, District Seven; Skip Russell, District Eight; Joe Henderson, District Nine; Milton Melton, District Ten; Sharyon Mayfield, District Eleven; and Annette Straughter, District Twelve.

ABSENT: None

President Durrett called the meeting to order. Hazel Hunter delivered the Invocation and led the Pledge of Allegiance.

Annette Straughter offered a motion, seconded by Hazel Hunter, to approve the Agenda as printed. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

President Durrett called for Public Comments on Agenda Items. There were none.

Annette Straughter offered a motion, seconded by Milton Melton, to approve the Minutes of the February 14, 2023 Regular Meeting. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Annette Straughter stated that the Health and Welfare Committee met at 10:00 am on February 15, 2023, to receive an update on the Health Hub project. No action was taken at this meeting. Sharyon Mayfield offered a motion, seconded by Hazel Hunter, to approve the minutes of the Health and Welfare Committee meeting held on February 15, 2023. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Mrs. Straughter then stated that the Health and Welfare Committee met at 10:00 am on March 6, 2023, and the Committee recommends approving the drawings presented as the final drawings for the Lincoln Parish Health Unit. Milton Melton offered a motion, seconded by Joe Henderson, to approve the minutes of the Health and Welfare Committee meeting held on March 6, 2023. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Skip Russell stated that the Finance Committee met at 5:00 pm this day, and the Committee recommends:

1. Authorizing a budget adjustment, increasing line item 43340 (Tank Cars) in the Bridge Replacement Fund in the amount of \$98,000.00.
2. Authorizing a budget adjustment, increasing line item 46500 (Acquisition of Equipment) in the funds for Road Construction and Road Maintenance in the amount of \$65,000.00.
3. Authorizing Legislation to be introduced through the Louisiana Legislature concerning the creation, investment, and withdrawal of funds in the Hospital Proceeds Funds.

Mr. Russell offered his report in the form of a motion, seconded by Annette Straughter. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Glenn Scriber stated that the Parks, Recreation, and Tourism Committee met at 5:20 pm this day, and the Committee recommends:

1. Authorizing the advertisement of bids for the Lincoln Parish Park bike trails.
2. Authorizing the advertisement of bids for the Lincoln Parish Park water/sewer project.
3. Authorizing the Administrator to enter into a contract with The Riley Co. of Louisiana, Inc. for the Bike Trails Hub Project and authorize advertisement for bids for said project, contingent on available funding.

Mr. Scriber offered his report in the form of a motion, seconded by Annette Straughter. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Joe Henderson stated that the Personnel and Benefits Committee met at 5:40 pm this day, and the Committee recommends appointing Mr. Dennis Simonton to the Mt. Olive Waterworks District for a five-year term. Mr. Henderson offered his report in the form of a motion, seconded by Glenn Scriber. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

TJ Cranford stated that the Solid Waste and Recycling Committee met at 6:00 pm this day, and the Committee recommends:

1. Authorizing advertisement for bids for one new cab and chassis tractor truck.
2. Authorizing advertisement for bids for one new front-loading refuse compactor truck.
3. Adding an additional litter crew.

Mr. Cranford offered his report in the form of a motion, seconded by Sharyon Mayfield. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Logan Hunt stated that the Public Works Committee met at 6:30 pm this day, and the Committee recommends:

1. Adopting an ordinance to prohibit the use of “Jake Braking” on all Lincoln Parish roadways within the unincorporated areas of Lincoln Parish.
2. Authorizing advertisement for bids for one new telehandler, one 6/8-yard dump truck, and one lowboy trailer.
3. Authorizing the purchase of one new John Deere 6110M Utility Tractor and one new Tiger Boom Mower Attachment on state contract.
4. Declaring a 2017 Ford Explorer (S/N 1FM5K8AR9HGC57474) and various items of scrap sign material as surplus property and authorizing advertisement for bids for stated items.
5. Approving the final plat for the Reserve at Moore’s Dairy Subdivision.
6. Amending the Industrial Driveway Policy regarding maintenance of same.

Mr. Hunt offered his report in the form of a motion, seconded by Glenn scriber. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

The next item on the agenda was to adopt a Resolution expressing condolences of the Lincoln Parish Police Jury upon the death of former Parish Administrator Mr. C. Reagan Sutton. Interim Parish Administrator Courtney Hall read the resolution aloud as President Durrett presented an executed copy of the Resolution to Mrs. Karen Sutton Sanders, Mr. Joey Sutton, and Mrs. Jennifer Sutton Farrar.

Annette Straughter offered a motion, seconded by Joe Henderson, to adopt the following:

Resolution 23-05

TO EXPRESS THE SINCERE CONDOLENCES OF THE LINCOLN PARISH POLICE JURY UPON THE DEATH OF C. REAGAN SUTTON

WHEREAS, it is with profound sorrow that the Lincoln Parish Police Jury has learned of the passing of a great man of public service, C. Reagan Sutton, a long-time resident of Lincoln Parish, who died peacefully on February 13, 2023, at the age of 87 years; and

WHEREAS, C. Reagan Sutton served with distinction respectively as Secretary-Treasurer and Administrator of the Parish of Lincoln for thirty (30) years; and

WHEREAS, during his tenure in these capacities he has served the vital roles of initiator and facilitator in parish government as it sought to effectively function for the people in the areas of public education, public safety, public health, public transportation, public recreation, and other similar functions; and

WHEREAS, C. Reagan Sutton was instrumental in the conception, planning, design, construction, and operation of the Lincoln Parish Detention Center, the Lincoln Parish Solid Waste System, the Lincoln Parish Library, and the Lincoln Parish Park; and

WHEREAS, C. Reagan Sutton has served with distinction as Member and President of the Louisiana Parochial Employee's Retirement System and as Treasurer, Secretary, Vice-President and President of the Louisiana Police Jury Association; and

WHEREAS, C. Reagan Sutton has demonstrated by his actions and public service, his honesty, integrity, forthrightness, and unqualified dedication and commitment to good government in Lincoln Parish;

NOW, THEREFORE, BE IT RESOLVED, that the Lincoln Parish Police Jury does hereby recognize and record for posterity, the significant influence of C. Reagan Sutton, and pays tribute to his exceptional legacy, which shall remain in the hearts of those who were enhanced by his knowledge and guidance;

BE IT FURTHER RESOLVED, that a copy of this Resolution be transmitted to the family of C. Reagan Sutton.

/s/ Courtney Hall
Courtney Hall
Interim Parish Administrator

/s/ Richard I. Durrett
Richard I. Durrett
Police Jury President

The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Skip Russell offered a motion, seconded by Sharyon Mayfield, to adopt a Proclamation declaring 2023 as the 150th Anniversary of Lincoln Parish.

A PROCLAMATION RECOGNIZING THE YEAR 2023 AS THE
SESQUICENTENNIAL ANNIVERSARY OF LINCOLN PARISH, LOUISIANA

WHEREAS, Lincoln Parish was created out of contiguous portions of the Northern Portion of Jackson Parish, the Eastern Portions of a part of the Parishes of Bienville and Claiborne, and a portion of Southwestern Union Parish by Act No. 32 of 1873; and

WHEREAS, Lincoln Parish, which was named for President Abraham Lincoln, has grown from densely wooded hills to become an important economic and educational center for North Louisiana; and

WHEREAS, Vienna was incorporated in 1848, Choudrant was established in 1883, and other communities within the parish bear the names of their founders: Simsboro (1848) was named for James Monroe Sims, an early settler; Ruston (1884) was named for its founder, Robert E. Russ; Grambling (1900) named for Judd Grambling, owner of a lumber mill at that site; Dubach (1901) was named for Fred B. Dubach, a lumberman settling here from Minnesota; and

WHEREAS, education is an important resource in Lincoln Parish, evolving from the early days of the Louisiana Chautauqua Society to the establishment of two major State Universities, Louisiana Tech University and Grambling State University; and

WHEREAS, the Lincoln Parish Police Jury established the Lincoln Parish Sesquicentennial Planning Committee via Resolution 22-22 to plan, develop, encourage, and coordinate the Commemoration of the One Hundred Fiftieth Anniversary of Lincoln Parish; and

WHEREAS, The Lincoln Parish Sesquicentennial Planning Committee has developed plans, programs and events associated with the One Hundred Fiftieth celebration;

NOW, THEREFORE, BE IT RESOLVED, that the Lincoln Parish Police Jury does hereby proclaim the year of 2023, to be known as the SESQUICENTENNIAL ANNIVERSARY OF LINCOLN PARISH, LOUISIANA and calls upon the citizens of Lincoln Parish to celebrate the history and future of Lincoln Parish.

BE IT FURTHER RESOLVED, that official copies of this Proclamation be presented to each member of the Lincoln Parish Sesquicentennial Planning Committee and the Lincoln Parish Legislative Delegation.

/s/ Courtney Hall
Courtney Hall
Interim Parish Administrator

/s/ Richard I. Durrett
Richard I. Durrett
Police Jury President

The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Annette Straughter offered a motion, seconded by Hazel Hunter, to introduce an ordinance for the sale of adjudicated properties for Parcel Number 29183000067.

ORDINANCE NO. _____

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF LINCOLN TO SELL ADJUDICATED PROPERTY DESCRIBED AS PARCEL# 29183000067: COMMENCING AT AN EXISTING CRESOTE FENCE POST FOUND AND ACCEPTED AS THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 18 NORTH, RANGE 3 WEST, LINCOLN PARISH, LOUISIANA; THENCE RUN N 00 DEGREES, 14' EAST FOR A DISTANCE OF 660.00 FEET TO A METAL "T" FENCE POST; THENCE RUN N89 DEGREES, 38' W ALONG THE NORTH LINE OF HANNA ESTATES SUBDIVISION FOR A DISTANCE OF 685.28 FEET TO METAL "T" FENCE POST FOR THE STARTING POINT; FROM SAID STARTING POINT THENCE RUN NORTH FOR A DISTANCE OF 125.00 FEET TO A METAL "T" FENCE POST; THENCE RUN N 89 DEGREES, 38' W FOR A DISTANCE OF 289.95 FEET TO A RAILROAD SPIKE IN THE CENTER LINE OF LINCOLN PARISH ROAD NO. 102; THENCE RUN S 12 DEGREES 00' W ALONG SAID CENTER LINE FOR A DISTANCE OF 59.77 FEET TO A POINT; THENCE RUN S 10 DEGREES, 46' W ALONG SAID CENTER LINE FOR A DISTANCE OF 67.57 FEET TO A RAILROAD SPIKE; THENCE, LEAVING SAID CENTER LINE, RUN S 89 DEGREES, 38', 24 E FOR A DISTANCE OF 315.00 FEET BACK TO THE POINT-OF-BEGINNING; CONTAINING 0.87 ACRES, LINCOLN PARISH, LOUISIANA: IN ACCORDANCE WITH LA R.S. 47: 2202 T SEQ. AND TO AUTHORIZE THE LINCOLN PARISH POLICE JURY PRESIDENT TO SIGN ALL NECESSARY DOCUMENTS AND TO ADDRESS THE MATTERS RELATIVE THERETO

WHEREAS, the immovable property described below was adjudicated to the Parish of Lincoln on June 1, 1993, for nonpayment of taxes; and

WHEREAS, the three (3) year period for redemption provided by Art. 7, §25 of the Louisiana Constitution has elapsed, as well as the five (5) year redemption period established by Parish Ordinance No: 337-14-(O) and the owner of record has failed to redeem the adjudicated property; and

WHEREAS, LA R.S. 47:2202 *et seq.* provides that the Parish may sell adjudicated property in accordance with law after the expiration of the period for redemption; and

WHEREAS, the Parish of Lincoln has declared the property described below surplus and not needed for a public purpose and to dispose of said property in accordance with LA R.S. 47:2202, *et seq.*; and

WHEREAS, in accordance with L.A. R.S. 47:2202 the Parish of Lincoln has set a minimum bid for public sale at \$5,988.00; and

WHEREAS, the Parish of Lincoln has received a written offer to purchase said property from _____ for the consideration of \$_____ at the time of sale and has been accepted by the Lincoln Parish Police Jury; and

WHEREAS, the property described herein below was scheduled for public auction on April 4, 2023 at 10:00 a.m.

NOW BE IT ORDAINED by the Lincoln Parish Police Jury, that any Act of Sale of the below described property shall contain the following conditions and requirements:

- 1) This property described as Lincoln Parish Parcel #29183000067, with a municipal address of 575 Rodgers Road, Ruston, Louisiana, and more fully described as:

Commencing at an existing creosote fence post found and accepted as the Southeast Corner of the North One-Half of the Southeast Quarter of the Northeast Quarter of Section 29, Township 18 North, Range 3 West, Lincoln Parish, Louisiana; thence run N 00 degrees, 14' East for a distance of 660.00 feet to a metal "T" fence post; thence run N89 degrees, 38' W along the North line of Hanna Estates Subdivision for a distance of 685.28 feet to metal "T" fence post for the STARTING POINT; from said starting point thence run North for a distance of 125.0feet to a metal "T" fence post; thence run N 89 degrees, 38' W for a distance of 289.95 feet to a railroad spike in the center line of Lincoln Parish Road No. 102; thence run S 12 degrees 00' W along said center line for a distance of 59.77 feet to a point; thence run S 10 degrees, 46' W along said center line for a distance of 67.57 feet to a railroad spike; thence, leaving said center line, run S 89 degrees, 38', 24 E for a distance of 315.00 feet back to the point-of-beginning; containing 0.87 acres.

- 2) This property shall be sold in accordance with LS-R.S. 47:2201 *et seq.*, without any warranty, from either the Parish or Management Company, whatsoever, even as to the return of the purchase price.

- 3) The sale shall be on a form approved by the Parish Attorney and that the sales price is paid by certified funds at the time of the sale.
- 4) The sale shall include a reservation of all mineral rights to the Parish, but shall convey all surface rights.
- 5) The following shall be completed prior to closing of sale:
 - a. E&P Consulting Services, LLC shall certify in writing to the Parish Attorney that they have examined the mortgage records, conveyance records, probate and civil suit records of the Parish of Lincoln and that attached to this certification will be a written list of names and last known addresses of all owners, mortgagees, and any other person who may have a vested or contingent interest in the property, or who has filed a request for notice as provided in the former provisions LS-R.S. 33:4720.17(B), as indicated in those records.
 - b. E&P Consulting Services, LLC will provide notice to those persons identified in accordance with LS-R.S. 47:2201 *et. seq.* Proof of said notice will be filed in the conveyance records of Lincoln Parish immediately after the Act of Sale.
 - c. At the time of closing, the E&P Consulting Services, LLC will certify in writing to Parish Attorney and Clerk of Court that the number of days mandated by LS-R.S. 47:2201 *et. seq.* has elapsed since the above required notice was made or attempted and that the property has not been redeemed by the payment of the taxes owed.

BE IT FURTHER ORDAINED, by the Lincoln Parish Policy Jury, that the Police Jury President is hereby authorized to execute a Cash Sale of the above described adjudicated property to the highest acceptable bidder. The Cash Sale shall contain all of the above conditions and requirements and shall be executed within the timelines specified.

The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Annette Straughter offered a motion, seconded by Matt Pullin, to appoint Mr. Tim Padgett to the Ruston Lincoln Convention and Visitor's Bureau representing Louisiana Tech for a three-year term.

Resolution No. 23-06

BE IT RESOLVED by the Police Jury of Lincoln Parish,
Louisiana, convened in Regular Session this

14th day of March, 2023 that
Mr. Tim Padgett
Is hereby and herewith appointed, COMMISSIONER
Ruston Lincoln Convention and Visitor’s Bureau
Representing Louisiana Tech University
Lincoln Parish, Louisiana,
For the term of March 14, 2023 – December 31, 2025
Signed and Sealed this 14th day of March, 2023
LINCOLN PARISH POLICE JURY
* * * * *

/s/ Courtney Hall
Courtney Hall
Interim Parish Administrator

/s/ Richard I. Durrett
Richard I. Durrett
Police Jury President

The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Glenn Scriber offered a motion, seconded by Logan Hunt, to amend the Police Jury Purchasing Policy to reflect increased dollar material and supply thresholds as amended by Louisiana State Law. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Annette Straughter offered a motion, seconded by Theresa Wyatt, to enter into an additional National Opioid Settlement and Authorize the Administrator to Execute any required documents. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Logan Hunt offered a motion, seconded by Milton Melton, to declare various items of office furniture as surplus property and authorize advertisement for bids. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Treasurer Michael Sutton presented a budget report.

Theresa Wyatt offered a motion, seconded by Sharyon Mayfield, to authorize travel to NACo to be held July 21-24, 2023 in Austin, Texas in accordance with established travel policies and budget constraints. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

The jurors then heard reports from department heads. Under public comments, Mr. Bill Jones spoke to the Jurors about House Bill No. 25 and its potential effect on the Lincoln Parish Library.

Annette Straughter offered a motion, seconded by Sharyon Mayfield, to adjourn the meeting. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Durrett, Cranford, Hunt, Scriber, Pullin, Russell, Henderson, Melton, Mayfield, and Straughter

Courtney Hall
Interim Parish Administrator

Richard I. Durrett
Police Jury President

P. O. Box 585
Grambling, LA 71245
318-247-6167
318-247-1000 Fax

.....

Mt. Olive Waterworks District

February 16, 2023

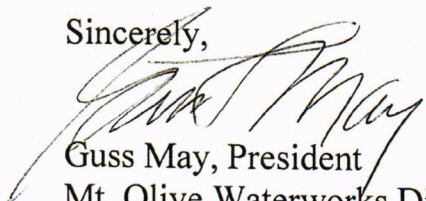
Mr. Courtney Hall
Parish Administrator
Lincoln Parish Police Jury
P. O. Box 979
Ruston, LA 71273

Dear Mr. Hall:

The Mt. Olive Waterworks District is recommending the appointment of Mr. Dennis Simonton to the District's Board of Commissioners, effective March 1, 2023 through March 1, 2028. Mr. Simonton resides in the Mt. Olive Community. His address and phone number are as follows: 238 Mt. Olive Road, Ruston, LA, 71270 and phone #318/247-8690.

Your favorable consideration in this matter is greatly appreciated.

Sincerely,



Guss May, President
Mt. Olive Waterworks District
Board of Commissioners

.....
"This Institution is an Equal Opportunity Provider & Employer"

Parcel #29183000067 575 Rodgers Road, Ruston, LA

Item #5.

Police Jury District 12 0.870 Acres Minimum Bid \$5,988.00



ORDINANCE NO. _____

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF LINCOLN TO SELL ADJUDICATED PROPERTY DESCRIBED AS PARCEL# 29183000067: COMMENCING AT AN EXISTING CRESOTE FENCE POST FOUND AND ACCEPTED AS THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 18 NORTH, RANGE 3 WEST, LINCOLN PARISH, LOUISIANA; THENCE RUN N 00 DEGREES, 14' EAST FOR A DISTANCE OF 660.00 FEET TO A METAL "T" FENCE POST; THENCE RUN N89 DEGREES, 38' W ALONG THE NORTH LINE OF HANNA ESTATES SUBDIVISION FOR A DISTANCE OF 685.28 FEET TO METAL "T" FENCE POST FOR THE STARTING POINT; FROM SAID STARTING POINT THENCE RUN NORTH FOR A DISTANCE OF 125.00 FEET TO A METAL "T" FENCE POST; THENCE RUN N 89 DEGREES, 38' W FOR A DISTANCE OF 289.95 FEET TO A RAILROAD SPIKE IN THE CENTER LINE OF LINCOLN PARISH ROAD NO. 102; THENCE RUN S 12 DEGREES 00' W ALONG SAID CENTER LINE FOR A DISTANCE OF 59.77 FEET TO A POINT; THENCE RUN S 10 DEGREES, 46' W ALONG SAID CENTER LINE FOR A DISTANCE OF 67.57 FEET TO A RAILROAD SPIKE; THENCE, LEAVING SAID CENTER LINE, RUN S 89 DEGREES, 38', 24 E FOR A DISTANCE OF 315.00 FEET BACK TO THE POINT-OF-BEGINNING; CONTAINING 0.87 ACRES, LINCOLN PARISH, LOUISIANA: IN ACCORDANCE WITH LA R.S. 47: 2202 T SEQ. AND TO AUTHORIZE THE LINCOLN PARISH POLICE JURY PRESIDENT TO SIGN ALL NECESSARY DOCUMENTS AND TO ADDRESS THEIR MATTERS RELATIVE THERETO

WHEREAS, the immovable property described below was adjudicated to the Parish of Lincoln on June 1, 1993, for nonpayment of taxes; and

WHEREAS, the three (3) year period for redemption provided by Art. 7, §25 of the Louisiana Constitution has elapsed, as well as the five (5) year redemption period established by Parish Ordinance No: 337-14-(0) and the owner of record has failed to redeem the adjudicated property; and

WHEREAS, LA R.S. 47:2202 *et seq.* provides that the Parish may sell adjudicated property in accordance with law after the expiration of the period for redemption; and

WHEREAS, the Parish of Lincoln has declared the property described below surplus and not needed for a public purpose and to dispose of said property in accordance with LA R.S. 47:2202, *et seq.*; and

WHEREAS, in accordance with L.A. R.S. 47:2202 the Parish of Lincoln has set a minimum bid for public sale at \$5,988.00; and

WHEREAS, the Parish of Lincoln has received a written offer to purchase said property from Jamal Britt for the consideration of \$5,988.00 at the time of sale and has been accepted by the Lincoln Parish Police Jury; and

WHEREAS, the property described herein below was scheduled for public auction on April 4, 2023 at 10:00 a.m.

NOW BE IT ORDAINED by the Lincoln Parish Police Jury, that any Act of Sale of the below described property shall contain the following conditions and requirements:

- 1) This property described as Lincoln Parish Parcel #29183000067, with a municipal address of 575 Rodgers Road, Ruston, Louisiana, and more fully described as:

Commencing at an existing creosote fence post found and accepted as the Southeast Corner of the North One-Half of the Southeast Quarter of the Northeast Quarter of Section 29, Township 18 North, Range 3 West, Lincoln Parish, Louisiana; thence run N 00 degrees, 14' East for a distance of 660.00 feet to a metal "T" fence post; thence run N89 degrees, 38' W along the North line of Hanna Estates Subdivision for a distance of 685.28 feet to metal "T" fence post for the STARTING POINT; from said starting point thence run North for a distance of 125.0feet to a metal "T" fence post; thence run N 89 degrees, 38' W for a distance of 289.95 feet to a railroad spike in the center line of Lincoln Parish Road No. 102; thence run S 12 degrees 00' W along said center line for a distance of 59.77 feet to a point; thence run S 10 degrees, 46' W along said center line for a distance of 67.57 feet to a railroad spike; thence, leaving said center line, run S 89 degrees, 38', 24 E for a distance of 315.00 feet back to the point-of-beginning; containing 0.87 acres.

- 2) This property shall be sold in accordance with LS-R.S. 47:2201 *et. seq.*, without any warranty, from either the Parish or Management Company, whatsoever, even as to the return of the purchase price.
- 3) The sale shall be on a form approved by the Parish Attorney and that the sales price is paid by certified funds at the time of the sale.
- 4) The sale shall include a reservation of all mineral rights to the Parish, but shall convey all surface rights.
- 5) The following shall be completed prior to closing of sale:
 - a. E&P Consulting Services, LLC shall certify in writing to the Parish Attorney that they have examined the mortgage records, conveyance records, probate and civil suit records of the Parish of Lincoln and that attached to this certification will be a written list of names and last known addresses of all owners, mortgagees, and any other person who may have a vested or contingent interest in the property, or who has filed a request for notice as provided in the former provisions LS-R.S. 33:4720.17(B), as indicated in those records.
 - b. E&P Consulting Services, LLC will provide notice to those persons identified in accordance with LS-R.S. 47:2201 *et. seq.* Proof of said notice will be filed in the conveyance records of Lincoln Parish immediately after the Act of Sale.
 - c. At the time of closing, the E&P Consulting Services, LLC will certify in writing to Parish Attorney and Clerk of Court that the number of days mandated by LS-R.S. 47:2201 *et. seq.* has elapsed since the above required notice was made or attempted and that the property has not been redeemed by the payment of the taxes owed.

BE IT FURTHER ORDAINED, by the Lincoln Parish Policy Jury, that the Police Jury President is hereby authorized to execute a Cash Sale of the above described adjudicated property to the highest acceptable bidder. The Cash Sale shall contain all of the above conditions and requirements and shall be executed within the timelines specified. The above ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:

NAYS:

ABSTAINED:

ABSENT:

RESOLUTION IN SUPPORT OF
HOUSE BILL 274
RELATIVE TO THE INVESTMENT
OF FUNDS FROM THE LINCOLN PARISH
HOSPITAL PROCEEDS FUND

WHEREAS, The Lincoln Parish Police Jury entered into a Definitive Agreement regarding the sale of Lincoln General Hospital on July 9, 1996;

AND WHEREAS, said sale was approved by the voters through an election on September 21, 1996;

AND WHEREAS, the Agreement provides that the net proceeds derived by the Parish from the sale of the Hospital be placed in trust, with only those proceeds exclusive of the investment income being used for the purpose of repurchasing the Hospital under the conditions set forth in the Agreement;

AND WHEREAS, the interest income on those net proceeds placed in trust shall be subject to expenditure for any lawful purpose for which the Police Jury can expend funds;

AND WHEREAS, House Bill 274 has been introduced into the Louisiana Legislature that would allow funds to be invested in the same manner as post-employment benefits trusts pursuant to R.S. 33:5162;

AND WHEREAS, this action will allow these funds to be held with an investment horizon in perpetuity and potentially grow and maintain purchasing power along with providing a stable revenue stream for the Parish;

NOW, THEREFORE, BE IT RESOLVED that the Lincoln Parish Police Jury does hereby support House Bill 274.

HLS 23RS-303

ORIGINAL

2023 Regular Session

HOUSE BILL NO. 25

BY REPRESENTATIVES HOLLIS AND AMEDEE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

LIBRARIES: Provides relative to parish and municipal libraries

1 AN ACT

2 To amend and reenact R.S. 25:214(A) and (B) and 215(A), relative to parish and municipal
3 libraries; to provide relative to library boards of control; to provide relative to the
4 powers granted to parish and municipal governing authorities with respect to such
5 libraries and boards; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 25:214(A) and (B) and 215(A) are hereby amended and reenacted
8 to read as follows:

9 §214. Board of control; members; appointment and terms of office

10 A. The governing authority of the municipality shall, in the ordinance
11 creating a public library, name and appoint five citizens of the municipality as a
12 board of control for such public library to serve ~~for terms of one, two, three, four,~~
13 ~~and five years, the successors of whom shall each be appointed for a term of five~~
14 ~~years at the pleasure of the governing authority.~~ The mayor of the municipality shall
15 be ex officio, a member of the board of control of such public library, provided
16 however that he shall have the right to designate another member of the governing
17 authority of the municipality to serve in his place and stead on the board of control
18 of such public library.

19 B. The governing authority of the parish shall, in the ordinance creating a
20 public library, name and appoint, at its option, not less than five citizens nor more

1 than seven citizens of the parish as a board of control for such parish library to serve
 2 for terms of one, two, three, four, and five years, the successors of whom shall each
 3 ~~be appointed for a term of five years at the pleasure of the governing authority.~~ The
 4 president of the police jury shall be ex officio, a member of the board of control for
 5 such public library, provided however that the president of the police jury shall have
 6 the right to designate another member of the governing authority of the parish to
 7 serve in his place and stead on the board of control of such public library.

8 * * *

9 §215. Duties and powers of the board; employment of librarian, assistants, and other
10 employees

11 A. The board of control shall meet and organize immediately after their
 12 appointment and annually thereafter and elect a president, vice-president, secretary,
 13 and treasurer, whose duties shall be those customarily exercised by such officers.
 14 The board of control shall have authority to establish rules and regulations for its
 15 own government and that of the library not inconsistent with ~~law~~ state law or
 16 ordinances of the governing authority; to elect and employ a librarian, and, upon the
 17 recommendation and approval of the latter, to employ assistant librarians and other
 18 employees and fix their salaries and compensation; provided that no contract of
 19 employment shall be made for a longer period than four years nor with any person
 20 as head librarian who has not been certified by the State Board of Library Examiners
 21 as provided in R.S. 25:222. The head librarian may be appointed or elected secretary
 22 of the board of control. The governing authority has the power to regulate and
 23 oversee the board of control and its officers, employees, and libraries and may
 24 conduct such oversight through separate panels, commissions, or boards, which it
 25 may create for such a purpose.

26 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 25 Original

2023 Regular Session

Hollis

Abstract: Grants parish and municipal governing authorities certain powers over local public libraries.

Present law authorizes parish and municipal governing authorities to create, by ordinance, public libraries. Requires parish and municipal governing authorities to create public libraries when petitioned by not less than 25% of the duly qualified property taxpayers of the respective parish or municipality. Further requires parish governing authorities to appoint not less than five nor more than seven citizens of the parish as a board of control and municipal governing authorities to appoint five citizens as a board of control.

Proposed law retains present law.

Present law requires board of control members to serve five-year staggered terms. Proposed law instead provides that members serve at the pleasure of the governing authority.

Present law authorizes the board of control to establish rules and regulations for its own government and that of the library not inconsistent with law.

Proposed law clarifies that the board's rules and regulations cannot be inconsistent with state law and additionally provides that the rules and regulations cannot be inconsistent with ordinances of the parish or municipal governing authority.

Proposed law additionally grants the parish or municipal governing authority the power to regulate and oversee the board of control and its officers, employees, and libraries and to conduct the oversight through separate panels, commissions, or boards, which it may create for that purpose.

(Amends R.S. 25:214(A) and (B) and 215(A))

SLS 23RS-122

ORIGINAL

2023 Regular Session

SENATE BILL NO. 7

BY SENATOR CLOUD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

LIBRARIES. Provides relative to access to certain materials in public libraries. (8/1/23)

1

AN ACT

2

To enact R.S. 25:225, relative to libraries; to provide relative to the adoption of certain

3

library policies; to provide relative to a minor's access to sexually explicit materials;

4

to provide for immunity; to provide relative to payments of certain expenses by

5

governing authorities and consideration of certain applications by the State Bond

6

Commission; to provide for definitions, terms, conditions, and procedures; and to

7

provide for related matters.

8

Be it enacted by the Legislature of Louisiana:

9

Section 1. R.S. 25:225 is hereby enacted to read as follows:

10

§225. Library policy; definitions; minor's access to sexually explicit materials;

11

immunity; penalties

12

A. The legislature recognizes the fundamental right of parents to make

13

decisions as to the care, custody, and control of their children. This fundamental

14

right includes the right to decide the upbringing and education of children

15

under their control. Parents have the right to guide and direct the reading,

16

listening, and viewing choices of their minor children. Many libraries lack

17

adequate policies addressing the access of minors to sexually explicit materials.

18

In furtherance of this fundamental right, it is the intent of the legislature to

SLS 23RS-122

ORIGINAL
SB NO. 7

1 require libraries to adopt and implement policy language to limit the access of
2 minors to sexually explicit materials.

3 **B. As used in this Section, the following terms shall have the following**
4 **meanings:**

5 **(1) "Digital content" means any book, e-book, audiobook, video book,**
6 **essay, newspaper, magazine, film, or any other library material that is provided**
7 **in a digital format.**

8 **(2) "Library patron" means an individual who is eligible to receive a**
9 **library card from the parish or municipal library.**

10 **(3) "Sexual conduct" means any of the following:**

11 **(a) Masturbation or lewd exhibition, actual, simulated, or animated, of**
12 **the genitals, pubic hair, anus, vulva, or female breast nipples.**

13 **(b) Sadomasochistic abuse, meaning actual, simulated, or animated,**
14 **flagellation, or torture by or upon a person who is nude or clad in**
15 **undergarments or in a costume that reveals the pubic hair, anus, vulva, genitals,**
16 **or female breast nipples, or in the condition of being fettered, bound, or**
17 **otherwise physically restrained, on the part of one so clothed.**

18 **(c) Actual, simulated, or animated touching, caressing, or fondling of,**
19 **or other similar physical contact with a pubic area, anus, female breast nipple,**
20 **covered or exposed, whether alone or between humans, animals, or a human**
21 **and an animal, of the same or opposite sex, in an act of apparent sexual**
22 **stimulation or gratification.**

23 **(d) Actual, simulated, or animated stimulation of a human genital organ**
24 **by any device whether or not the device is designed, manufactured, or marketed**
25 **for that purpose.**

26 **(e) Actual, simulated, or animated ultimate sexual acts, whether between**
27 **human beings, animals, or a human being and an animal.**

28 **(4) "Sexually explicit material" means textual, visual, or audio material,**
29 **produced in any medium, that depicts or describes sexual conduct.**

1 C.(1) No later than January 1, 2024, each library established pursuant
2 to the provisions of this Part or pursuant to the authority of a home rule charter
3 as provided in Article VI, Section 5 of the Constitution of Louisiana shall adopt
4 and implement a policy to limit the access of minors to sexually explicit
5 material.

6 (2) The policy shall include, at a minimum, all of the following:

7 (a) A requirement that community standards for the population served
8 by the library be considered when acquiring library material through donation
9 or purchase.

10 (b) A library card system that allows a parent or guardian to select a
11 library card that indicates whether a minor is permitted to check out sexually
12 explicit material physically available in the library. The provision of this
13 Subparagraph shall be satisfied by either of the following:

14 (i) Allowing a parent or guardian to select a library card that restricts
15 a minor from checking out any library material from a collection that contains
16 sexually explicit material.

17 (ii) Allowing a parent or guardian to select a library card that restricts
18 a minor from checking out any library material that the library board of
19 control has, through majority vote in an open meeting, identified as sexually
20 explicit material.

21 (c) A library card system that allows a parent or guardian to select a
22 library card that indicates whether a minor is permitted to check out digital
23 content. The library shall list in the library's policy each digital content source
24 accessible by a minor that contains sexually explicit material.

25 (d) A procedure that allows a library patron to request the
26 reconsideration of whether a library material should be included in a library
27 collection. The procedure shall, at a minimum, include all of the following
28 items:

29 (i) A process to review a reconsideration request made by a library

1 patron. The review process shall include but is not limited to a written
 2 determination approving or denying the request, notification to the library
 3 patron making the request of the written determination, and the process to
 4 appeal the determination to the library board of control.

5 (ii) A requirement that a request for reconsideration of a library
 6 material that may include sexually explicit material be reviewed by the library
 7 board of control. The library board of control shall determine whether the
 8 library material meets the definition of sexually explicit material by majority
 9 vote in an open meeting.

10 (3) The adoption of the policy required by this Subsection may be
 11 satisfied by amendment to an existing library policy.

12 D. Nothing in this Section shall be construed to impose liability on an
 13 employee or agent of a library.

14 E. (1) The governing authority of a parish or municipality with a library
 15 that fails to adopt and implement a policy required by Subsection B of this
 16 Section may withhold, during the period of noncompliance, the payments
 17 required by R.S. 25:220.

18 (2) The State Bond Commission shall not consider any application
 19 authorizing the incurrence of debt or any application authorizing the levy of
 20 any tax where the proceeds of the debt or tax directly benefit a library that fails
 21 to adopt and implement the policy required by Subsection B of this Section until
 22 the library adopts and implements the policy.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Thomas L. Tyler.

SB 7 Original DIGEST 2023 Regular Session Cloud

Present law provides for the establishment of libraries by parishes and municipalities.

Proposed law defines "digital content", "library patron", "sexual conduct", and "sexually explicit material".

Proposed law requires that by January 1, 2024, each library established in accordance with present law or pursuant to a home rule charter shall adopt and implement a policy to limit

SLS 23RS-122

ORIGINAL
SB NO. 7

the access of minors to sexually explicit material.

Proposed law requires the policy to include, at a minimum, the following:

- (1) A requirement that community standards for the population served by the library be considered when acquiring library material through donation or purchase.
- (2) A library card system that allows a parent or guardian to select a card that indicates whether a minor is permitted to check out sexually explicit material physically available in the library. This may be accomplished by either:
 - (a) Allowing a parent or guardian to select a library card that restricts a minor from checking out any library material from a collection that contains sexually explicit material.
 - (b) Allowing a parent or guardian to select a library card that restricts a minor from checking out any library material that the library board of control has, through majority vote in an open meeting, identified as sexually explicit material.
- (3) A library card system that allows a parent or guardian to choose a library card that indicates whether a minor is permitted to check out digital content. The library is required to list in the library policy each digital content source accessible by minors that contains sexually explicit material.
- (4) A procedure that allows a library patron to request the reconsideration of whether a library material should be included in a library collection. The procedure shall include, at a minimum, the following:
 - (a) A process to review a reconsideration request. This process shall include but is not limited to a written determination approving or denying the request, a process to notify the library patron making the request of the written determination, and the process to appeal the determination to the library board of control.
 - (b) A requirement that a request for reconsideration of a library material that may include sexually explicit material be reviewed by the library board of control.

Proposed law provides for immunity of employees and agents of the library.

Proposed law allows a parish or municipality governing authority to withhold payments for maintenance costs and other expenses from a library that fails to adopt and implement the policy required by proposed law.

Proposed law prohibits the bond commission from considering any application authorizing the incurrence of debt or any application authorizing the levy of any tax where the proceeds of the debt or tax directly benefit any library that fails to adopt and implement the policy required by proposed law until the library adopts and implements the policy required by proposed law.

Effective August 1, 2023.

(Adds R.S. 25:225)