

BOSSIER PARISH POLICE JURY  
BENTON, LOUISIANA  
MINUTES  
October 4, 2006  
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The Bossier Parish Police Jury met in regular and legal session on the 4th day of October, 2006, at 2:00 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana. The President, Mr. Jerome Darby, called the meeting to order. The invocation was given by Mr. Eddy Shell and the pledge of allegiance was led by Mr. Bill Altimus. The Secretary-Treasurer, Ms. Cheryl Martin, called the roll, with all members present, as follows:

Mr. William Altimus	Mr. Winfred Johnston
Mr. Rick Avery	Mr. Hank Meachum
Mr. Jimmy Cochran	Mr. Henry Mitchell
Mr. Brad Cummings	Mr. Jeff Rogers
Mr. Jerome Darby	Mr. Eddy Shell
Mr. Wayne Hammack	Mr. Jesse Williams

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Others present were Mr. Bill Altimus, Parish Administrator; Mr. Patrick Jackson, Parish Attorney, Mr. Joe E. "Butch" Ford, Jr., Parish Engineer; Ms. Cheryl Martin, Secretary-Treasurer.

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Ms. Martin announced that the police jury will now convene as a Board of Tax Review to hear protests on 2006 tax assessments as established by the Bossier Parish Tax Assessor. Mr. Bobby Edmiston, Bossier Parish Tax Assessor, advised that an appeal was received from the former Isle of Capri Casino and from Eldorado Casino Shreveport Joint Venture f/k/a Hollywood Casino Shreveport. There were no representatives from either casino present. Mr. Edmiston requested that the police jury uphold the 2006 tax assessment on these properties, as established by the Bossier Parish Tax Assessor. He advised that meetings were previously held with representatives from each entity and agreements were reached. **Motion was made by Mr. Avery, seconded by Mr. Altimus, to uphold the 2006 tax assessment for the former Isle of Capri Casino and for Eldorado Casino Shreveport Joint Venture f/k/a Hollywood Casino Shreveport, as established by the Bossier Parish Tax Assessor. Motion carried unanimously.**

RESOLUTION

WHEREAS, the Bossier Parish Police Jury met as a Board of Tax Review on October 4, 2006, in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana, for the purpose of hearing protests on 2006 tax assessments as established by the Bossier Parish Tax Assessor, in accordance with the state law; and

WHEREAS, the following assessment was protested:

Property Owner: Former Isle of Capri Casino

Legal Description: Isle of Capri Casino and Resort, 711 Isle of Capri Boulevard, Bossier City, Bossier Parish,

LA

Assessment Number: 146240

Protested Assessed Value: \$4,746,430.00

WHEREAS, Notice of Appeal Request for Board of Review was mailed in and no one was present representing the taxpayer.

NOW, THEREFORE BE IT RESOLVED by the Bossier Parish Police Jury that Assessment No. 146240 be upheld as set by the Bossier Parish Tax Assessor, at \$4,746,430.00.

The resolution was offered by Mr. Avery, seconded by Mr. Altimus. Upon vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

RESOLUTION

WHEREAS, the Bossier Parish Police Jury met as a Board of Tax Review on October 4, 2006, in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana, for the purpose of hearing protests on 2006 tax assessments as established by the Bossier Parish Tax Assessor, in accordance with the state law; and

WHEREAS, the following assessment was protested:

Property Owner: Louisiana Riverboat Gaming Partnership

Legal Description: Isle of Capri Casino and Resort, 711 Isle of Capri Boulevard, Bossier City, Bossier Parish,

LA

Assessment Number: 130527, 130529

Protested Assessed Value: \$4,194,120.00

WHEREAS, Notice of Appeal Request for Board of Review was mailed in and no one was present representing the taxpayer.

NOW, THEREFORE BE IT RESOLVED by the Bossier Parish Police Jury that Assessment No. 130527 and Assessment No. 130529 be upheld as set by the Bossier Parish Tax Assessor, at \$4,194,120.00.

The resolution was offered by Mr. Avery, seconded by Mr. Altimus. Upon vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

RESOLUTION

WHEREAS, the Bossier Parish Police Jury met as a Board of Tax Review on October 4, 2006, in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana, for the purpose of hearing protests on 2006 tax assessments as established by the Bossier Parish Tax Assessor, in accordance with the state law; and

WHEREAS, the following assessment was protested:

Property Owner: ICH, LLC

Legal Description: Isle of Capri Casino and Resort, 711 Isle of Capri Boulevard, Bossier City, Bossier Parish,

LA

Assessment Number: 130528

Protested Assessed Value: \$7,648,750.00

WHEREAS, Notice of Appeal Request for Board of Review was mailed in and no one was present representing the taxpayer.

NOW, THEREFORE BE IT RESOLVED by the Bossier Parish Police Jury that Assessment No. 130528 be upheld as set by the Bossier Parish Tax Assessor, at \$7,648,750.00.

The resolution was offered by Mr. Avery, seconded by Mr. Altimus. Upon vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

RESOLUTION

WHEREAS, the Bossier Parish Police Jury met as a Board of Tax Review on October 4, 2006, in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana, for the purpose of hearing protests on 2006 tax assessments as established by the Bossier Parish Tax Assessor, in accordance with the state law; and

WHEREAS, the following assessment was protested:

Property Owner: Eldorado Casino Shreveport & Joint Venture (f/k/a Hollywood Casino Shreveport

Legal Description: 451 Clyde Fant Parkway, Shreveport, Bossier Parish, LA

Assessment Number: 152780

Protested Assessed Value: \$10,541,080.00

WHEREAS, Notice of Appeal Request for Board of Review was mailed in and no one was present representing the taxpayer.

NOW, THEREFORE BE IT RESOLVED by the Bossier Parish Police Jury that Assessment No. 152780 be upheld as set by the Bossier Parish Tax Assessor, at \$10,541,080.00.

The resolution was offered by Mr. Avery, seconded by Mr. Altimus. Upon vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

RESOLUTION

WHEREAS, the Bossier Parish Police Jury met as a Board of Tax Review on October 4, 2006, in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana, for the purpose of hearing protests on 2006 tax assessments as established by the Bossier Parish Tax Assessor, in accordance with the state law; and

WHEREAS, the following assessment was protested:

Property Owner: Eldorado Casino Shreveport & Joint Venture (f/k/a Hollywood Casino Shreveport

Legal Description: 451 Clyde Fant Parkway, Shreveport, Bossier Parish, LA

Assessment Number: 152725

Protested Assessed Value: \$7,207,210.00

WHEREAS, Notice of Appeal Request for Board of Review was mailed in and no one was present representing the taxpayer.

NOW, THEREFORE BE IT RESOLVED by the Bossier Parish Police Jury that Assessment No. 152725 be upheld as set by the Bossier Parish Tax Assessor, at \$7,207,210.00.

The resolution was offered by Mr. Avery, seconded by Mr. Altimus. Upon vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

The Board of Tax Review was concluded. At 3:24 p.m., a facsimile from Phelps Dunbar, LLP, was received and read aloud, officially withdrawing the protests of the former Isle of Capri Casino and the protests of Eldorado Casino Shreveport Joint Venture f/k/a Hollywood Casino Shreveport.

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Mr. Bruce Easterly discussed bids received on September 20, 2006, for the Vickers Road Reconstruction Project, recommending that the low bid of Benton & Brown, LLC, in the amount of \$83,879.75 be accepted. He stated that \$74,400 is available from Capital Outlay Funds for the project, which leaves a balance which the police jury will contribute in the amount of \$9,479.75. **Motion was made by Mr. Williams, seconded by Mr. Hammack, to accept the low bid of Benton & Brown, LLC, in the amount of \$83,879.75, subject to concurrence of the Louisiana Office of Facility Planning and Control. Motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 4<sup>th</sup> day of October, 2006, that it does hereby award the bid for the Vickers Road Reconstruction Project to Benton & Brown, LLC, low bidder meeting specifications, subject to the concurrence of the Office of Facility Planning and Control.

BE IT FURTHER RESOLVED that the Bossier Parish Police Jury has funds available to pay all costs over and above the committed Capital Outlay Funds for this project.

The resolution was offered by Mr. Williams, seconded by Mr. Hammack. Upon unanimous vote, it was duly adopted on this 4<sup>th</sup> day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Easterly reviewed bids received on September 20, 2006 for the Freedom Street Reconstruction Project and recommended that the low bid of Benton & Brown, LLC in the amount of \$140,869.25 be accepted. He stated that Capital Outlay funds in the amount of \$98,900 are available for the project, which leaves a balance of \$41,969.25 which must be contributed by the police jury. Mr. Easterly advised jurors that this project includes 0.35 miles of Freedom Street not funded by Capital Outlay, and stated that the project is within budget. **Motion was made by Mr. Meachum, seconded by Mr. Shell, to accept the low bid of Benton & Brown, LLC, in the amount of \$140,869.25, subject to concurrence of the Louisiana Office of Facility Planning and Control. Motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 4<sup>th</sup> day of October, 2006, that it does hereby award the bid for the Freedom Street Reconstruction Project to Benton & Brown, LLC, low bidder meeting specifications, subject to the concurrence of the Office of Facility Planning and Control.

BE IT FURTHER RESOLVED that the Bossier Parish Police Jury has funds available to pay all costs over and above the committed Capital Outlay Funds for this project.

The resolution was offered by Mr. Meachum, seconded by Mr. Shell. Upon unanimous vote, it was duly adopted on this 4<sup>th</sup> day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Ms. Martin announced the public hearing to consider approval of the application of Evergreen Ministries, Inc., for a zoning amendment to change the zoning classification of an approximately 3.18 acre tract of land in Section 9, Township 18 North, Range 14 West, 2110 Highway 80, Haughton, LA, from R-A, Residential-Agriculture District, to B-2, Limited Business District, for a church office facility located on the north side of Highway 80, east of the Bellevue Road. The application received a favorable recommendation from the Bossier City-Parish MPC.

Mr. John Taylor, President of Evergreen Ministries, stated that the proposed location, which is currently occupied by the Central of Assembly of God Church, will provide approximately 35% more room for their administrative offices. There being no opposition, **motion was made by Mr. Rogers, seconded by Mr. Mitchell, to approve the application of Evergreen Ministries, Inc., for a zoning amendment as presented. Motion carried unanimously.**

ORDINANCE NO. 4121

AN ORDINANCE TO AMEND BOSSIER PARISH ORDINANCE NO. 3908 OF 2003, WHICH ADOPTED A UNIFIED DEVELOPMENT CODE FOR THE BOSSIER CITY-PARISH METROPOLITAN PLANNING COMMISSION AND THE PARISH OF BOSSIER, LOUISIANA, BY CHANGING THE ZONING CLASSIFICATION OF A TRACT OF LAND LOCATED IN SECTION 9, TOWNSHIP 18 NORTH, RANGE 14 WEST, BOSSIER PARISH, LA, FROM R-A, RESIDENTIAL AGRICULTURE DISTRICT, TO B-2, LIMITED BUSINESS DISTRICT.

BE IT ORDAINED by the Bossier Parish Police Jury in regular and legal session convened on this 4<sup>th</sup> day of October, 2006, that Ordinance No. 3908 of 2003 (Unified Development Code) of the Police Jury of Bossier Parish, is hereby amended to change the zoning classification of a tract of land located in Section 9, Township 18 North, Range 14 West, (2110 Highway 80) Bossier Parish, LA, from R-A, Residential-Agriculture District, to B-2, Limited Business District, being more particularly described as follows:

A tract of land located in the southeast quarter of Section 9, T18N-R14W, Bossier Parish, LA, and being more particularly described as follows: Beginning at a found 1 ½" iron pipe marking the southeast corner of the southwest quarter of the southeast quarter of said Section 9, for corner and point of beginning of the tract herein described: thence, north 0° 05' 55" east 600.00 feet; thence north 89° 58' 21" east 230.62 feet; thence, south 0° 09' 00" west 600.00 feet to a point on the north right of way line of Highway 80 east; thence south 89° 58' 21" west along said right of way to the point of beginning; said tract containing 3.18 acres more or less.

Applicant: Evergreen Ministries, Inc.

Purpose: Church office facility

The ordinance was offered by Mr. Rogers, seconded by Mitchell. Upon unanimous vote, it was duly adopted on this 4<sup>th</sup> day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Ms. Martin announced the public hearing to consider the application of the Bossier City-Parish Metropolitan Planning Commission to revise Article 5, Section 5.6.1, Special Exception Uses, in the Unified Development Code, to allow a separate residence on tracts without the need for platting. Mr. Sam Marsiglia, Bossier City MPC Director, stated that the MPC receives many requests for small subdivision plats on property for a family member or caretaker. He stated that the proposed ordinance provides that the tract must be at least two acres in size and by a Special Exception Use, will allow a separate residence on the tract for a family member or caretaker. Mr. Marsiglia stated that the property owner must provide an affidavit to the MPC each year verifying that the land use has not changed. He stated that such requests will not come before the police jury, but will be handled by the MPC Board of Adjustments. Mr. Marsiglia stated that the ordinance applies to modular homes, mobile homes and site-built homes with no minimum square footage requirement.

Mr. Cummings asked how long the property owner has to remove the second dwelling if the approved land use changes. Mr. Marsiglia stated that the residence should be removed immediately, but may vary depending on each individual situation. He stated that a time limit can be considered.

There being no opposition, **motion was made by Mr. Avery, seconded by Mr. Cummings, to approve the request for an amendment to the Unified Development Code, as presented. Motion carried unanimously.**

ORDINANCE NO. 4122

AN ORDINANCE TO AMEND BOSSIER PARISH ORDINANCE NO. 3908 OF 2003 WHICH ADOPTED A UNIFIED DEVELOPMENT CODE FOR THE BOSSIER CITY-PARISH METROPOLITAN PLANNING COMMISSION AND THE PARISH OF BOSSIER, LOUISIANA, TO ALLOW ONE SEPARATE RESIDENCE, WITHOUT A SUBDIVISION PLAT, TO BE PLACED BEHIND OR BESIDE THE PRIMARY RESIDENCE BY SPECIAL EXCEPTION USE.

BE IT ORDAINED by the Bossier Parish Police Jury on this 4<sup>th</sup> day of October, 2006, that the Unified Development Code be and is hereby amended to add the following language:

Section 5.6.1 Single-family Detached Dwellings

D. Separate Dwelling Unit for Family Member or Caretaker.

In the unincorporated areas of the Bossier City-Parish MPC planning area, a separate single family dwelling for an immediate family member or designated caretaker of an individual or of the property, may be allowed on the same tract of land without the requirement of a subdivision plat as a Special Exception Use in the R-A, R-E and R-LD Districts following the procedures described in Section 3.3.3. The following conditions shall apply:

1. Caretaker is defined as an individual who is responsible for the maintenance of the property or is responsible for the care of an elderly or disabled person living in the primary dwelling.  
The tract of land which the separate single family dwelling is to occupy shall have an area of at least two acres.
3. The tract of land must meet all Bossier Parish Health Department standards for potable water and sewage treatment.
4. The additional single family dwelling shall be separated from the primary residence by a distance of at least twice the minimum side yard setback requirement. All efforts should be made to locate the separate dwelling in the rear yard. The residence shall meet all compatibility standards of sections A and C above.  
All efforts should be made to allow the separate dwelling to share a driveway with the primary residence. Any new driveway cuts must be approved by the Bossier Parish Engineer prior to applying for the Special Exception Use.
6. The Special Exception Use approval shall not supersede any subdivision covenants that would not allow a separate residence.
7. If approved, the owner of the property shall within 10 days, file in the office of the Parish Recorder, with a filed stamped copy to the Planning Department, a declaration of covenants, which have been approved by the Executive Director, stating the right to maintain a separate single family dwelling ceases upon transfer of title of the land. Failure to timely submit the required copy of the recorded covenant will be grounds to revoke the Special Exception Use for occupation of the separate dwelling and shall be considered a violation of this code and subject to the penalties herein. Upon transfer of the title, the separate single family dwelling must be removed or the new owner must apply for Special Exception Use as a residence under 5.6.1.D to continue using the separate dwelling.
8. If approved, the owner of the property shall submit a notarized affidavit to the Planning Department, verifying the qualifying relationship of the occupant of the separate single family dwelling. In order to continue the use of the separate dwelling, the owner of the property must submit a notarized affidavit certifying the qualifying relationship of the occupant by January 31 of each year. Failure to submit the required affidavit will be grounds to revoke the Special Exception Use and considered a violation of this code and subject to the penalties herein.

The ordinance was offered by Mr. Avery, seconded by Mr. Cummings. Upon unanimous vote, it was duly adopted on this 4<sup>th</sup> day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Ms. Martin announced the public hearing to consider the application of Gulf States Towers II, LLC, for the installation of a wireless communications facility with a tower 195' in height on an R-A tract, located on a 0.07 acre tract of land located on the west side of Airline Drive, south of Kingston Road, in Section 21, Township 19 North, Range 13 West, Bossier Parish, LA. The application received a favorable recommendation from the Bossier City MPC. Mr. Terry Price, 13625 Kimball Avenue, Baton Rouge, LA, spoke on behalf of Gulf States Towers II, LLC, advising that a 195' monopole tower is proposed that will accommodate all cellular service carriers and be beneficial for E911 service. He stated that the proposed location is located 353' behind the Club Car Golf Cart Sales and will not be lighted. Mr. Price stated that the proposed tower location is 700' from the nearest home, and advised that survey cards were sent to cell phone owners within the zip code area of the proposed site.

Mr. Avery agreed that a communications tower is needed in this area but recommended that an alternative location be considered. He stated that residents of the area are concerned about safety and property values and suggested that the matter be tabled to search for another location. Mr. Ford, Parish Engineer, suggested property on Swan Lake Road, advising that this area is growing. Mr. Price stated that they must have a lease on property, and stated that there may be flight issues in this area due to Barksdale Air Force Base.

Mr. Ed Ball, 4013 Pinewood Street, Benton, expressed opposition. He stated that he represents Ball Holdings, LLC, and advised that they own 26 lots in the North Airline Acres Subdivision. He stated that six of these lots adjoin the proposed tower property. Mr. Ball stated that the location of a tower here will decrease property values. He presented a petition signed by the residents of North Airline Acres who are opposed.

Mr. Don Mason presented a petition signed by residents of Willow Lake Subdivision who are opposed due to the potential decrease in property values.

Mr. Tom Sanders stated that he owns 28 acres south of the proposed site and stated that he has had an offer to sell 20 acres. Mr. Sanders stated that location of a tower in this area will be detrimental to property values.

Mr. David Hall, developer of Willow Lake Subdivision, stated that he agrees that communication towers are needed but urged Mr. Price to look for another location.

At the request of the President, all members of the audience who are opposed to the proposed communications tower were asked to stand.

Mr. Price stated that there will be no lights on the tower and stated that the site will be fenced. He stated that the tower is designed to collapse straight down within a 30' radius.

Mr. Rogers stated that we all use cellular phones and want the service, but expressed opposition to locating a tower in a residential area.

Mr. David Hall stated that if Mr. Sanders' land is developed, the tower will be located approximately 60' from planned structures.

**Motion was made by Mr. Avery, seconded by Mr. Cummings, to overturn the favorable ruling of the Bossier City-Parish MPC, and deny the application of Gulf States Towers II, LLC, for the installation of a wireless communications facility/tower on the west side of Airline Drive, due to the concerns that this structure would not be the best use for property within a residential area. Motion carried unanimously.**

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Ms. Martin announced the public hearing to consider approval of the plat of the proposed development of Autumn Creek, Unit No. 3, located in Section 32, Township 19 North, Range 13 West, Bossier Parish, LA. Mr. Bill Taylor, Coyle Engineering Co., Inc., stated that the proposed development consists of 26 additional lots which will be served by Bossier City water and sewer. Mr. Ford stated that the drainage plan has been reviewed and advised that the

runoff will go to Benoist Bayou. He stated that the development meets all subdivision regulations and recommended approval. There being no opposition, **motion was made by Mr. Avery, seconded by Mr. Shell, to approve the plat of the proposed development of Autumn Creek, Unit No. 3, as presented. Motion carried unanimously.**

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Ms. Martin announced the public hearing to consider approval of the plat of the proposed re-plat of Lots 41 and 42, Lintwin Hills, Unit 1-A, Bossier Parish, LA (519 Calvin Drive, Benton, LA)

Mr. Ford, Parish Engineer, stated that the owner of the property lives on Lot 41 and placed the water well on Lot 42 by mistake. The owner now wants to sell Lot 42 and must change the lot lines so the water well will remain on his property.

There being no opposition, **motion was made by Mr. Williams, seconded by Mr. Meachum, to approve the proposed replat of Lots 41 and 42, Lintwin Hills, Unit 1-A, as presented. Motion carried unanimously.**

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Ms. Martin announced the public hearing to consider approval of the plat of the proposed development of Belle Rose at Legacy, Unit 2, located in Section 22, Township 19 North, Range 13 West, Bossier Parish, LA. Mr. Andy Craig, Mohr & Associates, advised that this is a continuation of Belle Rose at Legacy, Unit 1, and is served by Bossier City water and sewer. He stated that the development will have concrete streets with sidewalks and street lights. Mr. Ford, Parish Engineer, stated that the proposed development meets all parish regulations. Mr. Cochran asked if an additional road is being considered to provide another entrance/exit to the development. Mr. Ford explained that Sawgrass Parkway will be extended to Deen Point Road and that an east entrance is being considered. There being no opposition, **motion was made by Mr. Avery, seconded by Mr. Mitchell, to approve the plat of the proposed development of Belle Rose at Legacy, Unit No. 2, as presented. Motion carried unanimously.**

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Ms. Martin announced the public hearing to consider approval of the plat of the proposed development of Redwood Place at Legacy, Unit 2, located in Section 21, Township 19 North, Range 13 West, Bossier Parish, LA. Mr. Andy Craig, Mohr & Associates, Inc., stated that this is a continuation of Redwood Place at Legacy, Unit 1. Mr. Ford recommended approval. There being no opposition, **motion was made by Mr. Avery, seconded by Mr. Mitchell, to approve the plat of the proposed development of Redwood Place at Legacy, Unit 2, as presented. Motion carried unanimously.**

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Ms. Martin announced the public hearing to consider approval of the plat of the proposed development of River Bluff, Unit No. 3, located in Sections 31 and 32, Township 19 North, Range 13 West, Bossier Parish, LA. Mr. Jeff Wyatt, representing the developer, and Mr. Jeff Raley, Raley & Associates, were present. Mr. Avery asked the status of the installation of railroad crossing signals on South Rebouche. Mr. Ford, Parish Engineer, stated that he is currently working with the developer on this matter, and stated that the developer will be required to provide a north bound turn lane to South Rebouche. He stated that a letter of credit of \$150,000 has been provided by the developer in the event the police jury is unable to secure any other means of funding for the installation of railroad crossing signals at the South Rebouche crossing. Mr. Ford explained that if funds are not found, the letter of credit will be available and that no other phases of this development will be approved until the crossing signals are in place. Mr. Ford explained that the letter of credit is valid for a two-year period, and stated that in the event 50% of the lots in this development are sold, the signals must be installed. He stated that if other funding becomes available, the developer will be reimbursed the \$150,000.

Mr. Ford stated that streets will be built to parish specifications and advised that the development is served by Bossier City water and sewer. Mr. Avery expressed concern regarding parking on the streets. Mr. Wyatt advised that off-street visitor parking will be provided, as well as public parking in the marina area.

Mr. Ford stated that there are three entrance/exits to the subdivision off Rebouche Road, and recommended that the widening of Rebouche Road be considered at an estimated cost of \$100,000.

**Motion was made by Mr. Avery, seconded by Mr. Rogers, to approve the plat of the proposed development of River Bluff, Unit No. 3, subject to review of the letter of credit by the Parish Attorney. Motion carried unanimously.**

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Ms. Martin announced the public hearing to consider the application of Karla Omberg Sava to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land located in Section 16, Township 18 North, Range 12 West, Bossier Parish, LA, from R-A, Residential-Agriculture District, to R-LD, Residential Low Density District, for a mobile home subdivision. This matter was tabled on September 6, 2006, pending correction of a property standards violation at this location. The police jury has cleaned up the property at 121, 123 and 125 Bodcau Station Road, in accordance with Bossier Parish property standards regulations, and has filed a lien against the property.

Mr. Sam Marsiglia, Bossier City MPC Director, stated that the requested zoning amendment is required to allow Ms. Sava to maintain the two mobile homes currently located on her property, which are occupied by Ms. Sava and her son. He stated that Ms. Sava is required to provide a plat of the subdivision of this property into two lots.

There being no opposition, **motion was made by Mr. Rogers, seconded by Mr. Cochran, to approve the application of Karla Omberg Sava for a zoning amendment, as presented. Motion carried unanimously.**

#### ORDINANCE NO. 4123

AN ORDINANCE TO AMEND BOSSIER PARISH ORDINANCE NO. 3908 OF 2003, WHICH ADOPTED A UNIFIED DEVELOPMENT CODE FOR THE BOSSIER CITY-PARISH METROPOLITAN PLANNING COMMISSION AND THE PARISH OF BOSSIER, LOUISIANA, BY CHANGING THE ZONING CLASSIFICATION OF A TRACT OF LAND LOCATED IN SECTION 16, TOWNSHIP 18 NORTH, RANGE 12 WEST, BOSSIER PARISH, LA, FROM R-A, RESIDENTIAL AGRICULTURE DISTRICT, TO R-LD, RESIDENTIAL LOW DENSITY DISTRICT.

BE IT ORDAINED by the Bossier Parish Police Jury in regular and legal session convened on this 4th day of October, 2006, that Ordinance No. 3908 of 2003 (Unified Development Code) of the Police Jury of Bossier Parish, is hereby amended to change the zoning classification of a tract of land located in Section 16, Township 18 North, Range 12 West, Bossier Parish, LA, from R-A, Residential-Agriculture District, to R-LD, Residential-Low Density District, being more particularly described as follows:



## RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 4th day of October, 2006, that Jerome Darby, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, Change Order No. 18 on the courthouse renovation/addition project in an additional amount of \$273,587.74.

The resolution was offered by Mr. Shell, seconded by Mr. Altimus. Upon unanimous vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Vince DeFatta, Coyle Engineering, Inc., presented an amended Change Order No. 6 on the new Benton Library project in an additional amount of \$13,029.48 and 25 additional contract days. He explained that the changes involve additional expenses for electrical work and requirements for the chain link fence. He stated that the substantial completion date for the project is October 30, 2006. **Motion was made by Mr. Williams, seconded by Mr. Avery, to approve amended Change Order No. 6 on the new Benton Library project, and to authorize the President to execute all documents. Motion carried unanimously.**

## RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 4th day of October, 2006, that Jerome Darby, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, amended Plan Change No. 6 on the new Benton Library construction project in an additional amount of \$13,029.48.

The resolution was offered by Mr. Williams, seconded by Mr. Avery. Upon unanimous vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Mitchell, seconded by Mr. Rogers, to approve Plan Change No. 5 on the East 80 Library renovation project in an additional amount of \$3,914.77, and to authorize the President to execute all documents. Motion carried unanimously.**

## RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 4th day of October, 2006, that Jerome Darby, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, Plan Change No. 5 on the East 80 Library renovation project in an additional amount of \$3,914.77.

The resolution was offered by Mr. Mitchell, seconded by Mr. Rogers. Upon unanimous vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Avery, seconded by Mr. Williams, to adopt resolutions accepting the streets and drainage in Cattail Point at Legacy, Phase 1, Belle Rose at Legacy Phase 1, and Redwood Place at Legacy, Phase 1. Motion carried unanimously.**

## RESOLUTION

WHEREAS, the Bossier Parish Police Jury in regular and legal session convened on the 4<sup>th</sup> day of October, 2006, has received a request from Southern Home Builders, Inc., that the parish accept into its system for permanent maintenance the streets and drainage in Cattail Point at Legacy Unit 1, Bossier Parish, Louisiana.

WHEREAS, the said streets and drainage have been completed in accordance with the specifications of the Bossier Parish Police Jury; and

WHEREAS, a two-year maintenance bond has been executed in favor of the Bossier Parish Police Jury to guarantee against failure of said streets and drainage as to material and workmanship as required by Chapter 110, Section 110-201 of the Bossier Parish Code of Ordinances.

NOW, THEREFORE, BE IT RESOLVED, by the Bossier Parish Police Jury that it does accept the two-year maintenance bond of Southern Home Builders, Inc., including labor and materials, for the above captioned streets and drainage.

BE IT FURTHER RESOLVED, that the Bossier Parish Police Jury does hereby accept into the parish maintenance system for continuous maintenance, the streets and drainage located in Cattail Point at Legacy, Bossier Parish, Louisiana.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be recorded in the Office of the Clerk of Court, Bossier Parish, Louisiana, together with the maintenance bond.

The resolution was offered by Mr. Avery, seconded by Mr. Williams. Upon unanimous vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

## RESOLUTION

WHEREAS, the Bossier Parish Police Jury in regular and legal session convened on the 4<sup>th</sup> day of October, 2006, has received a request from Southern Home Builders, Inc., that the parish accept into its system for permanent maintenance the streets and drainage in Belle Rose at Legacy Unit 1, Bossier Parish, Louisiana.

WHEREAS, the said streets and drainage have been completed in accordance with the specifications of the Bossier Parish Police Jury; and

WHEREAS, a two-year maintenance bond has been executed in favor of the Bossier Parish Police Jury to guarantee against failure of said streets and drainage as to material and workmanship as required by Chapter 110, Section 110-201 of the Bossier Parish Code of Ordinances.

NOW, THEREFORE, BE IT RESOLVED, by the Bossier Parish Police Jury that it does accept the two-year maintenance bond of Southern Home Builders, Inc., including labor and materials, for the above captioned streets and drainage.

BE IT FURTHER RESOLVED, that the Bossier Parish Police Jury does hereby accept into the parish maintenance

system for continuous maintenance, the streets and drainage located in Belle Rose at Legacy, Phase 1, Bossier Parish, Louisiana.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be recorded in the Office of the Clerk of Court, Bossier Parish, Louisiana, together with the maintenance bond.

The resolution was offered by Mr. Avery, seconded by Mr. Williams. Upon unanimous vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

RESOLUTION

WHEREAS, the Bossier Parish Police Jury in regular and legal session convened on the 4<sup>th</sup> day of October, 2006, has received a request from Southern Home Builders, Inc., that the parish accept into its system for permanent maintenance the streets and drainage in Redwood Place at Legacy Unit 1, Bossier Parish, Louisiana.

WHEREAS, the said streets and drainage have been completed in accordance with the specifications of the Bossier Parish Police Jury; and

WHEREAS, a two-year maintenance bond has been executed in favor of the Bossier Parish Police Jury to guarantee against failure of said streets and drainage as to material and workmanship as required by Chapter 110, Section 110-201 of the Bossier Parish Code of Ordinances.

NOW, THEREFORE, BE IT RESOLVED, by the Bossier Parish Police Jury that it does accept the two-year maintenance bond of Southern Home Builders, Inc., including labor and materials, for the above captioned streets and drainage.

BE IT FURTHER RESOLVED, that the Bossier Parish Police Jury does hereby accept into the parish maintenance system for continuous maintenance, the streets and drainage located in Redwood Place at Legacy, Phase 1, Bossier Parish, Louisiana.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be recorded in the Office of the Clerk of Court, Bossier Parish, Louisiana, together with the maintenance bond.

The resolution was offered by Mr. Avery, seconded by Mr. Williams. Upon unanimous vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Ford advised that right-of-way for the extension of Duckwater Landing has been obtained and parish crews will begin work on the project shortly.

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Mr. Ford reported that the fence at East Pointe Subdivision has been repaired and recommended that the moratorium on building permits for Total Properties, Inc., be lifted. **Motion was made by Mr. Williams, seconded by Mr. Johnston, to allow Total Properties, Inc., to obtain building permits. Motion carried unanimously.**

\*\*\*

Mr. Bruce Easterly reported on a meeting with the Northwest Louisiana Council of Governments regarding the proposed north/south and east/west corridor projects for Bossier Parish. He stated Stage 0 of the east/west project has been approved by the State, and requested that a resolution be adopted authorizing the President to execute a parish/state cooperative endeavor agreement for the east/west project. **Motion was made by Mr. Cummings, seconded by Mr. Avery, to adopt a resolution authorizing the President to execute documents in connection with the proposed east/west corridor project. Motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 4th day of October, 2006, that Jerome Darby, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, a Cooperative Endeavor with the State of Louisiana for the east/west corridor project in Bossier Parish.

The resolution was offered by Mr. Cummings, seconded by Mr. Avery. Upon unanimous vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Meachum, seconded by Mr. Altimus, to authorize the advertising for bids for the Island Subdivision Drainage Improvements Project, bids to be received November 15, 2006. Motion carried unanimously.** Mr. Easterly stated that this project will be funded through Capital Outlay.

\*\*\*

A facsimile was received at 3:24 p.m., from Phelps Dunbar, LLP, officially withdrawing the protests of 2006 tax assessments for the former Isle of Capri Casino and the Eldorado Casino Joint Venture Shreveport f/k/a Hollywood Casino Shreveport.

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Jurors were provided copies of the 2007 budget requests. Ms. Martin advised that a preliminary review of the proposed 2007 budget will be held on October 18, 2006.

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There was discussion of a proposed citizen's participation form for police jury meetings. No action was taken.

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**Motion was made by Mr. Cochran, seconded by Mr. Johnston, to adopt an ordinance to officially post certain bridge structures in Bossier Parish, and to adopt the annual certification of compliance, in accordance with the Louisiana Off-System Bridge Replacement Program. Motion carried unanimously.**

ORDINANCE NO. 4124

AN ORDINANCE TO OFFICIALLY POST CERTAIN BRIDGE STRUCTURES LOCATED ALONG THE PARISH TRANSPORTATION SYSTEM IN THE PARISH OF BOSSIER, STATE OF LOUISIANA.

WHEREAS, the Bossier Parish Police Jury is responsible for health, safety and welfare of the public utilizing the parish transportation system in Bossier Parish, and the bridge structures located on these transportation routes; and

WHEREAS, the Bossier Parish Police Jury, in order to provide advance information regarding the bridge structures located on its parish transportation routes, has structurally rated and posted certain bridges, as required by federal, state and local laws.

NOW, THEREFORE, BE IT ORDAINED by the Bossier Parish Police Jury that the bridge structures listed below by structure number and location are hereby officially posted by signing to provide sufficient advance notice to the motoring public as to the load carrying capabilities of each structure:

<u>Structure</u>	<u>Location</u>	<u>Load Posting (T)</u>
PO832217933391	Old Coushatta Road, Trib Flat River	3
PO832225933301	Smith Road, Red Chute Bayou	25-40
PO832242933601	Caplis Sligo Road, Flat River	25-40
PO832245932731	Fairview Koran, Spring Branch	25-40
PO832263932671	Koran Doyline Road, Clark Bayou	15-25
PO832269932881	Johnson Store Road, Foxskin Bayou	15-25
PO832333933321	Daleen Road, Trib Fifi Bayou	3-5
PO832351933431	Winfield Road, Connell Branch	25-40
PO832339934091	Swan Lake Road, Willow Chute Bayou	25-40
PO832365934341	Vanceville Road, Willow Chute Bayou	15-25
PO832382934181	Viking Drive, Trib. Macks Bayou	15-25
PO832457933911	Seven Pines Road, Caney Creek	10-15
PO832457933821	Crouch Road, White Oak Branch	15-25
PO832459932961	Whittington Road, Bodcau Trib	15-25
PO832465933301	Sheppard Road, Trib Bodcau Bayou	10-15
PO832523934411	Old Plain Dealing Hwy, Collinsburg Creek	25-40
PO832526934161	Antrim Road, Lil Cypress Creek	25-40
PO832593933821	Chalybeate Springs Rd, Trib to Mrtnc	25-40
PO832595934471	Log Ferry Road, Stillhouse Bayou	15
PO832594934491	Stillhouse Road, Trib Stillhouse Bayou	15-25
PO833010934591	McCance Road, Posten Bayou	15-25
PO832544934211	Palmetto Street, Trib Lil Cypress Bayou	25-40
PO832159932581	Poole Road, Red Chute Bayou	3
PO832541934191	S. Perrin Street, Lil Cypress Bayou	25-40
PO832194933091	Kelly Road, Flat River Ditch	25-40

BE IT FURTHER ORDAINED, etc., that all ordinances or parts of ordinances in conflict herewith are hereby repealed.

The ordinance was offered by Mr. Cochran, seconded by Mr. Johnston. Upon unanimous vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

**RESOLUTION**

**ANNUAL CERTIFICATION OF COMPLIANCE WITH THE STATE OF LOUISIANA OFF-SYSTEM BRIDGE REPLACEMENT PROGRAM.**

WHEREAS, the code of Federal Regulation, as enacted by the United States Congress, mandates that all structures defined as bridges located on all public roads shall be inspected, rated for safe load capacity and posted in accordance with the National Bridge Inspection Standards and that an inventory of these bridges be maintained by each State; and

WHEREAS, responsibility to inspect, rate and load post those bridges under the authority of Bossier Parish in accordance with those Standards is delegated by the Louisiana Department of Transportation and Development to Bossier Parish.

NOW THEREFORE, BE IT RESOLVED that the governing authority of Bossier Parish in regular meeting assembled does hereby certify to the Louisiana Department of Transportation and Development (herein referred to as DOTD) that for the period October 1, 2006 through September 30, 2007:

1. The Parish has performed all interim inspections on all parish owned or maintained bridges in accordance with the National Bridge Inspection Standards.
2. All bridges owned or maintained by the Parish have been structurally analyzed and rated by the parish as to the safe load capacity in accordance with AASHTO Manual for Maintenance Inspection of Bridges. The load posting information that has been determined by the Louisiana DOTD for all bridges where the maximum legal load under Louisiana state law exceeds the load permitted under the operating rating as determined above has been critically reviewed by the Parish. Load posting information has been updated by the Parish to reflect all structural changes, any obsolete structural ratings or any missing structural ratings.
3. All Parish owned or maintained bridges which require load posting or closing are load posted or closed in accordance with the table in the DOTD Engineering Directives and Standards Manual Directive No. 1.1.1.8. All DOTD supplied load posting information concerning a bridge has been critically reviewed by the Parish Engineer prior to load posting.
4. All bridges owned or maintained by the Parish are shown on the attached list in the format specified by the DOTD. Corrections to data supplied to the Parish by LA DOTD are noted.

These stipulations are prerequisites to participation by the Parish in the Off-System Bridge Replacement Program.

This resolution was considered section by section and as a whole. Upon motion by Mr. Cochran, second by Mr. Johnston and vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Cathcart advised of a request from the Town of Plain Dealing for the jury's assistance with street improvement projects inside the town. He stated that the Town of Plain Dealing will pay all material costs, and has requested that the police jury provide the labor and equipment. **Motion was made by Mr. Cochran, seconded by Mr. Hammack, to approve a request of the Town of Plain Dealing for assistance with street improvement projects inside the town, with the Town of Plain Dealing providing all material costs. Motion carried unanimously.**

\*\*\*

**Motion was made by Mr. Avery, seconded by Mr. Cummings, to authorize 10-day notice to the following property owners advising of property standards violations at these locations in Haymeadow Subdivision. Motion carried unanimously.**

5221 John Wilson	5233 Timothy Trail
5230 John Wilson	5195 Timothy Trail
5238 John Wilson	5212 Clover Lane
5253 John Wilson	5224 Clover Lane

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**Motion was made by Mr. Avery, seconded by Mr. Cummings, to adopt an ordinance establishing a leash law in Kingston Plantation Subdivision. Motion carried unanimously.** A petition signed by a majority of residents in the subdivision has been provided.

ORDINANCE NO. 4125

AN ORDINANCE AMENDING CHAPTER 14, SECTION 14-3, OF THE BOSSIER PARISH CODE OF ORDINANCES BY ESTABLISHING REGULATIONS CONCERNING THE CARE AND KEEPING OF ANIMALS AND PROHIBITING THE RUNNING AT LARGE OF DOGS IN KINGSTON PLANTATION SUBDIVISION, BOSSIER PARISH, LOUISIANA; ESTABLISHING PENALTIES FOR VIOLATION THEREOF.

SECTION 1. BE IT ORDAINED BY THE BOSSIER PARISH POLICE JURY that Chapter 14, Section 14-3, of the Bossier Parish Code of Ordinances is hereby amended to include KINGSTON PLANTATION SUBDIVISION, Bossier Parish, Louisiana:

The ordinance was offered by Mr. Avery, seconded by Mr. Cummings. Upon unanimous vote, it was duly adopted on this 4th day of October, 2006.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Johnston, seconded by Mr. Altimus, to schedule a condemnation hearing on November 1, 2006, to consider condemnation of property at 10505 Highway 3, Plain Dealing, LA, in accordance with property standards regulations. Motion carried unanimously.**

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Mr. Darby reported on a program for the juveniles at the Detention Center sponsored by a local church, advising that there were many planned activities for the kids. He requested that letter of appreciation be sent to the church. The jury concurred.

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There being no further business to come before the Bossier Parish Police jury in regular and legal session on this 4<sup>th</sup> day of October, 2006, the meeting was adjourned by the President at 5:05 p.m.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JEROME DARBY, PRESIDENT  
BOSSIER PARISH POLICE JURY