

**TOWN OF BALL  
COUNCIL MEETING MINUTES  
DECEMBER 13, 2011**

## NOTICE OF PUBLIC MEETING

- **Meeting Notice Posted on Doors of Town Hall: December 9, 2011** **4:45 PM**  
(Date) (Time)

**A Public Meeting will be held as follows:**

**DATE:** December 13, 2011

**TIME:** 7:00 PM

**PLACE OF MEETING:** 100 Municipal Lane, Ball, Louisiana 71405  
Town Hall Council Room

THE MAYOR AND BOARD OF ALDERMEN MET TUESDAY, DECEMBER 13, 2011  
PRE-COUNCIL MEETING, 6:30 P.M. COUNCIL MEETING, 7:00 P.M., BALL  
MUNICIPAL BUILDING, BALL, LA.

**MEMBERS PRESENT:**

Mayor	Jonathan Dean
Alderwoman	Chris Covington
Alderman	Curtis Robertson
Alderwoman	Genny Poteet
Alderwoman	Willie Bishop
Alderman	Jerry Giddings
Police Chief	Daniel Caldwell
Attorney	Brian Cespiva
Clerk	Madeleine Westberry

**MEMBERS ABSENT:**

NONE

### ITEM # 1

Mayor Jonathan Dean called the meeting to order.

**ITEM # 2**

The invocation was given.

**ITEM # 3**

The Pledge of Allegiance was said by all.

### ITEM #4

Mayor Jonathan Dean welcomed everyone to the meeting.

- Distribute The Code of Ordinances loose-leaf supplement #5 to Alderpersons Covington, Robertson, Poteet, Bishop, Giddings and Town Attorney Brian Cespiva.

### ITEM #5

## CONSENT AGENDA

1. Motion by Alderwoman Poteet, seconded by Alderman Robertson to accept November 8, 2011 Regular Council Minutes and November 14, 2011 and November 21, 2011 Special Council Minutes as published and to pay November 8, 2011 expenditures for all departments. The floor was open for public comment. On vote motion carried.

### ITEM #6

## COMMITTEE REPORTS

1. Finance report was given by Finance Chairperson, Alderwoman Poteet.
2. Personnel report was given by Personnel Chairperson, Alderwoman Covington.
- Mayor Dean thanked the members of the Finance and Personnel committee for their outstanding work.

**ITEM #7**  
**OLD BUSINESS**

**PUBLIC HEARING AND FINAL ADOPTION**

1. A public hearing was held before the final adoption of **ORDINANCE #269-2011** – An Ordinance amending the 2011 General Fund Budget.  
Administration, Police, Fire, Street, Ad Valorem. Motion by Alderwoman Poteet, seconded by Alderwoman Covington to amend the 2011 General Fund Budget to include moving \$25,000.00 into the Police Fund. On vote motion carried. Motion by Alderwoman Poteet, seconded by Alderwoman Bishop to adopt the amended 2011 General Fund Budget. Roll call vote:  
YEAS: Alderpersons Covington, Robertson, Poteet, Bishop, Giddings.  
NAYS: None
2. A public hearing was held before the final adoption of **ORDINANCE #270-2011**– Proposed 2012 Budget for Administration, Police, Fire, Street, Ad Valorem. Motion by Alderwoman Poteet, seconded by Alderwoman Covington to include the salary of \$32,500.00 for a Deputy Clerk. On vote motion carried. Motion by Alderwoman Poteet to include salary for a Code Enforcement Officer/Zoning Administrator. There was no second to the motion. A substitute motion was made by Alderwoman Poteet, seconded by Alderwoman Covington to defer the matter to the personnel committee. On vote motion carried. Motion by Alderwoman Poteet, seconded by Alderwoman Covington to adopt the 2012 Budget as amended. Roll call vote:  
YEAS: Alderpersons Covington, Robertson, Poteet, Bishop, Giddings.  
NAYS: None
3. A public hearing was held before the final adoption of **ORDINANCE #271-2011** – An Ordinance amending the Town of Ball Code of Ordinances, Chapter 2, Administration, Article III, Officers, Officials and Employees, Division 1, Generally, Section 2-57, Salaries of the Mayor and Police Chief. Motion by Alderwoman Poteet, seconded by Alderwoman Bishop to amend ordinance to include the Town Clerk. Roll call vote:  
YEAS: Alderpersons Covington, Robertson, Poteet, Bishop, Giddings.  
NAYS: None  
Motion by Alderwoman Poteet, seconded by Bishop to adopt ordinance #271-2011 as amended. Roll call vote:  
YEAS: Alderpersons Covington, Robertson, Poteet, Bishop, Giddings.  
NAYS: None

**ITEM #8**  
**NEW BUSINESS**

**MOTION FOR INTRODUCTION**

1. Motion by Alderwoman Covington, seconded by Alderwoman Poteet to table item relative to an ordinance relative to a petition for annexation made by property owner, Theresa Aline Smith of 4907 Oak Lane. The floor was open for public comment. On vote motion carried.
2. Motion by Alderwoman Covington, seconded by Alderwoman Poteet to introduce an ordinance relative to a petition for annexation made by property owner, John Merritt, Brenda D. Merritt, aka Brenda Davis of 726 Tioga Road. The floor was open for public comment. Roll call vote:

YEAS: Alderpersons Covington, Robertson, Poteet, Bishop, Giddings.  
NAYS: None

- 3 Motion by Alderwoman Covington, seconded by Alderwoman Bishop to introduce an ordinance relative to a petition for de-annexation made by property owner Herman McVay of 261 Washboard Road. The floor was open for public comment.  
Roll call vote:  
YEAS: Alderpersons Covington, Robertson, Poteet, Bishop, Giddings.  
NAYS: None
- 4 Motion by Alderman Robertson, seconded by Alderman Giddings to adopt L.A.R.S. 32:300.5, regarding the use of wireless communication devices to write, send, or read a text-based communication while operating a motor vehicle. The floor was open for public comment. Roll call vote:  
YEAS: Alderpersons Covington, Robertson, Poteet, Bishop, Giddings.  
NAYS: None

A public hearing will be held January 10, 2012, 7:00 P.M. before final adoption

#### **MOTION FOR APPROVAL**

1. Motion by Alderwoman Poteet, seconded by Alderwoman Bishop to approve Resolution # 618-2011 authorizing the mayor to sign a grant agreement between The Rapides Foundation and the Town of Ball.  
WHEREAS, the Town of Ball wishes to avail itself of a grant which has been offered to it by the Rapides Foundation, a Louisiana non-profit corporation, specifically for improvements of the walking trail and playground located near the Town Hall; and  
WHEREAS, the purpose of the grant is to promote healthy behavior by creating and improving opportunities for adults and youth in Central Louisiana to engage in safe, accessible activity and with the objective of improving the existing walking trail and to add additionally playground equipment; and  
WHEREAS, the Town of Ball will also develop and submit for approval a project budget with grant funding from the foundation not to exceed TWENTY-FIVE THOUSAND AND NO/100 (\$25,000.00) DOLLARS with the grant period being twelve (12) months beginning on November 1, 2011; and  
WHEREAS, it is understood that the grant payment schedule shall be TWELVE THOUSAND FIVE HUNDRED AND NO/100 (\$12,500.00) DOLLARS due upon execution of the grant agreement in compliance with all funding conditions and TWELVE THOUSAND FIVE HUNDRED AND NO/100 (\$12,500.00) DOLLARS scheduled to be due on February 1, 2012 with an interim report due on April 1, 2012, and a final report on or before November 30, 2012; and  
WHEREAS, the Town of Ball desires to authorize acceptance of general and reasonable conditions for administration, payments and the use of grant funds, budget, accounting and audit reports, access to and use of project information, and under the terms of the Grantor's reversion and termination, limitation, hold harmless, and special conditions; and  
BE IT THEREFORE RESOLVED, that the Town of Ball hereby authorizes Mayor Jonathan Dean to enter into a grant agreement within the parameters set forth hereinabove for the purpose of memorializing the conditions, terms of acceptance and implementation of a grant from the Rapides Foundation for the purpose of improving the walking trail and playground near Town Hall.  
The above and foregoing resolution was adopted on a vote taken by "Yeas" and "Nays" and entered in the minutes by the Clerk.  
This resolution was declared adopted on this 13<sup>th</sup> day of December, 2011 by the following votes:

YEAS: Alderpersons Covington, Robertson, Poteet, Bishop, Giddings  
NAYS: None  
ABSENT: None

The floor was open for public comment. On vote motion carried.

2. Motion by Alderman Robertson, seconded by Alderwoman Bishop to approve Resolution #619-2011 approval of subrogation action.  
BE IT RESOLVED, by the Mayor and Town Council of Ball, Louisiana, that resolution of the matter entitled "*Roman Weir vs. Thompson Health Services, Inc., XYZ Insurance Company and Brandi Scandridge*", bearing Civil Suit Number 2010-CV-00339, on the docket of Pineville City Court, Rapides Parish, Louisiana, is hereby authorized in the full amount of NINE HUNDRED and No/100 (\$900.00) Dollars, payable to the Town of Ball, Louisiana representing reimbursement of medical costs paid by the Town of Ball, Louisiana, on behalf of Roman Weir.

The above and foregoing Resolution was adopted on the 13<sup>th</sup> day of December, 2011, by the following votes:

AYES: Alderpersons Covington, Robertson, Poteet, Bishop, Giddings  
NAYS: None  
ABSENT: None  
ABSTAIN: None

The floor was open for public comment. On vote motion carried.

3. Motion by Alderwoman Covington, seconded by Alderwoman Bishop to approve a proclamation declaring January 9, 2012 as "Purple and Gold" day. The floor was open for public comment. On vote motion carried.
4. Motion by Alderwoman Covington, seconded by Alderwoman Bishop to hire Judith Goodwin as Secretary to the Police Chief. The floor was open for public comment. On vote motion carried.
5. Motion by Alderman Robertson, seconded by Alderwoman Poteet to hire Mr. Steven Moore as a part-time police officer. The floor was open for public comment. On vote motion carried.
6. Motion by Alderman Robertson, seconded by Alderwoman Poteet to approve the transfer \$50,014.77 from Ad Valorem to Utility fund and remainder to general fund. The floor was open for public comment. On vote motion carried.
7. Motion by Alderwoman Covington, seconded by Alderwoman Poteet to approve an employee 3% pay increase effective January 6, 2012 payroll. The floor was open for public comment. On vote motion carried.
8. Item relative to the appointment of Brian Thompson as Town Attorney died for lack of a motion.

#### **ITEM #9**

The floor was open for public comments on agenda items and comments were heard.

#### **ITEM #10**

The floor was open for comments from the alderpersons and comments were heard.

#### **ITEM #11**

The floor was open for comments from the Mayor and comments were heard.

**ITEM #12**

There being no further business to come before the Mayor and Board of Alderman, motion to adjourn was made by Alderman Robertson and seconded by Alderman Giddings. On vote motion carried.

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Jonathan B. Dean, Mayor

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Madeleine Westberry, Town Clerk

**CERTIFICATE**

I, Madeleine Westberry, Town Clerk of the Town of Ball, do hereby certify that the attached above and foregoing is a true and correct record of the official action taken at the Regular Meeting of the Mayor and Council of the Town of Ball, Parish of Rapides, State of Louisiana, in legal session convened on the 13<sup>th</sup> day of November, 2011.

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Madeleine Westberry, Town Clerk