

BOSSIER PARISH POLICE JURY  
BENTON, LOUISIANA  
MINUTES  
April 6, 2011

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The Bossier Parish Police Jury met in regular and legal session on the 6<sup>th</sup> day of April, 2011, at 2:00 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana. The President, Mr. Rick Avery, called the meeting to order. The invocation was given by Mr. Bill Altimus and the pledge of allegiance was led by Ms. Wanda Bennett. The Parish Secretary, Ms. Cindy Dodson, called the roll, with the following members present:

Mr. William Altimus	Mr. Brad Cummings
Mr. Rick Avery	Mr. Jerome Darby, absent
Ms. Wanda Bennett	Mr. Wayne Hammack
Mr. Glenn Benton	Mr. Winfred Johnston
Mr. Barry Butler	Mr. Hank Meachum
Mr. Jimmy Cochran	Mr. Mac Plummer

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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. Cindy Dodson, Parish Secretary.

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**Motion was made by Mr. Johnston, seconded by Mr. Altimus, to adopt a resolution congratulating the Louisiana New Tech @ Plain Dealing girls' basketball team on winning the Class 1A girls basketball state championship.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.** Mr. Johnston presented the following resolution to team members, coaches and school representatives who were present.

RESOLUTION

WHEREAS, the Louisiana New Tech @ Plain Dealing Lady Lions girls basketball team won the Class 1A girls basketball state championship on Friday, March 4, 2011, with a 64-59 victory over the Arcadia Lady Hornets; and

WHEREAS, this is the first girls basketball state championship title for the Lady Lions since 1974; and

WHEREAS, throughout the season, the Lady Lions girls basketball team demonstrated an outstanding display of leadership and a strong determination in working to achieve the title of State Champions.

NOW, THEREFORE, BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 6<sup>th</sup> day of April, 2011, that it does hereby congratulate the Louisiana New Tech @ Plain Dealing Lady Lions girls basketball team on winning the Class 1A State Championship, and does commend Coach Sheila Bryant Dupree and each member of the Lady Lions girls basketball team for their outstanding efforts in bringing the title of State Champions back to Plain Dealing and to Bossier Parish.

The resolution was offered by Mr. Johnston, seconded by Mr. Altimus. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Ford, Parish Engineer, recommended that the low bid of Louisiana Machinery Co., LLC, in the amount of \$292,759.00, be accepted for the purchase of one new large asphalt paver for the Bossier Parish Highway Department.

**Motion was made by Mr. Altimus, seconded by Mr. Benton, to award the bid for the purchase of one new large asphalt paver for the Bossier Parish Highway Department, to Louisiana Machinery Co., LLC, low bidder meeting bid specifications.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.** Bids were received on March 22, 2011, and results are as follows:

Bidder:	Bid Amount:
H&E Equipment Services	\$311,500.00
Louisiana Machinery Co., LLC	\$292,759.00
Doggett Machinery Services	\$334,500.00
Scott Equipment Company	\$293,791.00

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**Motion was made by Mr. Hammack, seconded by Mr. Johnston, to authorize the advertising for bids for the following street improvement projects, bids to be received at 2:00 p.m., on May 16, 2011:**

**1) Asphaltic concrete wearing course overlay of approximately 1.820 miles of East Linton Road, Project No. 2011-288.**

**2) Asphaltic concrete wearing course overlay of approximately 1.107 miles of Palmetto Road, Project No. 2011-289.**

**3) Asphaltic concrete wearing course overlay of approximately 4 miles of Old Plain Dealing Road, Project No. 2011-290.**

**4) Concrete street repairs in Sweetwater Oaks Subdivision, Project No. 2011-292.**

**5) Concrete street repairs in Creekside Subdivision, Project No. 2011-311.**

**6) Concrete street repairs in Melville Place Subdivision, Unit No. 1, Project No. 2011-312.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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Ms. Dodson announced the public hearing to consider the application of LeDean and Sheri Roberts, to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land located on the southwest side of Highway 71, north of the Elm Grove Baptist Church, in Sections 8 and 9, Township 16 North, Range 12 West, Bossier Parish, LA, from R-A, Residential Agriculture District, to I-1, Light-Industry District, for a light industrial park.

Mr. Micha Duffy, Coyle Engineering Co., Inc., stated that the zoning amendment request includes Lot 1 of

Roberts Subdivision, and a tract of land located in Sections 8 and 9, Township 16 North, Range 12 West, off Viewpoint Road. Mr. Ford advised that in the original construction of Viewpoint Road, it was understood that in the event of commercial development, the first developer is required to extend Viewpoint Road and to construct turning lanes northbound and southbound off Highway 71 at this location. There being no opposition, **motion was made by Mr. Plummer, seconded by Mr. Butler, to approve the application of LeDean and Sheri Roberts, for a zoning amendment, as presented.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

ORDINANCE NO. 4384

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 ON THE SOUTHWEST SIDE OF HIGHWAY 71, NORTH OF ELM GROVE BAPTIST CHURCH, IN SECTIONS 8 AND 9, TOWNSHIP 16 NORTH, RANGE 12 WEST, BOSSIER PARISH, LA, FROM R-A, RESIDENTIAL AGRICULTURE DISTRICT, TO I-1, LIGHT-INDUSTRY DISTRICT, FOR A LIGHT INDUSTRIAL PARK

BE IT ORDAINED by the Bossier Parish Police Jury in regular and legal session convened on this 6<sup>th</sup> day of April, 2011, 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 on the southwest side of Highway 71, north of Elm Grove Baptist Church, in Sections 8 and 9, Township 16 North, Range 12 West, Bossier Parish, LA, from R-A, Residential Agriculture District, to I-1, Light-Industry District, for a light industrial park, being more particularly described as follows:

Lot 1, Roberts Subdivision, as recorded in Conveyance Book 1364, Page 591 of the records of Bossier Parish, Louisiana and a tract of land located in Sections 8 and 9, T16N-R12W, Louisiana Meridian, Bossier Parish, Louisiana, said tract being more fully described as follows: commencing at a one half inch iron rod set for the Section corner common to Sections 4, 5, 8 and 9, T16N-R12W, Louisiana Meridian, Bossier Parish, Louisiana, being the point of beginning of herein described tract: thence run north 89° 38' 54" east a distance of 1,287.12 feet to a one half inch iron pipe found on the westerly right of way of U. S. Highway 71; thence run south 47° 37' 43" east along the westerly right of way of U. S. Highway 71 a distance of 572.00 feet to a one half inch iron rod set; thence leaving the right of way of U. S. Highway 71 run south 89° 38' 54" west a distance of 1,707.33 feet to a one half inch iron rod set; thence run south 89° 00' 41" west a distance of 2,902.79 feet to a one half inch iron rod set on the top bank of Red River Cutoff; thence run north 11° 29' 32" east along the top bank of Red River Cutoff a distance of 433.13 feet to a one half inch iron rod found; thence run north 89° 43' 37" east a distance of 2,827.31 feet back to the point of beginning, including that area from the top bank of Red River Cutoff to the water's edge, less and except the right of way for Viewpoint Road, as dedicated under Instrument No. 1000202 in Conveyance Book 1364, Pages 585 through 586 of the Records of Bossier Parish, Louisiana and less and except Lots 1 and 2, Roberts Subdivision, as recorded in Conveyance Book 1364, Page 591 of the records of Bossier Parish, Louisiana, for a total acreage of 30.90 acres, more or less

Applicant: LeDean and Sheri Roberts

Purpose: Industrial park

The ordinance was offered by Mr. Plummer, seconded by Mr. Butler. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Ms. Bennett, seconded by Mr. Butler, to schedule a public hearing on May 4, 2011, to consider approval of the plat of the proposed development of Rayburn Green Subdivision, being a resubdivision of Lot 21, James E. Burt Jr. Subdivision, located in Section 5, Township 19 North, Range 13 West, Bossier Parish, LA.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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Mr. Patrick Jackson, Parish Attorney, advised that on January 19, 2011, the police jury adopted Ordinance No. 4372 providing for the regulation of noise in the parish, to become effective April 1, 2011. He stated that at this time, there are various enforcement issues that must be resolved and advised that a meeting is scheduled on Thursday, April 14, 2011, with Arpeggio Acoustic Consulting, LLC and members of the Caddo Parish Commission to review these issues. Mr. Jackson requested that the jury suspend enforcement of the noise ordinance for sixty (60) days. After further discussion, **motion was made by Mr. Altimus, seconded by Mr. Johnston, to suspend enforcement of Ordinance No. 4372, which provides for the regulation of noise in Bossier Parish, for sixty (60) days.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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Mr. Bruce Easterly presented Change Order No. 29 on the Cyber Innovation Center building, advising that this change results in a deduct of \$2,908.42. **Motion was made by Mr. Hammack, seconded by Mr. Johnston, to approve Change Order No. 29 on the Cyber Innovation Center building, and to authorize the Parish Administrator to execute documents.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 6<sup>th</sup> day of April, 2011, that it does hereby approve Change Order No. 29 on the Cyber Innovation Center building.

BE IT FURTHER RESOLVED that William R. Altimus, Parish Administrator, is hereby authorized to execute said Change Order No. 29.

The resolution was offered by Mr. Hammack, seconded by Mr. Johnston. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Plummer, seconded by Ms. Bennett, to approve the joint reappointment with the City of Bossier City, of Mr. Luke Turner and Mr. Jim Vanderberry to the Board of Directors for Bossier Parish Communications District No. 1 for four year terms each, terms to expire March 1, 2015.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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**Motion was made by Mr. Cochran, seconded by Mr. Cummings, to adopt an ordinance authorizing the Parish of Bossier to enter into a Local Services Agreement with the City of Bossier City in connection with the acquisition of property for the North Bossier Shared Use Trail, and authorizing the Administrator to execute any documents in connection with said agreement.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

ORDINANCE NO. 4385

AN ORDINANCE AUTHORIZING THE PARISH OF BOSSIER TO ENTER INTO A LOCAL SERVICES AGREEMENT WITH THE CITY OF BOSSIER CITY AND AUTHORIZING THE PARISH ADMINISTRATOR TO EXECUTE ANY DOCUMENTS IN FURTHERANCE THEREOF.

WHEREAS, the Parish of Bossier and the City of Bossier City mutually benefit from the development of infrastructure which enhances existing businesses and encourages the development of new business entities in both the Parish of Bossier and the City of Bossier City; and

WHEREAS, the Parish of Bossier and the City of Bossier City have engaged in joint endeavors regarding the development of industrial parks, juvenile detention facilities, jail operations, research parks, street, highway or road projects, zoning master plans and a uniform development code of which benefits the citizens of Bossier Parish and the City of Bossier City; and

WHEREAS, a Local Services Agreement between the Parish of Bossier and the City of Bossier City will facilitate intergovernmental functions to provide greater economy and efficiency in the operation of local services; and

WHEREAS, the citizens of the Parish of Bossier and the City of Bossier City will benefit by the development created by improving traffic across the parish including the City of Bossier City, by improving streets and roads including Bellevue Road Improvement Project, Arthur Ray Teague Parkway Extension Project, Sligo Road Widening, Rebouche Road Improvement, Arthur Ray Teague Parkway Extension North and South including the Traffic Street Widening Project, Texas Street Improvement Project (Highway 80), Hamilton Road Improvement Project with overpass over Union Pacific Railroad, Viking Drive Improvement, Airline Drive Underpass at KCS Crossing, Stockwell Road, Shed Road Widening Project, Swan Lake Road Widening Project, Old Minden Road Extension Project, Swan Lake Realignment Project, Wemple Road Improvements, North Bossier Shared Use Trail (S. P. No. 744-08-0005), Green Road, Tall Timbers Lateral Improvements – Phase 3, Statewide Flood Control (S. P. No. 576-08-0001)(333), Caplis Sligo Road Bridge over Flat River (S. P. No. 713-08-0110), Parks Road Realignment, Consolidated Waterworks/Sewerage District No. 1 of the Parish of Bossier, State of Louisiana, Palmetto Road Improvement, Poole Road Bridge Replacement, Wastewater Treatment Facility Improvements, Wastewater Collection System Contract No. 1, Wastewater Collection System Contract No. 2, Wastewater Collection System Contract No. 3, Shared Use Trail, Tall Timbers Later Improvements (Tall Timbers-Phase 3), Palmetto Road Widening Phase 1; and

NOW, THEREFORE, BE IT ORDAINED by the Bossier Parish Police Jury of Bossier Parish, Louisiana, in regular session convened, that the PARISH OF BOSSIER and the CITY OF BOSSIER CITY are joining together to plan, finance, construct, acquire and/or improve public projects, servitudes, rights of way, easements, streets, highways and roads within the Parish of Bossier and the City of Bossier City; to operate and maintain such public projects or improvements necessary or incidental thereto and to avail themselves of the method of acquisition of public projects, servitudes, rights of way, easements, streets, highways and roads within the Parish of Bossier and/or City of Bossier City, specifically allowed in LSA-R.S. 33:1329, all for and on behalf of the residents of the Parish of Bossier and the City of Bossier City.

BE IT FURTHER ORDAINED, that the Parish of Bossier and/or the City of Bossier City shall have the right individually or jointly to acquire property pursuant to LSA-R.S. 33:1329 in furtherance of the Bellevue Road Improvement Project, Arthur Ray Teague Parkway Extension Project, Sligo Road Widening, Rebouche Road Improvement, Arthur Ray Teague Parkway Extension North and South including the Traffic Street Widening Project, Texas Street Improvement Project (Highway 80), Hamilton Road Improvement Project with overpass over Union Pacific Railroad, Viking Drive Improvement, Airline Drive Underpass at KCS Crossing, Stockwell Road, Shed Road Widening Project, Swan Lake Road Widening Project, Old Minden Road Extension Project, Swan Lake Realignment Project, Wemple Road Improvements, North Bossier Shared Use Trail (S. P. No. 744-08-0005), Green Road, Tall Timbers Lateral Improvements – Phase 3, Statewide Flood Control (S. P. No. 576-08-0001)(333), Caplis Sligo Road Bridge over Flat River (S. P. No. 713-08-0110), Parks Road Realignment, Consolidated Waterworks/Sewerage District No. 1 of the Parish of Bossier, State of Louisiana, Palmetto Road Improvement, Poole Road Bridge Replacement, Wastewater Treatment Facility Improvements, Wastewater Collection System Contract No. 1, Wastewater Collection System Contract No. 2, Wastewater Collection System Contract No. 3, Shared Use Trail, Tall Timbers Later Improvements (Tall Timbers-Phase 3), Palmetto Road Widening Phase 1, being joint projects of both entities; and

BE IT FURTHER ORDAINED, that William R. Altimus, Parish Administrator, is authorized to sign the Local Services Agreement containing the provisions set forth herein between the PARISH OF BOSSIER and the CITY OF BOSSIER CITY.

BE IT FURTHER ORDAINED that the Parish of Bossier authorizes the Parish Attorney to take whatever action necessary in furtherance of the joint project set forth herein. If any provisions or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can

be given effect and to this end the provisions of this ordinance are hereby declared severable.

The ordinance was offered by Mr. Cochran, seconded by Mr. Cummings. Upon vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Cummings, seconded by Mr. Butler, to adopt a resolution authorizing the acquisition/ratification of property and/or the institution of expropriation proceedings pursuant to a Local Services Agreement executed between the Parish of Bossier and the City of Bossier City necessary for the construction and completion of State Project No. 744-08-0005, F.A.P. No. 0807 (500), North Bossier Shared Use Trail, Old Brownlee Road.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

**RESOLUTION**

A RESOLUTION AUTHORIZING THE ACQUISITION OF PROPERTY AND/OR INSTITUTION OF EXPROPRIATION PROCEEDINGS PURSUANT TO A LOCAL SERVICES AGREEMENT EXECUTED BETWEEN THE PARISH OF BOSSIER AND THE CITY OF BOSSIER CITY NECESSARY FOR CONSTRUCTION AND COMPLETION OF THE NORTH BOSSIER SHARED USE TRAIL PROJECT

**WHEREAS**, the City of Bossier City and the Parish of Bossier have joined together pursuant to a Local Services Agreement to, among other things, construct the North Bossier Shared Use Trail (the "**Project**");

**WHEREAS**, the Parish is in the process of acquiring the needed properties necessary to facilitate construction and completion of the Project;

**WHEREAS**, the Project will require the acquisition of parcels of property specifically including, but not limited to, parcels or tracts of land from the following property parcel/tracts: Parcel No. 1-1, 9-1 and 9-2 –more fully described on **Exhibit A**, attached.

**WHEREAS**, in the event that the offers of compensation for the purchase of the necessary additional parcels of property and/or right-of-ways are not accepted by any property owner, and a voluntary agreement and/or settlement for the purchase of said property cannot be reached on any of said property parcels listed above, then in that event the Parish of Bossier, acting under the authority of and in a manner authorized by Article 1, Section 4 of the Constitution of the State of Louisiana (1974) and La. R.S. 19:1, et seq. and/or La. R.S. 48:441 et. seq. or any other applicable laws of the State of Louisiana, desires to acquire said property by expropriation pursuant to applicable law; and

**WHEREAS**, public necessity dictates that the properties and/or parcels described herein must be owned by and subject to use by the City of Bossier City and the Parish of Bossier.

**NOW, THEREFORE, BE IT RESOLVED** by the Police Jury of the Parish of Bossier, in regular session convened, that the Parish is authorized to acquire all property necessary to facilitate construction and completion of the Project, including, if necessary the filing and prosecution of any expropriation or taking actions related to the Project in the proper court of law and the Parish Attorney, pursuant to the Local Services Agreement between the City of Bossier City and the Parish of Bossier, is hereby authorized to institute expropriation proceedings against the owner or owners of record as they might be at the time of the filing, of the properties, parcels or tracts described above.

**BE IT FURTHER RESOLVED**, that the Parish Administrator and/or Parish President is authorized and empowered to execute all conveyance instruments, including purchase agreements, acts of sale, acts of donation, rights of way or servitude agreements, related to the Project, and to execute any and all other documents necessary to complete the Project, and to pursue any necessary expropriation actions related to the Project, whether or not involving the property tracts and/or owners referred to herein, and to execute any documents pursuant to such terms and conditions as he shall in his sole discretion deem advisable, and is authorized to execute any other document related to the Project and do any and all things necessary and proper to carry out this Resolution and to fulfill its objects and purposes.

**BE IT FURTHER RESOLVED**, that the law firm of Wiener Weiss & Madison, P.C. be and is hereby authorized to assist the Parish Attorney with the expropriation proceedings.

**BE IT FURTHER RESOLVED**, that all actions of the Parish Administrator, Parish President, agents and attorneys regarding the negotiation and execution of all conveyance instruments, including purchase agreements, acts of sale, acts of donation, rights of way or servitude agreements, related to the Project, be and are hereby ratified.

**BE IT FURTHER RESOLVED**, that if any provision or item of this Resolution or application thereof is invalid, such invalidity shall not affect other provisions, items or applications and to this end, the provisions of this Resolution are hereby declared severable.

**BE IT FURTHER RESOLVED**, that all Resolutions or parts thereof of in conflict herewith are hereby repealed.

The ordinance was offered by Mr. Cummings, seconded by Mr. Butler. Upon vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

**Exhibit A**

Legal Description

One certain tract or parcel of land, together with all the improvements situated thereon, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in Section 33, Township 19 North, Range 13 West, Northwestern Land District, Bossier Parish Louisiana, identified as **PARCEL NO(S) 1-1, 9-1 and 9-2** on Sheet No. 1 of the property map for **STATE PROJECT NO. 744-08-0005, NORTH BOSSIER SHARED USE TRAIL, BOSSIER PARISH, LOUISIANA**, prepared by Douglas L. Filler, Professional Land Surveyor, dated November 19, 2010, said map being attached hereto and made a part hereof, which property is more particularly described as follows:

**PARCEL NOS. 1-1**

From a point on the centerline of State Project No. 744-08-0005, at Station 10+49.42, proceed N43°18'20"E a distance of

40.00 feet to the point of beginning; thence proceed S47°17'15"E a distance of 36.86 feet to a point and corner; thence proceed S46°43'38"W a distance of 80.20 feet to a point and corner; thence proceed N47°17'15"W a distance of 32.07 feet to a point and corner; thence proceed N43°18'20"E a distance of 80.00 feet to the point of beginning. All of which comprises Parcel 1-1 as shown on Sheet 1 of the Right of Way Plans of State Project No. 744-08-0005, and contains an area of 2757.0 square feet or 0.063 acres.

**PARCEL NOS. 9-1**

From a point on the centerline of State Project No. 744-08-0005, at Station 50+86.46, proceed S69°48'50"W a distance of 10.03 feet to the point of beginning; thence proceed N36°53'45"W a distance of 112.93 feet to a point and corner; thence proceed N19°47'36"W a distance of 10.64 feet to a point and corner; thence proceed S89°40'29"E a distance of 21.23 feet to a point and corner; thence proceed along a curve to the right having a radius of 20.00 feet, whose length is 23.76 feet and whose chord length is 22.39 feet and bears S55°38'10"E to a point and corner; thence proceed S19°53'42"E a distance of 93.13 feet to the point of beginning. All of which comprises Parcel 9-1 as shown on Sheet 9 of the Right of Way Plans of State Project No. 74408-0005, and contains an area of 1898.4 square feet or 0.044 acres,

Being a portion of vendor's property acquired by Deed in COB 1045, Page 799, Entry No. 568767, recorded on 1/11/04; COB 463, Page 827, Entry No. 228889, recorded on 11/4/70 of the records of Bossier Parish, Louisiana.

**PARCEL NOS. 9-2**

From a point on the centerline of State Project No. 744-08-0005, at Station 52+89.38, proceed S66°22'00"W a distance of 8.03 feet to the point of beginning; thence proceed along a curve to the right having a radius of 20.00 feet, whose length is 39.25 feet and whose chord length is 33.25 feet and bears S34°05'53"W to a point and corner; thence proceed N23°20'31"W a distance of 10.91 feet to a point and corner; thence proceed N07°21'26"W a distance of 92.63 feet to a point and corner; thence proceed S25°05'51"E a distance of 82.10 feet to the point of beginning. All of which comprises Parcel 9-2 as shown on Sheet 9 of the Right of Way Plans of State Project No. 744-08-0005, and contains an area of 1519.3 square feet or 0.035 acres.

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**Motion was made by Ms. Bennett, seconded by Mr. Meachum, to adopt a proclamation proclaiming the week of April 25–30, 2011, as National Community Development Week in Bossier Parish.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

**PROCLAMATION**

WHEREAS, the Louisiana Community Development Block Grant (CDBG) program has operated since 1982 to provide local governments with the resources required to meet the needs of persons of low-and moderate-income; and

WHEREAS, the Louisiana Community Development Block Grant (CDBG) program has had a significant impact on our local economy through either job creation and retention, public infrastructure improvements and/or improved housing; and

WHEREAS, Bossier Parish Police Jury and other local governments have clearly demonstrated the capacity to administer the CDBG program to identify, prioritize and resolve pressing local problems, such as housing rehabilitation and relocation, neighborhood centers, job creation and retention, and public infrastructure; and

NOW, THEREFORE, We, The Bossier Parish Police Jury, do hereby proclaim the week of April 25 – 30, 2011, as

**NATIONAL COMMUNITY DEVELOPMENT WEEK**

in the Parish of Bossier and urge all citizens to join us in recognizing the Louisiana Community Development Block Grant program and the important role it plays in our community.

The proclamation was offered by Ms. Bennett, seconded by Mr. Meachum. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Cochran, seconded by Mr. Hammack, to adopt a proclamation proclaiming the month of April, 2011, as Fair Housing Month in Bossier Parish.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

**PROCLAMATION**

WHEREAS, the 43<sup>rd</sup> Anniversary of the National Fair Housing Law, Title VIII of the Civil Rights Act of 1968 is an occasion for all Americans – individually and collectively – to rededicate themselves for the principle of freedom from housing discrimination whenever it exists; and

WHEREAS, this law guarantees each citizen the critical, personal element of freely choosing a home; and

WHEREAS, a fair housing law has been passed by the state of Louisiana, and implementation of the law requires the positive commitment, involvement, and support of each of our citizens; and

WHEREAS, the departments and agencies of the state of Louisiana are to provide leadership in the effort to make fair housing not just an idea, but an ideal for all our citizens; and

WHEREAS, barriers that diminish the rights and limit the options of any citizen to freely choose a home will ultimately diminish the rights and limit the option of all.

NOW, THEREFORE, We, The Bossier Parish Police Jury, do hereby proclaim the month of April, 2011, as

**FAIR HOUSING MONTH**

in the Parish of Bossier, and do hereby encourage all citizens to abide by the letter of spirit of the Fair Housing Law, and ask the citizens of this Parish to join in reaffirming the obligation and commitment to fair housing opportunities for all.

The proclamation was offered by Mr. Cochran, seconded by Mr. Hammack. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Ms. LeAnn Thompson, Aillet, Fenner, Jolly & McClelland, Inc., advised that Change Order No. 1 on the HVAC renovations at the Bossier Parish Minimum Security Prison is required for additional ceiling work in the amount of \$15,300. **Motion was made by Mr. Hammack, seconded by Mr. Cochran, to approve Change Order No. 1 on the HVAC Renovations at the Bossier Parish Minimum Security Prison, Project No. 2010-267, and to authorize the President to execute documents.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 6<sup>th</sup> day of April, 2011, that it does hereby approve Change Order No. 1 on the HVAC Renovations at the Bossier Parish Minimum Security Prison, Project No. 2010-267.

BE IT FURTHER RESOLVED that Rick Avery, President, be and is hereby authorized to execute said Change Order No. 1.

The resolution was offered by Mr. Hammack, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Ms. LeAnn Thompson, Aillet, Fenner, Jolly & McClelland, Inc., advised that Change Order No. 2 on the HVAC renovation at the Bossier Parish Minimum Security Prison provides for the replacement of exhaust fans for smoke control and to meet code requirements. She stated that the cost for this change order is \$15,861.

**Motion was made by Mr. Hammack, seconded by Mr. Johnston, to approve Change Order No. 2 on the HVAC Renovations at the Bossier Parish Minimum Security Prison, Project No. 2009-034 and Project No. 2010-267, and to authorize the President to execute documents.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 6<sup>th</sup> day of April, 2011, that it does hereby approve Change Order No. 2 on the HVAC Renovations at the Bossier Parish Minimum Security Prison, Project No. 2009-034 and Project No. 2010-267.

BE IT FURTHER RESOLVED that Rick Avery, President, be and is hereby authorized to execute said Change Order No. 2.

The resolution was offered by Mr. Hammack, seconded by Mr. Johnston. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Meachum, seconded by Mr. Plummer, to accept the Poole Road bridge into the parish bridge maintenance system for permanent maintenance.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

ORDINANCE NO. 4386

AN ORDINANCE TO OFFICIALLY ACCEPT POOLE ROAD BRIDGE, LOCATED IN SECTION 30, TOWNSHIP 15 NORTH, RANGE 10 WEST, BOSSIER PARISH, LA, INTO THE PARISH BRIDGE MAINTENANCE SYSTEM FOR PERMANENT MAINTENANCE

BE IT ORDAINED by the Bossier Parish Police Jury, Bossier Parish, Louisiana, in regular and legal session convened on this 6<sup>th</sup> day of April, 2011, that it does hereby accept Poole Road Bridge located in Section 30, Township 15 North, Range 10 West, Bossier Parish, LA, into the parish bridge maintenance system for permanent maintenance.

The ordinance was offered by Mr. Meachum, seconded by Mr. Plummer. Upon vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Benton, seconded by Mr. Butler, to approve Plan Change No. 2 on the Bellevue Road Improvements Project No. 2010-277, and to authorize the President to execute documents.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 6<sup>th</sup> day of April, 2011, that it does hereby approve Plan Change No. 2 on the Bellevue Road Improvements Project No. 2010-277.

BE IT FURTHER RESOLVED that Rick Avery, President, be and is hereby authorized to execute said Plan Change No. 2.

The resolution was offered by Mr. Benton, seconded by Mr. Butler. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Ford stated that due to the relocation of a gas line on Bellevue Road, it is necessary to move the ditches on the west side in slightly, and to move the driveway culverts on the east side of the roadway in slightly.

Mr. Ford discussed undercutting work and advised that due to poor soil conditions, additional undercutting has been necessary.

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**Motion was made by Mr. Hammack, seconded by Mr. Cochran, to approve a contract with Denmon Engineering Company, Inc., to perform engineering and surveying services for the Arthur Ray Teague Parkway Extension Project from Sligo Road to Highway 154, and to authorize the President to execute documents.**

Ms. Bennett suggested that the southerly extension of the parkway may enhance the possibility of adding a port side to the Bossier Parish side of the Red River.

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 6<sup>th</sup> day of April, 2011, that Rick Avery, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, a contract with Denmon Engineering Company, Inc., to perform engineering and surveying services for the Arthur Ray Teague Parkway Extension Project from Sligo Road to Highway 154.

The resolution was offered by Mr. Hammack, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Butler, seconded by Mr. Plummer, to approve a contract with Civil Design Group, LLC, to provide design services for the Gary Rex Circle project, and to authorize the President to execute documents.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 6<sup>th</sup> day of April, 2011, that Rick Avery, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, a contract with Civil Design Group, LLC, to provide design services for the Gary Rex Circle project.

The resolution was offered by Mr. Butler, seconded by Mr. Plummer. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Cummings, seconded by Mr. Altimus, to adopt a resolution supporting Hardware Resources, Inc., 4319 Marlena Street, and allowing them to receive the local benefits of the Enterprise Zone Program.**

The President called for public comment. There being none, **votes were cast and the motion carried, with Mr. Cochran opposing.**

RESOLUTION

A RESOLUTION STATING THE BOSSIER PARISH POLICE JURY'S ENDORSEMENT OF HARDWARE RESOURCES, INC., TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM.

WHEREAS, the Louisiana Enterprise Zone Act 901 of 1981, Act 337 of 1982, Act 433 of 1987, Act 1024 of 1992, Act 581 of 1995, and Act 624 and Act 647 of 1997 state the requirements of Louisiana's Enterprise Zone Program; and

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the most distressed areas in Bossier Parish; and

WHEREAS, the Louisiana Department of Economic Development designated census Tract 106.01, Block Group 1 in Bossier Parish as "Enterprise Zone" eligible based on enabling legislation R.S. 51.21.1787-1791); and

WHEREAS, the Bossier Parish Police Jury states that this endorsement is in agreement with the Overall Economic Development Plan for the Parish of Bossier; and

WHEREAS, the **attached Enterprise Zone map** has been marked to show the location of the business being endorsed; and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program, the Bossier Parish Police Jury agrees:

- 1. To participate in the Enterprise Zone Program.
- 2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction.

NOW, THEREFORE, BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session convened on this 6<sup>th</sup> day of April, 2011, that Hardware Resources, Inc., and their project custom cabinet door production, 4319 Marlena Street, Enterprise Zone Application #20110008, is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED, that if any provision or item of this resolution is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end, the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED, that all resolutions or parts thereof in conflict herewith are hereby repealed.

The resolution was offered by Mr. Cummings, seconded by Mr. Altimus. Upon vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

\*\*\*

**Motion was made by Mr. Cummings, seconded by Mr. Butler, to adopt a resolution supporting Cellxion, LLC, 5031 Hazel Jones, and allowing them to receive the local benefits of the Quality Jobs Program.**

The President called for public comment. There being none, **votes were cast and the motion carried, with Mr. Cochran opposing.**

**RESOLUTION**

A RESOLUTION STATING THE BOSSIER PARISH POLICE JURY’S ENDORSEMENT OF CELLXION, LLC, TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA QUALITY JOBS PROGRAM

WHEREAS, the sales/use tax rebates for the Quality Jobs Program are governed by §51.1787 (Louisiana Enterprise Zone Program); and

WHEREAS, the Quality Jobs Program offers significant incentives for economic development in the State; and

WHEREAS, the business is located within Census Tract 111.04 , Block Group 4 in Bossier Parish which is designated as Enterprise Zone eligible; and

WHEREAS, the Bossier Parish Police Jury states that this endorsement is in agreement with the Comprehensive Economic Development Strategy for their area; and

WHEREAS, the **attached Census Tract/Block Group map** has been marked to show the location of the business being endorsed; and

WHEREAS, in accordance with the Louisiana Quality Job Program requirements, the Bossier Parish Police Jury agrees:

- 1. To participate in the Quality Jobs Program.
- 2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction.

NOW, THEREFORE, BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session convened on this 6<sup>th</sup> day of April, 2011, and endorses Cellxion, LLC, Quality Job Application #20110308, to participate in the Louisiana Quality Jobs Program.

BE IT FURTHER RESOLVED, that all resolutions or parts thereof in conflict herewith are hereby repealed.

The resolution was offered by Mr. Cummings, seconded by Mr. Butler. Upon vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

\*\*\*

**Motion was made by Ms. Bennett, seconded by Mr. Benton, to ratify and accept the recommendation of the Commercial Vehicle Enforcement Unit Board of Appeals to uphold the findings of the Commercial Vehicle Enforcement Unit Officer, and deny the request of Auger Services, Inc., for dismissal of fines and charges filed on Report No. 143, issued by the Commercial Vehicle Enforcement Unit on January 7, 2011.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

\*\*\*

**Motion was made by Mr. Meachum, seconded by Mr. Plummer, to ratify and accept the recommendation of the Commercial Vehicle Enforcement Unit Board of Appeals to uphold the findings of the Commercial Vehicle Enforcement Unit Officer, and deny the request of Travis Turnipseed d/b/a A. J. Turnipseed Trucking, for dismissal of fines and charges filed on Report No. 156, issued by the Commercial Vehicle Enforcement Unit on January 27, 2011.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

\*\*\*

**Motion was made by Mr. Butler, seconded by Mr. Cochran, to adopt an ordinance transferring the cable television franchise of Buford Media Group, LLC, to Zoom Media, LLC.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

**ORDINANCE NO. 4387**

AN ORDINANCE APPROVING THE TRANSFER OF THE CABLE TELEVISION FRANCHISE AGREEMENT OF BUFORD MEDIA GROUP, LLC, UNTO ZOOM MEDIA, LLC.

WHEREAS, BUFORD MEDIA GROUP, LLC (“Franchisee”) owns, operates and maintains a cable television system (the “System”) in Bossier Parish (“Franchise Authority”) pursuant to a valid franchise agreement (the “Franchise”);

WHEREAS, Zoom Media, LLC, has represented that it entered into an Asset Purchase Agreement dated as of March 21, 2011, (the “Agreement”) with Franchisee pursuant to which the Franchisee proposes to sell and assign to Zoom Media, LLC, the System and the Franchise (the “Transfer”);

WHEREAS, Franchisee and Zoom Media, LLC, have requested consent of the Franchise Authority to the Transfer in accordance with the requirements of the Franchise, and have provided all information required by applicable law (collectively, the “Transfer Application”); and

NOW, THEREFORE, BE IT ORDAINED BY THE FRANCHISE AUTHORITY AS FOLLOWS:

SECTION 1. The Franchise Authority hereby consents to the Transfer, to the extent required by the terms of the Franchise.

SECTION 2. To the best knowledge of the Franchise Authority, the Franchise Authority confirms that (a) the Franchise is currently in full force and effect and the Franchisee is the duly authorized holder of the Franchise; (b) the Franchise represents the entire understanding of the parties and Franchisee has no obligations to the Franchise Authority other than those specifically stated in the Franchise, and (c) Franchisee is materially in compliance with the provisions of the Franchise and there exists no fact or circumstance known to the Franchise Authority which constitutes or which, with the passage of time or the giving of notice or both, would constitute a material default or breach under the Franchise or would allow the Franchise Authority to cancel or terminate the rights thereunder.

SECTION 3. This ordinance shall be deemed effective for purposes of the transfer upon the Closing Date.

SECTION 4. This ordinance shall have the force of a continuing agreement with Franchisee and Zoom Media, LLC.

The ordinance was offered by Mr. Butler, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted

on this 6<sup>th</sup> day of April, 2011.  
CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Johnston, seconded by Mr. Hammack, to approve a request from the Town of Plain Dealing for assistance with the construction of a parking lot at the medical clinic in Plain Dealing.**

The President called for public comment. Mr. Altimus advised that the estimated cost of the parking lot is \$30,197.63, and stated that highway funds will be used for the project.

**Votes were cast and the motion carried unanimously.**

\*\*\*

**Motion was made by Mr. Benton, seconded by Mr. Johnston, to amend the agenda to approve the Certificate of Substantial Completion of the new canopies and playground equipment at the Princeton Sports Complex, Project No. 2010-286, and to authorize the President to execute documents.**

The President called for public comment. There being none, **votes were cast and the motion carried, with the following vote recorded:**

**AYES: Mr. Altimus, Mr. Avery, Ms. Bennett, Mr. Benton, Mr. Butler, Mr. Cochran, Mr. Cummings, Mr. Hammack, Mr. Johnston, Mr. Meachum, Mr. Plummer.**

**NAYS: None**

**ABSTAIN: None**

**ABSENT: Mr. Darby**

\*\*\*

**Motion was made by Mr. Benton, seconded by Mr. Johnston, to approve the Certificate of Substantial Completion of the new canopies and playground equipment at the Princeton Sports Complex, Project No. 2010-286, and to authorize the President to execute documents.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 6<sup>th</sup> day of April, 2011, that it does hereby approve the Certificate of Substantial Completion of the new canopies and playground equipment at the Princeton Sports Complex, Project No. 2010-286.

BE IT FURTHER RESOLVED that Rick Avery, President, be and is hereby authorized to execute any and all documents in connection with said Certificate of Substantial Completion.

The resolution was offered by Mr. Benton, seconded by Mr. Johnston. Upon unanimous vote, it was duly adopted on this 6<sup>th</sup> day of April, 2011.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Ford reported on a community meeting held on March 29<sup>th</sup> at the Parkway High School library to discuss the preliminary flood maps from FEMA for south Bossier Parish, advising that the meeting was well attended.

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Mr. Ford discussed the status of several upcoming drainage projects in the parish.

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Mr. Larry Landry, Public Works Director, Consolidated Waterworks/Sewerage District No. 1 of the Parish of Bossier, State of Louisiana, presented a business plan for the proposed sewerage district for Bossier Parish. He advised that the office site for the district will be located on Whitehurst Street.

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Mr. Ronnie Andrews, Public Works Director, presented an update on activities of the highway department and on several road projects in the parish. He stated that 1.9 miles of the 2011 Road Program are complete.

He presented photographs of the road improvement project at Elm Grove Elementary, Atkins Clark Road tank car project, Bellevue Road Improvements Project, and the Princeton Sports Complex parking lot.

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Mr. Meachum requested that a cost estimate be prepared for overlay of the remaining gravel portion of Atkins Clark Road. Mr. Ford is to submit a cost estimate at the April 20, 2011, regular meeting.

\*\*\*

Mr. Butler presented a letter of appreciation to the jury from Greenacres Middle School for the police jury's assistance in the purchase of a blocking sled and storage building for the football team.

\*\*\*

Mr. Butler presented information from U.S.A. Today regarding individual average income by State. He advised that the statistics show that Louisiana is 26<sup>th</sup> in the nation, and that Louisiana's average income rose 63% since the last census in 2000.

\*\*\*

Mr. Butler expressed concern that the noise ordinance adopted by Caddo Parish differs from the noise ordinance Bossier Parish adopted. Mr. Jackson advised that these issues will be discussed at the meeting on Thursday, April 14, 2011, with Arpeggio Acoustic Consultants, LLC, and Caddo Parish Commission.

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Mr. Meachum requested that property at 212 Johnson Drive, Elm Grove, LA, be reviewed for possible property standards violations. Mr. Ronnie Andrews is to review this matter.

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Mr. Hammack requested an update on demand letters sent to oil and gas companies regarding royalties owed to Bossier Parish. Mr. Jackson advised that title opinions have been requested from the companies, but have not been received as of this date.

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Mr. Altimus extended appreciation to the citizens of Bossier Parish for their vote in the successful renewal of the 10-year 3 mills property tax for maintenance and operation of the correctional facilities in Bossier Parish.

\*\*\*

There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 6<sup>th</sup> day of April, 2011, the meeting was adjourned by the President at 3:05 p.m.

CINDY A. DODSON  
PARISH SECRETARY

RICK AVERY, PRESIDENT  
BOSSIER PARISH POLICE JURY