

APPROVED MINUTES

LOUISIANA CLERKS OF COURT ASSOCIATION BOARD OF DIRECTORS

WEDNESDAY, SEPTEMBER 12, 2018

1:00 PM

BATON ROUGE, LA

The Louisiana Clerks of Court Association Board of Directors meeting was held on September 12, 2018 at 1:00 p.m. at the Clerk's Association Office. Steve Andrews, President called the meeting to order. An opening prayer was given by Mike Spence and Jeff Skidmore led the Pledge of Allegiance.

Secretary Annette Fontana called the roll with the following members present: Steve Andrews, Brian Lestage, Bridget Hanna, Annette Fontana, Randy Deshotel, Kim Turlich-Vaughan, Cliff Dressel, Richard "Rick" Arceneaux, Johnny Crain, Jr., Theresa Robichaux, Louis Perret, Mike Spence, Marion Hopkins, Connie Couvillon, Jeff Skidmore, Doug Welborn, Rodd Naquin and Diane Meaux Brossard.

Also present: Felicia Ann Hendel, Darlene Landry, David Dart, Greg Brown, Attorney Sheri Morris and Ron Looney.

Oath of Office

An oath of office was administered to Theresa Robichaux as 2nd District Member.

Approval of the Minutes from June 13, 2018

Motion to approve the prior minutes was made by Bridget Hanna and seconded by Brian Lestage. No discussion was had. The motion passed without opposition.

Financial Report

Randy Deshotel, Treasurer gave the Financial Report for the Association for the fiscal year ending June 30, 2018. He reported the assets for the Association at \$507,502, total other assets of \$143,697 for total assets of \$660,876. Total current liabilities of \$6,469 were reported with total capital of \$654,407 and total liabilities and capital of \$660,876.

The Treasurer also gave the financial report for the Association ending August 31, 2018. He reported assets at \$635,863, total other assets of \$139,661 for total assets of \$786,409. Total current liabilities of \$138,765 were reported with total capital of \$647,644 and total liabilities and capital of \$786,409.

Randy further reported that August Revenues were \$70,124 and total year to date revenues were \$137,822. August expenses were \$67,316 and total expenses were \$145,794.

Motion by Jeff Skidmore to receive the Financial Report. Second by Connie Couvillon. All voted in favor to receive the Financial Report.

LCRAA

Chairman Rick Arceneaux reported that the LCRAA Board met on August 14, 2018. He stated that there were 55 parishes active on the portal with over 29 million land records, over 1 million marriage records and over 100,000 civil records. Antares has started working on the recording software and the projected completion date is June 15, 2019.

Rick gave the financial report ending June 30, 2018 with total assets of \$3,701,703. Total liabilities were \$486,786 and total net position of \$3,214,916.39. Rick also gave the financial report ending July 31, 2018. The total assets were \$3,761,333. Total liabilities were \$448,782 and total net position of \$3,312,551.

Rick reported that Desoto, Jefferson and Lafayette are now participating in the portal with records available online. Orleans Parish is participating but is still in the process of uploading records. Twenty-one amendments have been received for the Civil and Probate indices.

He reported that 8 grant applications were received last quarter with grants awarded to Caldwell, East Carroll, St. Bernard, Terrebonne, Vermillion and West Baton Rouge totaling \$223,822.

The next meeting of the LCRAA Board will be November 13, 2018.

Retirement and Relief Fund

President Steve Andrews reported to the Board that Summit Strategies has been bought by Mercer, who does not handle defined benefit retirement plans. Summit recommended transitioning to AndCo. AndCo gave a presentation and the Retirement Board voted to have AndCo as an interim consultant and to issue an RFP for an Investment Consultant.

Steve gave the financial report for fiscal year end June 30, 2018. Total investments were \$593,722,349 with total assets of \$629,657,163 and net income of \$34,760,065. There was a month to date decrease of \$5,636,632.

Steve also gave the financial report for month ending July 31, 2018. Total investments were \$604,908,327, with total assets of \$640,107,817 and net income of \$11,313,168. There was a month to date increase of \$11,313,168.68.

Supplemental Compensation Board

Randy Deshotel gave a report on the balance sheet ending August 31, 2018. The total current assets were \$88,825 and total other assets were \$126,093 for total

assets of \$214,918. Total current liabilities were \$133,250 and total capital was \$81,668 for a total of liabilities and capital of \$214,918. Randy reported on the income statement ending August 31, 2018. There is a year to date net loss of \$12,763.

2019 Conference Report

Debbie Hudnall reported that the 2019 Clerks Conference will be March 11-14, 2019 at the Capitol Hilton Baton Rouge.

Education Committee

Theresa Robichaux reported that the net proceeds for the Institute in August were \$6,428. The Education Committee will have their next meeting on September 26, 2018. The next institute will be held in Alexandria on February 26, 2019 through March 1, 2019.

Judicial Council

David Dart reported that the Judicial Council met on August 30, 2018. He discussed Act 553 which increased the authority of the Judicial Council. Particularly, any new court cost has to go through the Judicial Council before being presented to the Legislature. The proposal must be submitted to the Judicial Council by August 1st of the year prior to the proposed legislation.

David also mentioned other topics discussed at the meeting including alternatives to incarceration, identifying and finding solutions to meeting legal financial obligations, centralized database and a uniform court system including appointed clerks. He also spoke about Digicom, a text notification system reminding individuals of court and payment of costs which is being used in Hammond City Court with great success.

Judges Liaison Committee

Brian Lestage complemented Debbie on her work on this committee. Rick reported that the data collection for the Supreme Court is focused on what the Judges are doing. He also mentioned possible changes to the UCO form.

It was reported that there is firearm divestiture training around the state regarding this new law but there are still a lot of questions and a need for procedure.

Executive Director Report

Litigation

Lawrence vs. State of Louisiana

Attorney Sheri Morris discussed this litigation which we are monitoring that deals with traffic fees which the attorney general is representing everyone. The Clerks have not been brought into the suit yet. Sheri suggest having research and putting together an Affidavit related to the Clerk's fee and that fee being related to the operation of Court, as the use and relation of the fees is the basis for the litigation.

Hunt vs. Terrebonne General Hospital

Dumez vs. Terrebonne General Hospital

Theresa Robichaux discussed this case out of Terrebonne which involved a CD of medical records introduced into evidence and whether the Clerk should charge the page number of the records or \$5.00 for the exhibit. The Court ruled that the Clerk can only charge \$5.00. Theresa is debating whether to appeal the decision.

Debbie discussed judicial commitments and that the Supreme Court has given a grant to obtain docket numbers for persons committed.

District Reports

District 1 – No report

District 2 – Theresa Robichaux – Act 309 was discussed by Annette Fontana and the concern for the Clerks and redacting information.

District 3 – Louis Perret reported that District 3 met and that all is good.

District 4 – Mike Spence brought up the LCRAA portal. Specifically about the Clerks currently making money on traffic tickets and request for that information and turning that information to the Portal.

District 5 – Met but there was no report.

District 6 – Connie Couvillon reported that they met at the Clerk's Institute and discussed the time to process an expungement.

District 7 – Jeff Skidmore reported that they met at the Clerk's Institute. He advised that the Clerks discussed the positive increase in recording. He also recommended taking advantage of the LCRAA grants

District 8 – Not present

District 9 – Rodd Naquin discussed the Appellate Record Seminar. He also brought up the Louisiana Checkboard Site and possible applicability to the Clerks.

Other Business

No other business

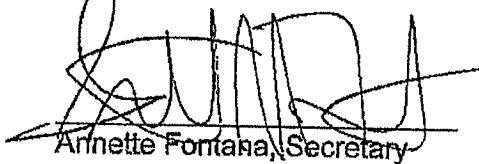
Comments by Board Members

No comments

Adjournment

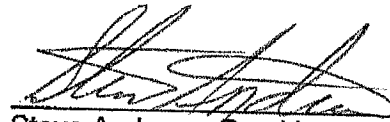
Motion to adjourn by Jeff Skidmore, second by Kim Turlich-Vaughan. Motion passed without opposition.

Respectfully Submitted,



Annette Fontana, Secretary

Approved:



Steve Andrews, President