

BOSSIER PARISH POLICE JURY
BENTON, LOUISIANA
MINUTES
April 3, 2019
www.bossierparishla.gov

The Bossier Parish Police Jury met in regular and legal session on the 3rd day of April, 2019, at 2:00 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana. The President, Mr. Doug Rimmer, called the meeting to order. The invocation was given by Mr. Tom Salzer, and the pledge of allegiance was led by Mr. Glenn Benton. The Parish Secretary, Ms. Rachel Hauser, called the roll, with all members present, as follows:

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| Mr. Rick Avery | Mr. Jerome Darby |
| Ms. Wanda Bennett, Excused | Mr. Mac Plummer |
| Mr. Glenn Benton | Mr. Doug Rimmer |
| Mr. Bob Brotherton | Mr. Tom Salzer |
| Mr. Jimmy Cochran | Mr. Fred Shewmake |
| Mr. Norman Craig, Excused | Mr. Jack Skaggs |

Others present were Mr. William R. Altimus, Parish Administrator; Mr. Patrick Jackson, Parish Attorney; Mr. Eric Hudson, Assistant Parish Engineer; Ms. Rachel Hauser, Parish Secretary.

Motion was made by Mr. Shewmake, seconded by Mr. Darby, to adopt the February 6, 2019, regular meeting, the February 20, 2019, regular meeting as amended, and the February 20, 2019, Finance Committee meeting, all as published.

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

Representative Raymond Crews provided information on bills that he will be submitting for consideration during the upcoming Legislative Session. He expressed appreciation for the police jury's continued support.

Mr. Robert Mills, candidate for Louisiana State Senate for District 36, stated that he is a graduate from Louisiana State University. He stated that he is a Christian, husband, father and grandfather and his family has lived in Bossier Parish for many years. Mr. Mills stated that he is not a politician, but is a business man with a degree in Business Administration. He stated that he has more than 45 years of experience in timber and oil and gas.

Mr. Mills stated that he recently retired from Calumet and continues to serve his community in many ways and wishes to put his experience to work for the citizens of Northwest Louisiana as the next Louisiana State Senator for District 36. He stated that every four years citizens go to the polls to decide who is best to serve the citizens, and he is ready to serve as the next Louisiana State Senator for District 36 and be the voice of citizens of Northwest Louisiana.

Mr. Mills extended appreciation to the police jury for allowing him to speak today.

Ms. Rashida Dawson, and Mr. Bruce Willson, United Way of Northwest Louisiana, were present. Mr. Willson stated that United Way of Northwest Louisiana exists to work to improve the lives of all citizens who live in the 10 parishes served by United Way in the areas of education, health, financial stability, and basic needs. He stated that each United Way is independent and 11 of the United Ways in the State of Louisiana combined forces and commissioned a study from Rutgers University and the United Way of Northern New Jersey to determine the demographic realities of living in the State of Louisiana.

Mr. Willson presented the ALICE report, which stands for Asset Limited, Income Constrained, Employed. He stated that the ALICE report is a study of the working poor and the report provides information for each parish in the State of Louisiana. He further discussed the responsibility of the police jury to serve the needs of the citizens of each parish.

Ms. Dawson stated that the ALICE report being presented today is the third updated report which provides information for the year 2018. She provided information for ALICE and poverty households in Bossier City and Bossier Parish for the years 2016 and 2018, including percentages of ALICE and poverty households, the median household income, and household survival budget. Ms. Dawson stated that the ALICE report provides information for each police jury district.

Ms. Dawson requested that the jury consider ways to assist those who are ALICE and those who are in poverty. She stated that United Way of Northwest Louisiana provides a 2-1-1 hotline to allow anyone to call with needs, and United Way also provides a financial stability program called Bank On Northwest Louisiana to ensure easier access for banking and affordable products. She stated that establishing credit is imperative when trying to achieve the American dream of being a homeowner. She provided additional information on the Bank On Northwest Louisiana program.

Ms. Dawson provided information pertaining to the VITA program, Voluntary Income Tax Assistance, which is a program that prepares federal and state income tax returns for free for those whose income is \$55,000.00 or less.

Ms. Dawson stated that United Way is in the process of creating a Financial Empowerment Center which will allow for free professional one-on-one financial counseling, including budgeting, credit repair and counseling, and assisting those in need of asset ownership, including becoming a homeowner.

Mr. Rimmer expressed appreciation for the presentation of the ALICE report. Ms. Dawson requested the jury's assistance with creating ways to collaborate on efforts to be able to assist the working poor.

Mr. Larry Conkle and Mr. Michael Conkle were present to discuss a request for a building permit to build a home at 5400 Modica Lott Road, Bossier City, LA. Mr. Larry Conkle stated that in February of 2018 he purchased property from Mr. John Goode on Modica Lott Road. He stated that at the time of the purchase, he obtained a building/construction loan with plans to begin building a home in March of 2019. Mr. L. Conkle stated that he was unaware of the requirement by the parish for a 60-foot easement for the private road, and he has been working with the Parish Engineering Office to resolve this issue.

Mr. Skaggs referenced a public hearing held on November 19, 2014. The following are excerpts of minutes from the November 19, 2014, public hearing:

“Ms. Dodson announced the public hearing to consider approval of the proposed Minor Plat for Lowery Estates Subdivision, located in Section 1, Township 18 North, Range 13 West, Bossier Parish, LA.

Mr. Ken Lowery stated that he purchased approximately three acres off Modica Lott Road from Mr. Michael Conkle to build a home. He stated that a servitude-of-passage has been in place for approximately 20 years which provides access for several other property owners in this area.

Mr. Ford stated that when Mr. Lowery applied for a building permit to begin construction of his home, it was discovered that there is no recorded plat for the subdivision of Mr. Conkle’s property and the request for a building permit was denied. He stated that he has been unable to find documentation granting public access to Mr. Lowery’s tract of land. Mr. Ford stated that in the past, cash sale deeds with a metes and bounds survey description were recorded without police jury approval.

Mr. Ford stated that a subdivision has been established in this area without police jury approval, and the properties are being accessed by a private drive. He stated that several years ago, a previous landowner granted a servitude-of-passage across his property to allow access to the other properties. Mr. Ford stated that public access is needed here.

Mr. Ford stated that there are several houses here and a publicly dedicated right-of-way is needed. He stated that the dedicated right-of-way could remain private and the landowners would be responsible for maintenance of the right-of-way, or the parish could accept it as a public road and maintain the roadway.

Mr. Conkle stated that he has lived on his property for several years, and all property owners in this area have access to their properties. He stated that Mr. Lance Mosely has documentation showing that all property owners have been granted access to their properties.

Mr. Ford stated that there have been several land transfers selling tracts of land in this area without police jury approval. Mr. Jackson asked if any homes have been built since the adoption of parish building code regulations. Mr. Ford stated that property has been subdivided without police jury approval in this area and a few homes have been built. He stated that these properties were overlooked by building code enforcement when building permits were obtained.

Ms. Bennett asked if the property owners are willing to grant a 60-foot right-of-way. Mr. Lowery stated that he cannot speak on behalf of all property owners in this area, and asked how the property owners will benefit by granting a 60-foot right-of-way to the parish. Ms. Bennett stated that by dedicating a 60-foot right-of-way to the police jury, property owners are guaranteed access to their property and Mr. Lowery can move forward with building his home.

Mr. Jackson stated that under current parish regulations, a building permit cannot be issued until a 60-foot publicly dedicated road right-of-way has been granted.

Mr. Tony Sukla stated that he owns a tract of land located off Modica Lott Road and expressed concern regarding the issues of public access and building a home in this area. He suggested that the access road remain private with the stipulation that property owners are responsible for maintenance of the road. Mr. Jackson stated that without a 60-foot publicly dedicated right-of-way, the parish could not intervene if someone decides to place a fence blocking access to other property owners.

Mr. Jackson stated that this subdivision should not be allowed, but the police jury can approve the issuance of a building permit to Mr. Lowery with the understanding that a 60-foot road right-of-way will be dedicated to provide public access to all existing properties. He stated that any future subdivision of land at this location must meet all parish regulations and must be approved by the police jury.

After further discussion, **motion was made by Mr. Skaggs, seconded by Mr. Avery, to approve the proposed Minor Plat for Lowery Estates Subdivision, located in Section 1, Township 18 North, Range 13 West, Bossier Parish, LA, with the understanding that a 60-foot road right-of-way must be dedicated to the public within 90 days to provide public access in this development.**

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

Mr. Skaggs stated that the required dedication of the 60-foot road right-of-way to the public as stipulated above at the November 19, 2014, public hearing to provide public access to all properties in this area has never been dedicated to the public, and when Mr. Conkle applied for a building permit it was denied based on no public access.

Mr. Skaggs stated that 100 percent of the property owners in this area have not agreed to dedicate the required 60-foot road right-of-way to the public, and therefore a building permit cannot be issued to Mr. Conkle.

Mr. Jackson asked if anyone was present in the audience for this matter, to come forward at this time. Ms. Whitney Sukla, 5401 Modica Lott Road, Bossier City, LA, stated that there are currently 12 residences that exist past her residence on Modica Lott Road, and it is all of the resident’s responsibility to maintain the private drive that allows access to all the residences. She provided a map which shows already dedicated lot-assessed buildable lots. She stated that there are currently lots assessed for potentially seven additional homes on top of the twelve existing residences available for purchase.

Ms. Sukla stated that she and her husband purchased the property and built a home in what is now considered an illegal subdivision for the rural setting. She stated that she and her husband oppose the continued subdividing of property on Modica Lott Road. Mr. Marsiglia stated that the subdividing of properties on Modica Lott Road have been done illegally and was done by metes and bounds.

Mr. Marsiglia stated that by law, subdivision of property on Modica Lott Road was done by metes and bounds, and should have been presented as a subdivision plat to the Bossier City-Parish Metropolitan Planning Commission and Bossier Parish Police Jury for approval. He stated that the subdivision of the property that has been sold to Mr. Conkle was not legally done, and no public hearings were held as required.

Mr. Marsiglia stated that when plan reviewers in the metropolitan planning commission’s office review plans for a home to be constructed on tracts of land that have been subdivided by metes and bounds, there is no red flag when the assessor’s office has a record of the tract being a legal parcel on the tract of land.

Mr. Marsiglia stated that upon further review of Mr. Conkle’s request to build a home, it was determined that the tract of land was recently illegally subdivided.

Mr. Jackson stated that when documents are submitted to the Clerk of Court's Office for filing, they have a ministerial duty to record the submitted document. He stated that if a property owner hires a surveyor and a metes and bounds is prepared by the surveyor on a tract of land, that document can be filed in the Clerk of Court's Office creating a subdivision, which is an illegal subdivision, and has the effects of being sold. He further stated that the police jury has the regulatory authority through ordinance over subdivisions, and when a surveyor submits a tract of subdivided land without following the proper procedure for subdividing land by submitting a plat to the MPC and police jury for approval, the process begins to determine if the tract of land has been lawfully subdivided and if public access exist.

Mr. Jackson stated that Bossier Parish has not always had a building permit system, and after Hurricane Katrina, a building permit system was adopted in Bossier Parish which now allows for the illegal subdivision of tracts of land to be caught and addressed. He provided additional information as to subdivision requirements in Bossier Parish.

Mr. Jackson stated that the issue with Mr. Conkle's request for a building permit, is that there is a subdivision of property and a privately dedicated right of access, which has nothing to do with a properly dedicated subdivision with public access. He stated that parish ordinance requires that in order to create a subdivision, a street dedication is required which meets parish road standards.

Mr. M. Conkle provided information as to the history of ownership of property on Modica Lott Road. He stated that the opportunity arose for a home to be built by Mr. Goode on the tract of land adjacent to Ms. Sukla's property on Modica Lott Road with the intentions of that tract of land and home being purchased by Mr. L. Conkle. He stated that there is a 60-foot easement that starts at the beginning of Modica Lott Road and continues until the driveway of property owned by Dr. Grigsby. Mr. M. Conkle stated that beginning at Dr. Grigsby's property to the tract of land owned by Mr. L. Conkle, the property is owned by Jim and Kim McCormick. He stated that it is his understanding that the needed 60-foot right-of-way is from Mr. and Mrs. McCormick.

Mr. M. Conkle stated that the needed right-of-way would not extend to Ms. Sukla's property and therefore would not affect the Sukla's. He asked what is needed in order to move this matter forward.

Mr. Jackson stated that the police jury will review all matters and will work with all parties involved to reach an amicable resolution within the regulations of the police jury.

Mr. Jackson stated that when the Lowery family came before the police jury in 2014, the police jury mandated that before any further action could occur in the subdivision, a road would need to be built to parish standards. He stated that it is not feasible for the police jury to take another illegal subdivision and create a second illegal subdivision. Mr. Jackson stated that the police jury is willing to work with all parties to reach an amicable resolution in this matter, but construction of a road that meets parish standards is required before the police jury can consider approval of any additional subdivision of properties.

Mr. Jackson stated that a property owner has the right to use a servitude to access their property.

Mr. M. Conkle asked what would be the next step if the property purchased by Mr. L. Conkle was transferred back to Mr. Goode. Mr. Jackson stated that the issue of an illegal subdivision would be resolved, but before a building permit would be granted, a dedicated road is still required in order to allow a building permit to be issued.

Mr. M. Conkle asked if all properties located on Modica Lott Road beyond where it becomes a private road is unbuildable and unsellable. Mr. Jackson stated that no additional building permits will be issued for any properties located on Modica Lott Road where it becomes a private road.

It was determined that Mr. and Mrs. McCormick own a large portion of the privately owned roadway (a portion of Modica Lott Road) which is also used to access their property. Ms. Sukla stated that there is a dedicated right-of-way which allows all property owners located past Mr. and Mr. McCormick's home to access their homes, and there have been no issues to date. She stated that it is not a publicly dedicated right-of-way.

Ms. Sukla stated that they are not opposed to Mr. L. Conkle as a neighbor, but is opposed to any further subdivision of property. She stated that there is concern that a property owner may not have the needed 30 feet for the right-of-way due to the location of their home which was recently constructed.

Mr. M. Conkle stated that as he understands this matter, if there is no public access, no homes will be able to be sold if financed through a financial institution.

Mr. Jackson stated that he will need additional information in order to determine an amicable resolution to this matter and recommended that this matter be tabled at this time. He requested that a meeting be scheduled for Mr. Ford, Mr. Eric Hudson, and himself to meet with the property owners in this area to further discuss.

Mr. Jackson stated that the police jury was assured by the Lowery family at the public hearing in 2014 that that a public dedication of a road would be obtained, but it was never done, and asked why the road has not been publicly dedicated. Mr. Skaggs stated that there are certain property owners who refuse to dedicate the needed 60-feet for the road. Ms. Sukla stated that there are several property owners who do not want a public access.

Mr. L. Conkle stated that there is only one property owner who will not dedicate the needed right-of-way up to the property in which he wishes to build a home. Ms. Sukla stated that she is not the property owner who will not dedicate the needed right-of-way for Mr. L. Conkle to move forward with building a home.

Mr. M. Conkle provided additional information as to the events that took place after the public hearing on the Lowery matter in 2014. He stated that Mr. Lowery was unable to obtain the needed 60-foot right-of-way from one property owner for the road.

Mr. Marsiglia asked if the needed right-of-way would need to be a public right-of-way. Mr. Jackson stated that it can be a private road built to public standards.

Ms. Sukla asked who would assume the cost for maintenance of the road. Mr. Jackson stated that if the road is private, all residents on the private road would assume the costs for maintenance. He stated that maintenance cost for a public road is assumed by the public.

Mr. Jackson recommended that the meeting be scheduled as requested above to discuss any further possible resolutions to this matter. He requested that Ms. Sukla provide her contact information to be contacted when a meeting is scheduled next week.

Mr. Skaggs stated that Ms. McCormick will review all discussions from the meeting when she returns to town.

Mr. Jackson stated that several years ago, paving certificates were issued on Valerie Lane, which was a similar situation as this matter. He stated that the illegal subdivision of property will be an issue that will need to be resolved, and can be discussed at a meeting with Mr. Conkle and other property owners that are affected on Modica Lott Road.

After further discussion, **motion was made by Mr. Skaggs, seconded by Mr. Avery, to table the discussion of a request for a building permit at 5400 Modica Lott Road, Bossier City, LA, to be considered at the April 17, 2019, regular meeting, and to schedule a meeting to further discuss this matter with Mr. M. Conkle, Mr. L. Conkle, Mr. Jackson, Mr. Ford, Mr. Hudson, and other property owners that are affected on Modica Lott Road prior to the April 17, 2019, regular meeting.**

Votes were cast and the motion carried unanimously.

Mr. David Nichols, 1507 Sommer Circle, Benton, LA, was present requesting to address the police jury on a matter in Cypress Bay Subdivision.

Motion was made by Mr. Cochran, seconded by Mr. Plummer, to add Mr. David Nichols, as Visitor No. 3.

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

AYES: Mr. Avery, Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs

NAYS: None

ABSTAIN: None

ABSENT: Ms. Bennett, Mr. Craig

Mr. Nichols reported that Mr. Curtis Elkins, owner of Lots 87, 88 and 89, Cypress Bay Subdivision, Unit No. V, has begun constructing a storage building on Lot 87 for his commercial fireworks business, and it is anticipated that Mr. Elkins will be constructing a home on the adjacent Lot 89. He stated that Mr. Elkins stores several utility trailers that carry large black pipes on Lot 87 around the storage building. He further stated that the large black pipes are used for shooting commercial fireworks.

Mr. Nichols stated that the doors to the storage building are shut at all times, and several residents in Cypress Bay Subdivision have expressed concern for their safety with commercial fireworks being stored so close to their homes. He stated that Mr. Elkins claims that he will not be storing commercial fireworks in the storage building on Lot 87.

Mr. Nichols stated that Ms. Bennett assured him that she would be presenting this issue to the Benton-Parish Metropolitan Planning Commission, but is unsure if this matter has been addressed.

Mr. Nichols stated that Lot 88, Cypress Bay Subdivision, is below the water level of Cypress Black Bayou, but there are survey stakes on Lot 88 which causes concern that Mr. Elkins will be constructing additional storage buildings or other types of buildings on this lot. He expressed concern that Mr. Elkins has not acknowledged any of the concerns of his neighbors or is adhering to Cypress Bay Subdivision Covenants.

Ms. Mary Moore, 1676 Spencer Circle, Benton, LA, stated that she lives across the road from Lots 87, 88, and 89 in Cypress Bay Subdivision.

Mr. Dan Hershberger, 1933 Leeward Cove, Benton, LA, stated that he lives on Lot 90, Cypress Bay Subdivision, Unit No. V, and advised that Mr. Elkins plans to build on Lots 87, 88 and 89.

Ms. Moore stated that Mr. Elkins continues to add more utility trailers to Lot 87 where the storage building is located. She stated that she does not feel that commercial fireworks are necessarily being stored in the storage building, but Mr. Elkins is using the lot, which is in a residential subdivision, as commercial storage and there will be increased traffic in the subdivision to pick up utility trailers when Mr. Elkins will be needing the large pipes for a fireworks show.

Mr. Jackson asked if restrictive covenants are in place for Cypress Bay Subdivision. Mr. Hershberger stated that restrictive covenants are in place for Cypress Bay Subdivision. Mr. Jackson questioned why the homeowner's association did not take action to stop Mr. Elkins from constructing the storage building if restrictive covenants were in place at the time Mr. Elkins was constructing the storage building. He stated that as a resident of the subdivision, each individual lot owner has the right under the restrictive covenants to bring a lawsuit to stop the building of an illegal building.

Mr. Hershberger stated that the Benton-Parish MPC was contacted last fall regarding this matter. Mr. Jackson stated that under the restrictive covenants, the residents of the subdivision have the right to file a lawsuit to stop construction of an illegal structure within their subdivision.

Mr. Jackson asked if anyone took any action to stop construction of the storage building. Mr. Hershberger stated that contacting the Benton-Parish MPC was the only action taken. Mr. Jackson asked that he be provided a copy of the restrictive covenants for Cypress Bay Subdivision for his review.

Ms. Moore stated that when construction of the storage building began, she contacted the Benton-Parish MPC and was told that all building permits had been obtained legally for the storage building. She stated that construction of the storage building ceased for some time due to weather, but was soon constructed and numerous utility trailers with commercial products loaded on them began being stored on the lot.

Mr. Nichols stated that Mr. Elkins presented to the Benton-Parish MPC that the building being constructed was a workshop for his home. He stated that a dually truck has been hauling up to three utility trailers at a time through the subdivision to this lot, and expressed concern for the safety of the children playing outside.

Mr. Sam Marsiglia, Benton-Parish MPC, stated that Mr. Elkins presented a request for a building permit for a private storage building for his home on Lot 87, which is currently under construction. He stated that he expressed his concerns to Mr. Elkins about the potential storage of commercial fireworks at this location. He further stated that Mr. Elkins assured him that commercial fireworks would not be stored in the storage building on Lot 87. Mr. Marsiglia stated that the utility trailers being stored on Lot 87 are used in the course of his business.

Mr. Marsiglia stated that Mr. Elkins advised that the purpose of the storage building is to store utility trailers inside the building. He stated that he does not know what is currently being stored in the storage building.

Mr. Nichols and Ms. Moore stated that based on the size of the storage building, it would be impossible to store all utility trailers inside the building.

Mr. Marsiglia stated that there are no large vehicles or employees at the storage building, and was assured by Mr. Elkins that no employees would be located at the storage building. He stated that he expressed concern to Mr. Elkins of the potential for an increase in traffic by Mr. Elkins' employees when the loaded utility trailers will be needed during firework season.

Mr. Marsiglia stated that to his knowledge, no firework products are being stored in the storage building, and that the large pipes that are on the utility trailers located on Lot 87 are used for large firework displays. He stated that he drove through the neighborhood and witnessed the same type of utility trailers parked in driveways at homes, but stated that the number of utility trailers being stored by Mr. Elkins on Lot 87 is excessive. He also stated that there are individuals within Cypress Bay Subdivision, as well as other subdivisions, that store their utility trailers loaded with lawn care equipment for their lawn service at their homes.

Mr. Jackson stated that the police jury's position is to prohibit anyone from conducting a business from a residential area, and evidence is required in order for the police jury to address these matters. He stated that it is the responsibility of the homeowner's association and the homeowners within a subdivision to pursue litigation in these matters at their expense to enforce restrictive covenants. He further stated that the police jury does not enforce restrictive covenants for subdivisions, and have no authority or jurisdiction to do so.

Mr. Nichols stated that the main concern is the conducting of a commercial business within a residential subdivision and the storage of commercial fireworks. Mr. Jackson stated that the police jury can address issues of conducting a business within a residential subdivision, but it will be up to the residents to obtain evidence of a business being conducted on Mr. Elkins' property via photographs of business actions from the property. He stated that the police jury cannot provide an employee to watch the property. Mr. Jackson stated that once enough substantial evidence has been obtained that clearly shows that a business is being conducted from the residential property, the police jury would then send a letter requesting that the property owner cease and desist all business actions from the property. He stated that if proof is obtained after a notice has been sent to the property owner that a business is still being conducted from the residential property, the police jury can then file a civil lawsuit and obtain a judgment in the matter.

Mr. Jackson stated that the homeowner's association and subdivision residents will have to address any matters pertaining to the existing building on the lot in a civil court of law.

Ms. Moore asked what can be done about storage of commercial fireworks in the storage building on Lot 87, as well as the utility trailers carrying pipes that are used to hold commercial fireworks.

There was additional discussion pertaining to the storage of commercial fireworks and utility trailers with pipes used for shooting commercial fireworks on a residential lot in a subdivision.

Mr. Marsiglia stated that until evidence can be obtained by the residents in Cypress Bay Subdivision that a business is being conducted from the existing storage building on Lot 87, as well as the storage of commercial fireworks, he is unable to pursue any type of legal action against Mr. Elkins. He requested that the residents obtain the needed evidence and submit same to his office.

After further discussion, Mr. Nichols stated that the residents will legally pursue this matter.

Ms. Hauser announced the public hearing to consider the application of Travis Beaty, Beaty Land, LLC, to the Bossier City-Parish Metropolitan Planning Commission for a zoning amendment to change the zoning classification of a tract of land containing 56.453 acres, located on the northeast corner of LA Highway 614 and Interstate 20, in Section 18, Township 18 North, Range 11 West, Bossier Parish, LA, from R-A, Residence Agricultural District, to R-LD, Residential Low Density District, for a residential subdivision.

The applicant submitted a request that this matter be removed from the agenda. **Motion was made by Mr. Benton, seconded by Mr. Shewmake, to remove from the agenda the public hearing to consider the application of Travis Beaty, Beaty Land, LLC, to the Bossier City-Parish Metropolitan Planning Commission for a zoning amendment to change the zoning classification of a tract of land containing 56.453 acres, located on the northeast corner of LA Highway 614 and Interstate 20, in Section 18, Township 18 North, Range 11 West, Bossier Parish, LA, from R-A, Residence Agricultural District, to R-LD, Residential Low Density District, for a residential subdivision.**

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs

NAYS: None

ABSTAIN: None

ABSENT: Mr. Avery, Ms. Bennett, Mr. Craig

Ms. Hauser announced the public hearing to consider approval of the plat of the proposed development of Dry Cypress South Subdivision, located in Sections 23 and 26, Township 20 North, Range 12 West, Bossier Parish, LA.

Ms. Michan Holbrook, Coyle Engineering Co., Inc., was present on behalf of the developer. She stated that the developer is requesting to subdivide an approximate 49.291 acre tract of land into eight lots.

Mr. Rimmer stated that he spoke with Mr. Craig on this matter, and Mr. Craig did not have any objections. Mr. Hudson stated that Louisiana Department of Transportation and Development has approved driveway access from Highway 157.

There being no objection, **motion was made by Mr. Skaggs, seconded by Mr. Cochran, to approve the proposed development of Dry Cypress South Subdivision, located in Sections 23 and 26, Township 20 North, Range 12 West, Bossier Parish, LA.**

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
NAYS: None
ABSTAIN: None
ABSENT: Mr. Avery, Ms. Bennett, Mr. Craig

Ms. Hauser announced the public hearing to consider approval of the plat of the proposed development of Dry Cypress North Subdivision, located in Section 23, Township 20 North, Range 12 West, Bossier Parish, LA.

Ms. Michan Holbrook, Coyle Engineering Co., Inc., was present on behalf of the developer. She stated that the developer is requesting to subdivide an approximate 156.878 acre tract of land into seven lots.

Mr. Salzer asked if all lots will have driveway access from Highway 157. Ms. Holbrook stated that proposed Lots 5 and 6 will have a shared driveway. Mr. Hudson stated that LADOTD has reviewed this matter and has approved same.

Mr. Rimmer stated that he spoke with Mr. Craig on this matter, and Mr. Craig did not have any objections.

There being no objection, **motion was made by Mr. Skaggs, seconded by Mr. Brotherton, to approve the plat of the proposed development of Dry Cypress North, Subdivision, located in Section 23, Township 20 North, Range 12 West, Bossier Parish, LA.**

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
NAYS: None
ABSTAIN: None
ABSENT: Mr. Avery, Ms. Bennett, Mr. Craig

Ms. Hauser announced the public hearing to consider approval of the plat of the proposed development of Holland Subdivision, located in Section 4, Township 18 North, Range 12 West, Bossier Parish, LA.

Ms. Michan Holbrook, Coyle Engineering Co., Inc., was present on behalf of the developer. She stated that the developer is requesting to subdivide an approximate 5.321 acre tract of land into three lots.

Mr. Marsiglia, Bossier City-Parish MPC, recommended approval. He stated that an existing house will be located on one of the proposed tracts of land. He stated that there are no access issues.

There was additional discussion pertaining to access to proposed Lot 2.

There being no objection, **motion was made by Mr. Benton, seconded by Mr. Cochran, to approve the plat of the proposed development of Holland Subdivision, located in Section 4, Township 18 North, Range 12 West, Bossier Parish, LA.**

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
NAYS: None
ABSTAIN: None
ABSENT: Mr. Avery, Ms. Bennett, Mr. Craig

Motion was made by Mr. Benton, seconded by Mr. Brotherton, to schedule a public hearing on May 1, 2019, to consider approval of the plat of the proposed development of Country Place Subdivision, Unit No. 9, a replat of a portion of Lots A, B, and C, Country Place Subdivision, Unit No. 4-A, located in Section 10, Township 18 North, Range 12 West, Bossier Parish, LA.

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
NAYS: None
ABSTAIN: None
ABSENT: Mr. Avery, Ms. Bennett, Mr. Craig

Motion was made by Mr. Skaggs, seconded by Mr. Darby, to schedule a public hearing on May 1, 2019, to consider approval of the plat of the proposed development of Montgomery Suburban Acres Subdivision, Unit No. 1-A, being a resubdivision of Lots 38 and 39, Montgomery Suburban Acres Subdivision, located in Section 35, Township 20 North, Range 13 West, Bossier Parish, LA.

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
NAYS: None
ABSTAIN: None
ABSENT: Mr. Avery, Ms. Bennett, Mr. Craig

Mr. Mac Plummer, Chairman of the Health, Water Sanitation and Sewer District Committee, reported on a meeting of that committee. Committee members attending the Health, Water Sanitation and Sewer District Committee meeting were Mr. Darby, Mr. Benton, Mr. Shewmake, and Mr. Brotherton. Ms. Julie Gill, Mr. Altimus and Mr. Murray Sparks were also present. Other jurors present were Mr. Rimmer and Mr. Salzer.

Mr. Plummer stated that the committee discussed the issue of another trash collection company closing unexpectedly and leaving several residents in Bossier Parish without trash collection services. He stated that Mr. Jackson advised that the police jury's only course of action is to place additional regulations on trash collection companies.

Mr. Plummer stated that existing trash collection companies have offered their services to the residents who were affected by the sudden closure of their trash collection company.

Mr. Plummer stated that it is the consensus of the Health, Water Sanitation and Sewer District Committee, to take no action at this time on this matter.

Ms. Hauser announced that the police jury intends to hold a public meeting in the Police Jury Meeting Room on Tuesday, May 14, 2019, to adopt an ordinance levying the 2019 ad valorem property tax millages.

Motion was made by Mr. Benton, seconded by Mr. Brotherton, to ratify and accept the recommendation of the Commercial Vehicle Enforcement Unit Board of Appeals on March 20, 2019, in the matter of Faye Mac Trucking, LLC, Report No. 2235, issued on November 17, 2018.

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs

NAYS: None

ABSTAIN: None

ABSENT: Mr. Avery, Ms. Bennett, Mr. Craig

Motion was made by Mr. Brotherton, seconded by Mr. Benton, to ratify and accept the recommendation of the Commercial Vehicle Enforcement Unit Board of Appeals on March 20, 2019, in the matter of Kade Hay Trucking, Report No. 2237, issued on November 17, 2018.

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs

NAYS: None

ABSTAIN: None

ABSENT: Mr. Avery, Ms. Bennett, Mr. Craig

Motion was made by Mr. Shewmake, seconded by Mr. Cochran, to ratify and accept the recommendation of the Commercial Vehicle Enforcement Unit Board of Appeals on March 20, 2019, in the matter of T. Cunningham, Report No. 2264, issued on January 9, 2019.

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs

NAYS: None

ABSTAIN: None

ABSENT: Mr. Avery, Ms. Bennett, Mr. Craig

Mr. Gary Clark, Civil Design Group, LLC, stated that his company has been retained by the police jury to design and oversee bidding and construction of the new water well at Parish Camp. He provided an update on the project, advising that there have been several setbacks on the project.

Mr. Clark presented Plan Change No. 1 for the Parish Camp Well project, advising that the plan change results in an increase in the amount of \$60,100.00, and an additional 200 contract days. **Motion was made by Mr. Brotherton, seconded by Mr. Plummer, to approve Plan Change No. 1 for the Parish Camp Well project, and to authorize execution of documents.**

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs

NAYS: None

ABSTAIN: None

ABSENT: Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 3rd day of April, 2019, that it does hereby approve Plan Change No. 1 for the Parish Camp Well project.

BE IT FURTHER RESOLVED that William R. Altimus, Parish Administrator, or Doug Rimmer, President, is hereby authorized to execute said Plan Change No. 1.

The resolution was offered by Mr. Brotherton, seconded by Mr. Plummer. It was duly adopted on this 3rd day of April, 2019, with the following votes recorded:

AYES: Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
 NAYS: None
 ABSTAIN: None
 ABSENT: Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig
 RACHEL D. HAUSER DOUG RIMMER, PRESIDENT
 PARISH SECRETARY BOSSIER PARISH POLICE JURY

Motion was made by Mr. Plummer, seconded by Mr. Salzer, to approve Supplement No. 3 to the Contract for engineering, surveying and related technical services between the Bossier Parish Police Jury and Denmon Engineering Company, Inc., for the Sligo Road Extension-Sligo Road to Highway 527 project, and to authorize execution of documents.

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
 NAYS: None
 ABSTAIN: None
 ABSENT: Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 3rd day of April, 2019, that William R. Altimus, Parish Administrator, or Doug Rimmer, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, any and all documents or contracts in connection with Supplement No. 3 to the Contract for engineering, surveying and related technical services between the Bossier Parish Police Jury and Denmon Engineering Company, Inc., for the Sligo Road Extension-Sligo Road to Highway 527 project.

The resolution was offered by Mr. Plummer, seconded by Mr. Salzer. It was duly adopted on this 3rd day of April, 2019, with the following votes recorded:

AYES: Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
 NAYS: None
 ABSTAIN: None
 ABSENT: Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig
 RACHEL D. HAUSER DOUG RIMMER, PRESIDENT
 PARISH SECRETARY BOSSIER PARISH POLICE JURY

Motion was made by Mr. Brotherton, seconded by Mr. Darby, to adopt a resolution authorizing the Parish Administrator or President to execute any and all documents in connection with the Sligo Road Bridge over Foxskin Bayou project.

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

AYES: Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
 NAYS: None
 ABSTAIN: None
 ABSENT: Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 3rd day of April, 2019, that William R. Altimus, Parish Administrator, Doug Rimmer, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, any and all documents or contracts in connection with the Sligo Road Bridge over Foxskin Bayou project.

The resolution was offered by Mr. Brotherton, seconded by Mr. Darby. It was duly adopted on this 3rd day of April, 2019, with the following votes recorded:

AYES: Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
 NAYS: None
 ABSTAIN: None
 ABSENT: Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig
 RACHEL D. HAUSER DOUG RIMMER, PRESIDENT
 PARISH SECRETARY BOSSIER PARISH POLICE JURY

Motion was made by Mr. Brotherton, seconded by Mr. Salzer, to accept the proposal of David W. Volentine, MAI, in the amount of \$6,750.00 for appraisal services for the necessary parcels, tracts, properties or servitudes required for the Sligo Road Bridge over Foxskin Bayou project, and to authorize the execution of documents.

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

- AYES:** Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
- NAYS:** None
- ABSTAIN:** None
- ABSENT:** Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 3rd day of April, 2019, that William R. Altimus, Parish Administrator, or Doug Rimmer, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, any and all documents or contracts in connection with the proposal of David W. Volentine, MAI, in the amount of \$6,750.00 for appraisal services for the necessary parcels, tracts, properties or servitudes required for the Sligo Road Bridge over Foxskin Bayou project.

The resolution was offered by Mr. Brotherton, seconded by Mr. Salzer. It was duly adopted on this 3rd day of April, 2019, with the following votes recorded:

- AYES:** Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
- NAYS:** None
- ABSTAIN:** None
- ABSENT:** Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig

RACHEL D. HAUSER
PARISH SECRETARY

DOUG RIMMER, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Benton, seconded by Mr. Plummer, to accept the proposal of Cothren, Graff, Smoak Engineering, Inc., in the amount of \$500,000.00 for engineering and design services for Consolidated Waterworks/Sewerage District No. 1 of the Parish of Bossier, FY 2018-2019 Community Water Enrichment Fund application for a new ground storage tank, Dogwood Booster station, and to authorize the execution of documents.

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

- AYES:** Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
- NAYS:** None
- ABSTAIN:** None
- ABSENT:** Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 3rd day of April, 2019, that William R. Altimus, Parish Administrator, or Doug Rimmer, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, any and all documents or contracts in connection with the proposal of Cothren, Graff, Smoak Engineering, Inc., in the amount of \$500,000.00 for engineering and design services for Consolidated Waterworks/Sewerage District No. 1 of the Parish of Bossier, FY 2018-2019 Community Water Enrichment Fund application for a new ground storage tank, Dogwood Booster station.

The resolution was offered by Mr. Benton, seconded by Mr. Plummer. It was duly adopted on this 3rd day of April, 2019, with the following votes recorded:

- AYES:** Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Plummer, Mr. Rimmer, Mr. Salzer, Mr. Shewmake, Mr. Skaggs
- NAYS:** None
- ABSTAIN:** None
- ABSENT:** Mr. Avery, Ms. Bennett, Mr. Cochran, Mr. Craig

RACHEL D. HAUSER
PARISH SECRETARY

DOUG RIMMER, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Altimus expressed appreciation to Mr. Rimmer for representing the police jury at the State of Bossier Address.

Mr. Hudson provided an update on the FY 2018 Louisiana Community Development Block Grant Sewer System Improvements – Oak Hill Mobile Home Park Project. He stated that bids will be taken next month on the project.

Mr. Hudson stated that bids will be received next week for the Hazard Mitigation Grant Program #1603-015-0002, FEMA-1603-DR-LA, Project #349, Bossier Parish – Willow Chute Bayou Drainage Improvements Project.

Mr. Hudson stated that the advertisement for bids for the Sligo Road Bridge over Foxskin Bayou project will begin next week.

Mr. Hudson provided an update on the 2019 bond projects, stating that consultants are being retained for the projects.

Mr. Hudson reported on a meeting with LADOTD last week to discuss the following projects: Swan Lake Road Widening at Interstate 220 project, LA Highway 3 Widening at Interstate 220 project, Remco Drive Extension and future interchange project, East-West Corridor Project.

Mr. Hudson stated that a meeting is scheduled with LADOTD tomorrow to discuss the LA Highway 3 Widening at Interstate 220 project.

Mr. Hudson provided a report on the Interstate 69 project. He stated that Caddo and Desoto Parishes and The Port are working to ensure that there will be a connection at Interstate 49 and The Port.

Mr. Hudson provided an update on the appeal to FEMA for assistance with parish inundated roads in Bossier Parish from the previous flood events.

Mr. Hudson stated that an oilfield company has agreed to assist with improvements to Davis Road and Arkla Plant Road. He stated that an agreement will be submitted at a later date for consideration.

Mr. Kevin Gay, Road Superintendent, presented an update on activities of the highway department and on several road projects in the parish.

Mr. Gay presented current photographs of condemned property located at 595 Parish Camp, Haughton, LA, Tax Assessment No. 121585, advising that parish crews have begun cleanup of the property. He stated that a lien on the property will be filed with the 26th Judicial District Clerk of Court's Office once the cleanup is complete.

Mr. Rimmer reported that there have been several complaints of excessive dog barking in Oak Creek Subdivision. He stated that it is his understanding that a police jury employee has been to the location of the excessive dog barking complaint on three separate occasions and has been unable to confirm excessive dog barking at that location.

Mr. Rimmer recommended that discussions be held on how to handle complaints of this nature. Mr. Jackson stated that when a complaint is received regarding property standards, the Property Standards Officer sends a "nice letter" to the resident of the home in which the cause of the complaint originates. He stated that in some cases, the resident immediately cleans the property, and there are cases where the police jury is required to clean the property and place a lien on the property.

Mr. Jackson recommended that a similar process be done for complaints of excessive dog barking and request the owner of the dogs to be mindful of neighbors and attempt to control the noise. He stated that a law addressing dog barking would be difficult for law enforcement to enforce.

Mr. Rimmer recommended that a "nice letter" be sent when the police jury receives complaints of excessive dog barking.

There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 3rd day of April, 2019, the meeting was adjourned by the President at 3:40 p.m.

RACHEL D. HAUSER
PARISH SECRETARY

DOUG RIMMER, PRESIDENT
BOSSIER PARISH POLICE JURY