

BOSSIER PARISH POLICE JURY  
BENTON, LOUISIANA  
MINUTES  
September 5, 2001

The Bossier Parish Police Jury met in regular and legal session on this 5th day of September, 2001, at 2:00 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana. The President, Mr. Jesse Williams, called the meeting to order. The invocation was given by Mr. Dennis Woodward and the pledge of allegiance was led by Mr. Rick Avery. The Secretary-Treasurer, Cheryl Martin, called the roll, with Mr. Darby excused, as follows:

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

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Others present were Mr. Dennis Woodward, Parish Administrator; Mr. Patrick Jackson, Parish Attorney; Cheryl Martin, Secretary-Treasurer.

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The President announced that the request of Dr. John P. Davis for a zoning amendment to change the zoning classification at 7766 Dogwood Trail, Haughton, LA, from B-3, Community and Central Business District, to B-3, L-3A, Liquor District, for on-premises consumption of alcohol, has been withdrawn by the applicant, and the public hearing scheduled for today is canceled.

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Mr. Lee Underwood, Balar Associates, Inc., requested that he be allowed to address the jury to review the process for securing Louisiana Community Development Block Grant funds.

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Mr. Brian Dear, Agnew Outdoor, LLC, asked that he be allowed to address the jury regarding the applications of Newt Brown Contractor, Inc. for a zoning amendment for outdoor billboards.

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Mr. Don Pierson, Greater Bossier Economic Development Foundation, reported that Progressive Stamping and Plating, Inc. has advised that they wish to purchase approximately three acres in the Viking Drive Industrial Park, for expansion of their existing facility. He stated that the

construction of a warehouse is proposed to allow additional manufacturing space. Mr. Pierson stated that the proposed expansion will create 22 additional jobs. **Motion was made by Mr. Avery, seconded by Mr. Altimus, to approve the sale of approximately three acres in the Viking Drive Industrial Park to Progressive Stamping and Plating, Inc., at a price of \$12,000 per acre, and to authorize the President to execute any necessary documents. Motion carried unanimously.**

#### RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session convened on this 5th day of September, 2001, that the President of the Bossier Parish Police Jury, be and is hereby authorized to sign on behalf of the Bossier Parish Police Jury, the deed for the sale of a three-acre tract of land in the Viking Drive Industrial Park, Bossier City, Bossier Parish, Louisiana, to Progressive Stamping and Plating, Inc., for a price of \$12,000 per acre.

The resolution was offered by Mr. Avery, seconded by Mr. Altimus. Upon vote, it was duly adopted on this 5th day of September, 2001.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Pierson reported that the construction of an access road in the expansion of Ruben E. White Industrial Park is complete, and that the new area is industry ready.

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Mr. Brad Graff, Cothren, Graff, Smoak Engineering, Inc., reported that the Bellevue Road Water System is experiencing a water supply shortage. He stated that the water system has operated with two wells since 1995, and that a pump test on the main well has been performed. In accordance with the test results, the well has been choked back to 40 gallons per minute and water in the area is now being rationed. He advised that the Bellevue Road Water System is a non-profit corporation and is not eligible to apply for grant funding, and requested that the police jury sponsor the water system in an application for grant funding through the Louisiana Community Development Block Grant Demonstrated Needs Program. **Motion was made by Mr. Hammack, seconded by Mr. Rogers, to sponsor the Bellevue Road Water System in the submission of an application for grant funding through the Louisiana Community Development Block Grant Demonstrated Needs Program. Motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 5th day of September, 2001, that it does hereby approve the submission of an application for grant funds through the Louisiana Community Development Block Grant Demonstrated Needs Program, for funding assistance to the Bellevue Road Water System.

The resolution was offered by Mr. Hammack, seconded by Mr. Rogers. Upon unanimous vote, it was duly adopted on this 5th day of September, 2001.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Lee Underwood, Balar Associates, Inc., discussed the LCDBG grant process, advising of a December 5 deadline for streets and water applications, and a January 15 deadline for housing, sewer, and community development applications. He advised that Bossier Parish is eligible for two more LCDBG projects. Mr. Underwood stated that block grant funding is designated for projects in low to moderate income areas. He stated that for approved projects, the selection of an administrative consultant and an engineering firm is necessary, and that public hearings must be held.

Mr. Underwood stated that grant funding for streets is now limited to street reconstruction only. Mr. Graff stated that street projects must now be performed entirely by a contractor, advising that the parish is no longer allowed to do a portion of the work.

Mr. Gary Fontana, GNF Management, advised that applications for multi-purpose community centers will also be considered. He stated that a public hearing should be scheduled by the police jury to obtain views on the housing and community development needs of the parish, and to plan the submission of an application for FY 2002- FY 2003 Louisiana Community Development Block Grant funding. When a project determination is made, the selection of an administrative consultant for the project is necessary. **Motion was made by Mr. Rogers, seconded by Dr. Shell, to schedule a public hearing on September 19, 2001, to obtain views on the housing and community development needs of Bossier Parish, and to plan the submission of an application for FY 2002- FY 2003 Louisiana Community Development Block Grant funding. Motion**

**carried unanimously.**

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**Motion was made by Mr. Hammack, seconded by Mr. Cummings, to reject all bids received on August 15, 2001, for the purchase of two 2001 Ford F350 trucks for the Bossier Parish Highway Department. Motion carried unanimously.** All qualifying bids received exceeded the budgeted amount.

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Mr. Brian Dear, Agnew Outdoor, LLC, addressed the jury regarding the applications of Newt Brown Contractor, Inc., for a zoning amendment on four individual tracts, for placement of off-premise billboard signs on the south side of Interstate 20 east of Red Chute Bayou. Mr. Dear requested that the police jury consider waiving its public hearing requirements, and approving the applications. The applications received a favorable recommendation by the Bossier City MPC, but Ms. Stephanie Edmiston, Bossier City MPC Director, stated that there was concern by certain adjacent landowners who understood that the proposed zoning amendment was to apply to a large tract of land. Mr. Edmiston stated that the proposed zoning amendments are to apply only to a very small portion of each tract. She stated that there was no opposition to the proposed billboards. Mr. Rogers stated that he is not in favor of waiving the public hearing requirements. Mr. Mitchell agreed. **Motion was made by Mr. Mitchell, seconded by Mr. Hammack, to schedule public hearings on October 3, 2001, to consider the following applications of Newt Brown Contractor, Inc., to the Bossier City-Parish MPC for zoning amendments on four individual sites. Motion carried unanimously.**

Case P-43-01 - Favorable - The application of Newt Brown Contractor, Inc., to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land (Site 4), located in the northwest quarter of the northeast quarter of Section 21, Township 18 North, Range 12 West, Bossier Parish, LA, from R-A, Residence-Agriculture District, to B-3, Community and Central Business District, for an off-premise sign. (south side of I-20 east of Red Chute Bayou)

Case P-44-01 - Favorable - The application of Newt Brown Contractor, Inc., to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land (Site 2), located in the northwest quarter of the northwest quarter of Section 21, Township 18 North, Range 12 West, Bossier Parish, LA, from R-A, Residence-Agriculture District, to B-3, Community and Central Business District, for an off-premise sign. (south side of I-20 east of Red Chute Bayou)

Case P-45-01 - Favorable - The application of Newt Brown Contractor, Inc., to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land (Site 3), located in the northeast quarter of the northwest quarter of Section 21, Township 18 North, Range 12 West, Bossier Parish, LA, from R-A, Residence-Agriculture District, to B-3, Community and

Central Business District, for an off-premise sign. (south side of I-20 east of Red Chute Bayou)

Case P-46-01 - Favorable - The application of Newt Brown Contractor, Inc., to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land (Site 4), located in the northwest quarter of the northeast quarter of Section 21, Township 18 North, Range 12 West, Bossier Parish, LA, from R-A, Residence-Agriculture District, to B-3, Community and Central Business District, for an off-premise sign. (south side of I-20 east of Red Chute Bayou)

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Mr. Mitchell referred to bids received on August 15, 2001, for pharmaceuticals for the penal farm and jail for a one-year period, and requested that this matter be tabled for an opinion from the Attorney General on the question of whether pharmaceuticals are considered a professional service or goods. **Motion was made by Mr. Mitchell, seconded by Dr. Shell, to table the awarding of bids received on August 15, 2001, for pharmaceuticals for the penal farm and jail for a one-year period, and to request an opinion from the Attorney General on the question of whether the Bossier Parish Police Jury is required to take bids for the providing of prescription drugs when the Bossier Parish Police Jury expends approximately \$100,000 in any calendar year on prescription drugs for Parish prisoners. Motion carried unanimously.**

#### RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 5th day of September, 2001, that it does hereby request that the Louisiana Attorney General provide an opinion on the question of whether the Bossier Parish Police Jury is required to take bids for the providing of prescription drugs for parish prisoners when the Bossier Parish Police Jury expends approximately \$100,000 in any calendar year. If so, does it have any impact on the decision that bids have already been taken, and four qualifying bids have been obtained based on average wholesale price of the drug in the marketplace?

The resolution was offered by Mr. Mitchell, seconded by Dr. Shell. Upon unanimous vote, it was duly adopted on this 5th day of September, 2001.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Ms. Martin advised that no bids were received for the sale of a 16 x 20 temporary building, to be dismantled and removed, located at the intersection of LA Highway 162 and Highway 157, Bossier Parish. Mr. Woodward advised that the timber company who owns the land where this

building is located has advised that they want the building. **Motion was made by Mr. Rogers, seconded by Mr. Hammack, to donate the temporary building to the timber company owning the land where the building is located. Mr. Rogers amended his motion to also declare the building as surplus.** Mr. Jackson, Parish Attorney, stated that in accordance with law, the police jury cannot donate public property. After further discussion, **motion was made by Mr. Cummings, seconded by Mr. Cochran, to take this matter under advisement. Motion carried unanimously.**

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**Motion was made by Mr. Hammack, seconded by Mr. Mitchell, to authorize the advertising for bids for a six-month supply of hot mix for the Bossier Parish Highway Department, bids to be received October 3, 2001. Motion carried unanimously.**

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**Motion was made by Mr. Avery, seconded by Mr. Mitchell, to authorize the advertising for bids for the installation of a red light on Airline Drive at Wemple Road.**

There was discussion on the motion. Mr. Mitchell questioned whether the necessary right-of-way for the project has been acquired. Mr. Woodward advised that appraisals have been provided, but that he is waiting on additional information from the appraiser. He stated that a three-lane intersection is proposed at this location, and that a red light to accommodate three lanes is being considered. **An amendment to the motion was offered by Mr. Avery, seconded by Mr. Mitchell, to accept the appraisals received on all land needed for the Airline Drive project.**

There was further discussion. Mr. Cummings stated that a right-of-way buyer is needed. Mr. Avery requested that the Parish Attorney follow this matter closely to ensure that the acquisition of right-of-way is done in a timely manner. **Mr. Avery further amended his motion, to stipulate that property in the area of the proposed red light be acquired first. Motion, as amended, carried unanimously.**

**Motion was made by Mr. Rogers, seconded by Dr. Shell, to accept proposals from right-of-way buyers on September 19, 2001, for the acquisition of right-of-way on Airline Drive, with the stipulation that right-of-way at Wemple Road be pursued first for the installation of a red light. Motion carried unanimously.**

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Sean and Denise Hintz, 1301 Bay Ridge Drive, requested the jury's assistance in resolving a problem in a drainage easement at his property. Mr. Hintz stated that there is an erosion problem which has impeded the flow of water from the street to the lake. He stated that he is unable to maintain the easement, and that standing water has created a mosquito problem. Mr. Hintz stated that both Mr. Rowe, Director of Public Works, and Mr. Cathcart, Road Superintendent, have inspected the easement. Mr. Rowe stated that Mr. Hintz has constructed a retaining wall at the lake, which he feels has worsened the problem.

Mr. Rogers stated that it is not Mr. Hintz's responsibility to maintain a public drainage easement. Mr. Cummings agreed, stating that parish work crews should mow the ditch. **Motion was made by Mr. Cummings, seconded by Mr. Mitchell, to have parish work crews mow a drainage easement at 1301 Bay Ridge Drive, and when dry enough, have crews work to repair the easement. Motion carried unanimously.**

Mr. Rogers urged Mr. Rowe to check on methods for controlling mosquitoes.

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Ms. Martin announced the public hearing to receive public input on the development of a Flood Hazard Mitigation Plan for Bossier Parish. Mr. Tom Friloux and representatives of Aegis, Inc., presented a slide presentation on the proposal, and advised that a copy of the Flood Hazard Mitigation Plan will be on file in the police jury office. Mr. Friloux stated that a two-week public comment period is now required prior to adoption of the plan by the police jury on September 19, 2001.

There was brief discussion of the police jury's option for use of properties which they now own as a result of the FEMA buy-out program. Mr. Friloux stated that a park can be built on these properties, with limited buildings. He further stated that there is a time-lease option, whereby the adjoining property owner can lease the property.

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Ms. Martin announced the public hearing to consider a request of the Bossier City-Parish MPC (Eddie Simmons), for a zoning amendment to revert the zoning classification of a 40-acre tract of land located in Section 27, Township 19 North, Range 13 West, Bossier Parish, LA, from R-2,

Multi-Family Residence District, to R-A, Residence Agriculture District, for undeveloped land.

There being no opposition, **motion was made by Mr. Avery, seconded by Mr. Cochran, to approve the request of the Bossier City-Parish Metropolitan Planning Commission for a zoning amendment, as presented. Motion carried unanimously.**

ORDINANCE NO. 3780

AN ORDINANCE TO AMEND ORDINANCE NO. 783 OF 1978, THE BOSSIER CITY- PARISH METROPOLITAN PLANNING COMMISSION ZONING REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION OF A TRACT OF LAND LOCATED IN SECTION 27, TOWNSHIP 19 NORTH, RANGE 13 WEST, BOSSIER PARISH, LA, FROM R-2, MULTI-FAMILY RESIDENCE DISTRICT, TO R-A, RESIDENCE-AGRICULTURE DISTRICT.

BE IT ORDAINED by the Bossier Parish Police Jury, meeting in regular and legal session on this 5th day of September, 2001, that Ordinance No. 783 of 1978 of the Police Jury of Bossier Parish, is hereby amended to change the zoning classification of a tract of land located in Section 27, Township 19 North, Range 13 West, Bossier Parish, LA, from R-2, Multi-Family Residence District, to R-A, Residence-Agriculture District, being more particularly described as follows:

The Southwest 1/4 (One-Quarter) of the Southwest 1/4 (One-Quarter) of Section 27, Township 19 North, Range 13 West, situated in Bossier Parish, LA, containing 40 acres, more or less.

Applicant: Bossier City-Parish MPC (Eddie Simmons)  
Purpose: To revert zoning on undeveloped land

The ordinance was offered by Mr. Avery, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted on this 5th day of September, 2001.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Rogers reported on a meeting of the Policy and Procedures Committee, advising that the committee recommends that the police jury retain the services of Mr. Steve Whitelaw, The Consulting Company, LLC, for drafting job descriptions and performing a salary survey for police jury employees. **Motion was made by Mr. Rogers, seconded by Mr. Altimus, to retain the services of The Consulting Company, LLC, to develop job descriptions and perform a salary survey for police jury employees, with the staff working with Mr. Whitelaw to determine how many are to be done. Motion carried unanimously.**

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Mr. Rogers further reported that the Policy and Procedures Committee discussed the Bossier Parish internet web site, advising that funds should be included in the 2002 police jury budget to cover annual update costs. **Motion was made by Mr. Rogers, seconded by Mr. Altimus, to include an expenditure of \$3,000 in the 2002 police jury budget to cover costs for annual update of the Bossier Parish internet web site. Motion carried unanimously.** Mr. Rogers stated that a proposal is being considered to allow public access to police jury ordinances.

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Mr. Cochran requested that a report from the Insurance Committee be delayed for additional information. The matter is to be considered at the September 19, 2001 regular meeting.

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**Motion was made by Mr. Hammack, seconded by Mr. Rogers, to ratify approval, via a telephone poll of jurors, of the application of Robert Stinson for a 2001 beer license at The Grille at Cash Point Landing, LLC, dba Tavern on the Red. Motion carried unanimously.**

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**Motion was made by Mr. Cochran, seconded by Mr. Rogers, to adopt a resolution supporting GWM - Bossier 3, LLC, and allowing GWM - Bossier 3, LLC, to receive the local benefits of the Enterprise Zone Program. Motion carried unanimously.**

RESOLUTION

A RESOLUTION STATING THE BOSSIER PARISH POLICE JURY'S ENDORSEMENT OF GWM - BOSSIER 3, LLC, 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 111.04 Block Group 3 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 requirements, 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.
3. To rebate all local sales/use taxes, except those that are dedicated to the repayment of a bond issue, on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business **permanently on that site.**

NOW, THEREFORE, BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session convened on this 5th day of September, 2001, that GWM - Bossier 3, LLC, and their project Garry McKinney Nissan, Enterprise Zone Application #20010285 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. Cochran, seconded by Mr. Rogers. Upon unanimous vote, it was duly adopted on this 5th day of September, 2001.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Ms. Susie Morgan, with Weiner, Weiss & Madison, addressed the jury regarding their response to the jury's request for qualifications for bond counsel. Ms. Morgan stated that they are opening an office in Bossier City and feel they will do an excellent job for the police jury.

Mr. Jerry Osborne, Foley & Judell, discussed the proposal of Foley & Judell, advising that it is essential to protect the public fisc and the funds of the taxpayers of Bossier Parish. Mr. Osborne stated that Foley & Judell is recognized by the State as the leading bonding firm. He briefly discussed other projects Foley & Judell has done for the police jury.

**Motion was made by Mr. Cochran, seconded by Mr. Avery, to take this matter under advisement for additional information, with the matter to be considered at the September 19, 2001 regular meeting. Motion carried, with the following vote recorded:**

AYES: Mr. Avery, Mr. Cochran, Mr. Cummings, Mr. Darby, Mr. Hammack, Mr. Johnston, Mr. Meachum, Mr. Rogers, Dr. Shell.

NAYS: Mr. Altimus, Mr. Mitchell, Mr. Williams

ABSTAIN: None

ABSENT: None

Mr. Avery questioned fees for this service. Mr. Osborne explained that the selection of a firm is made based on qualifications, and that fees are then negotiated, based on standards set by law.

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**Motion was made by Mr. Hammack, seconded by Mr. Cochran, to accept the low quote of Louisiana Neon in the amount of \$9,725 for additional signs at the Bossier Parish Health Unit. Motion carried unanimously.**

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**Motion was made by Mr. Rogers, seconded by Mr. Cochran, to accept Little League Lane into the parish road system for permanent maintenance. Motion carried unanimously.** Little League Lane meets all parish road specifications.

ORDINANCE NO. 3781

AN ORDINANCE TO OFFICIALLY ACCEPT LITTLE LEAGUE LANE, LOCATED IN SECTION 6, TOWNSHIP 18 NORTH, RANGE 11 WEST, BOSSIER PARISH, LA, INTO THE PARISH ROAD SYSTEM FOR PERMANENT MAINTENANCE.

WHEREAS, Little League Lane has been constructed by the Bossier Parish Police Jury in accordance with parish specifications;

NOW, THEREFORE, BE IT ORDAINED by the Bossier Parish Police Jury in regular and legal session convened on this 5th day of September, 2001, that it does hereby accept Little League Lane located in Section 6, Township 18 North, Range 11 West, Bossier Parish, LA, into the parish road system for permanent maintenance.

The ordinance was offered by Mr. Rogers, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted on this 5th day of September, 2001.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Jackson, Parish Attorney, advised that the attorney for Mr. Henry McGrew, 1019 Bay Ridge Drive, has requested a copy of parish regulations which prohibit the placement of any structure within a parish drainage easement. He stated that he understands that Mr. McGrew has obtained a permit to install a 30-foot culvert in the easement. **Motion was made by Mr. Cummings, seconded by Mr. Meachum, to proceed with legal action in the matter of a trellis or other structure placed in a parish drainage easement at 1019 Bay Ridge Drive. Motion carried unanimously.** Mr. Woodward was instructed to contact the health department regarding the alleged spraying of sewer effluent at this location.

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Mr. Bobby Ostteen, URS Corporation, addressed the jury regarding the location of a site for construction of the new maximum security jail facility, and presented a report on the site evaluation of the Coile property located across from the existing penal farm. Mr. Ostteen stated that the area is not a wetland area and is not located in wetlands environment. He stated that there is a utility easement on the site, but that there is no evidence of a pipeline. Mr. Ostteen stated that they are currently researching this easement. The matter is to be further discussed at the September 19, 2001 regular meeting.

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Mr. Woodward advised jurors of an invitation to a ribbon cutting luncheon ceremony at the 26th Judicial District Court Adult Gambling/Treatment Center, at 11:30 a.m. on Tuesday, September 11, 2001, at the Bossier Civic Center. Mr. Woodward, Mr. Jackson, Dr. Shell, Mr. Hammack, Mr. Rogers, and Mr. Altimus plan to attend.

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Ms. Laverne Doyle requested that parish work crews trim tree limbs over the Doyle Road located off the Old Plain Dealing Road.

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**Motion was made by Mr. Rogers, seconded by Dr. Shell, to adopt a resolution providing for the giving of notice of intention of the police jury to construct street paving improvements on Valerie Lane. Motion carried unanimously.**

## RESOLUTION

A resolution providing for the giving of notice of intention of the Police Jury of the Parish of Bossier, State of Louisiana, to construct street paving improvements on Valerie Lane from Stewart Road to its western terminous at the eastern side of Lot 25, Jeanie Lee Estates, Unit No. 2, except that the common area lying West and North of Valerie Lane and the railroad property lying South of Valerie Lane will not be assessed due to lack of benefit, within the corporate limits of the Parish of Bossier, State of Louisiana, and outside of municipal corporations, describing in a general way the improvements contemplated and the manner of payment therefor; providing for the hearing of any objections to the proposed improvements and the manner of payment therefor, and providing for other matters in connection therewith.

BE IT RESOLVED by the Police Jury of the Parish of Bossier, State of Louisiana (the "Police Jury"), acting as the governing authority of the Parish of Bossier, State of Louisiana (the "Parish"), that:

SECTION 1. Pursuant to and in compliance with the provisions of Article VI, Section 36 of the Constitution of the State of Louisiana of 1974, Sections 3689.1 to 3689.17, inclusive, of Title 33 of the Louisiana Revised Statutes of 1950 (La. R. S. 33:3689.1 to 33:3689.17), as amended, and other constitutional and statutory authority, it is the intention of this Police Jury to construct street paving improvements within the corporate limits of the Parish and outside of municipal corporations, on Valerie Lane from Stewart Road to its western terminous at the eastern side of Lot 25, Jeanie Lee Estates, Unit No. 2, except that the common area lying West and North of Valerie Lane and the railroad property lying South of Valerie Lane will not be assessed due to lack of benefit, as set forth in the Notice of Intention contained in Section 2 of this resolution or such parts thereof as may be determined upon.

SECTION 2. The President and Secretary are hereby empowered, authorized and directed to give and cause to be published in the official journal of the Parish once a week for three consecutive weeks, Notice of Intention of this Police Jury to construct the improvements hereinabove set forth in the manner described in said Notice of Intention, which shall be substantially in the following form:

NOTICE OF INTENTION

Pursuant to the provisions of Sections 3689.1 through 3689.17 of Title 33 of the Louisiana Revised Statutes of 1950 (La. R. S. 33:3689.1 to 33:3689.17), as amended, and other constitutional and statutory authority, and a resolution adopted by the Police Jury (the "Governing Authority"), acting as the governing authority of the Parish of Bossier, State of Louisiana (the "Parish"), on September 5, 2001, NOTICE IS HEREBY GIVEN that the Governing Authority intends to construct the following described street paving improvements on the following designated street within the corporate limits of the Parish and outside of municipal corporations, or such parts thereof as may be determined upon, as hereinafter set forth, viz:

Two inch (2") thick, asphaltic concrete pavement twenty foot in width over a crushed stone base as follows:

The entire length of Valerie Lane from its intersection with Stewart Road to where it dead ends into Lot 25, Jeanie Lee Estates, Unit No. 2, Bossier Parish, Louisiana.

NOTICE IS HEREBY GIVEN that it is the intention of the Governing Authority to construct the improvements hereinabove set forth as a separate and distinct project under private contract after due advertisement in the manner provided by law.

NOTICE IS HEREBY FURTHER GIVEN that it is the intention of the Governing Authority to include in the total cost of the improvements the cost of street intersections, necessary ditching, curbing, guttering, aprons, drains and headers, and all other costs incidental thereto, including engineers' and attorneys' fees. The total cost of the improvements, after deducting therefrom any contribution from the Parish of Bossier or any other available source, shall be chargeable to each lot or parcel of real estate abutting the improvements in proportion that the frontage of each lot or parcel of real estate bears to total frontage of all of the said lots or parcels of real estate to be improved by the construction of said improvements. In no event shall the assessment per front foot of abutting property exceed the sum of Twenty-One and 50/100 Dollars (\$21.50).

NOTICE IS HEREBY FURTHER GIVEN that in order to provide for the payment of the proposed improvements, a local or special assessment shall be levied on each lot or parcel of real estate abutting the street to be improved in proportion that its frontage bears to the total front footage to be assessed, and the total amount of all such local or special assessments together with the sums derived from any contribution from any available source, shall represent the total cost of said improvements in this project; provided, however, that no such assessment on any lot or parcel shall be in excess of the amount such lot or parcel shall be benefited by the proposed street paving improvements. Such local or special assessments may be paid in cash without interest within thirty (30) days from the date of the adoption of the ordinance levying said assessments, or by deferred payments in equal annual installments bearing interest at a rate not exceeding eight per centum (8%) per annum and extending over a period not exceeding ten (10) years, all in the manner provided by the aforesaid provisions of law. After the thirty (30) day payment period set forth above has expired and the delivery of paving certificates, if any, which may be issued to represent unpaid assessments, the unpaid balance owed on an assessment may be prepaid at any time at a price equal to the principal balance on the assessment and a penalty in the amount of the total annual interest for the current year plus four percent (4%) of the principal balance of such assessment.

NOTICE IS HEREBY FURTHER GIVEN that the Police Jury of the Parish of Bossier, State of Louisiana, the governing authority of the Parish, will meet in open and public session at the Police Jury Meeting Room, Bossier Parish Courthouse Building, Benton, Louisiana, on Wednesday, OCTOBER 3, 2001, at TWO O'CLOCK (2:00) P.M., and will then and there proceed to hear any and all objections to the proposed improvements, the manner of payment therefor, and to the manner in which such improvements shall be made. The question of the benefit to each lot or parcel of real estate to be assessed as a result of the construction of said improvements will also be considered at said public hearing. After hearing and passing on the objections, if there be any, the Governing Authority, if it so determines, will proceed to order said street paving improvements, constructed or such part or parts thereof as may be determined upon, all in the manner hereinbefore provided and in accordance with the aforesaid provisions of Title 33 of the Louisiana Revised Statutes of 1950, as amended.

THUS DONE AND SIGNED at Benton, Louisiana, on this, the 5th day of September, 2001.

Jesse Williams, President

ATTEST:  
Cheryl G. Martin, Secretary-Treasurer

SECTION 3. In order to provide for the payment of the proposed improvements, a local or special assessment shall be levied on each lot or parcel of real estate abutting the street to be improved in the manner set forth in the Notice of Intention contained in Section 2 of this resolution.

SECTION 4. This Police Jury will meet in open and public session at its regular meeting place, the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana, on Wednesday, October 3, 2001, at TWO O'CLOCK (2:00) P.M., and will on said date, at the hour and place designated herein, proceed to hear any and all objections to the proposed improvements and the manner of payment therefor. The questions of the benefit to each lot or parcel of real estate to be assessed as a result of the construction of said improvements shall be also be considered at said public hearing. After hearing and passing on the objections, if there be any, the Police Jury, if it so determines, will proceed to order said paving systems constructed or such part or parts thereof as may be determined upon, all in the manner herein provided and in accordance with the aforesaid provisions of La. R. S. 33:3689.1 to 33:3689.17, inclusive.

SECTION 5. Prior to the delivery of any paving certificates of the Parish (the "Certificates") representing assessments not paid in cash within thirty (30) days of the adoption of the assessment ordinance, the Issuer anticipates that it may pay a portion of the costs of the proposed paving improvements heretofore described in Section 1 hereof from other available funds in an amount not exceeding the total cost of such improvements. Upon the issuance of the Certificates, the Issuer reasonably expects to reimburse a portion of such expenditures of other available funds from the proceeds of the Certificates. Any such allocation of proceeds of the Certificates for reimbursement will be with respect to capital expenditures (as defined in Reg. 1.150-1[h]) and will be made upon the delivery of the Certificates and not later than one year after the later of (i) the date such expenditure was paid or (ii) the date on which the street paving improvements were placed in service. This Section is intended to be a declaration of official intent with the meaning of Reg. 1.150-2.

The resolution was offered by Mr. Rogers, seconded by Dr. Shell. Upon unanimous vote, it was duly adopted on this 5th day of September, 2001.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Woodward advised that Claiborne Parish will host the 2001 Region 4 Police Jury Association meeting on Saturday, October 27, 2001.

\*\*\*

Mr. Woodward reported that an employee of the highway department has used all his family and medical leave and has applied for disability retirement. Mr. Woodward stated that if found eligible for disability retirement, Mr. Jenkins is eligible to keep his group health insurance as a retiree, as he has been employed for 20 years. The Parochial Employees' Retirement System Board will not meet until December to make a determination on the requested disability retirement.

**Motion was made by Mr. Cochran, seconded by Dr. Shell, to continue to pay the police jury's portion of group health insurance premiums for Willie Jenkins, employee of the highway department, through December, 2001, at which time a determination will be made by the Parochial Employees' Retirement System as to whether Mr. Jenkins is eligible for disability retirement. Motion carried unanimously.**

\*\*\*

**Motion was made by Mr. Meachum, seconded by Mr. Hammack, to approve the reappointment of Ms. Carolyn Logan to the Bossier Parish Library Board of Control for a five-year term which expires 10/1/2006. Motion carried unanimously.**

It was recommended that attendance reports for police jury appointees to various parish boards be requested. Mr. Rogers recommended that police jury appointments be spread over the parish.

\*\*\*

Mr. Woodward presented correspondence from Cothren, Graff, Smoak Engineering, Inc., requesting approval of a Certificate of Substantial Completion on the drilling of test wells for the Sligo Road Water System. **Motion was made by Mr. Cummings, seconded by Mr. Cochran, to table this matter to allow Mr. Woodward to inspect the project. Motion carried unanimously.**

\*\*\*

Mr. Woodward discussed the Tall Timbers Lateral Project, advising that only one landowner is involved in the acquisition of right-of-way necessary to begin construction of the proposed levee. He stated in other areas of the project, several landowners are involved, and it is requested that the project be done in two phases, to begin with the levee. **Motion was made by Mr. Rogers, seconded by Dr. Shell, to perform the Tall Timbers Lateral Project in two phases, to begin with the construction of a levee. Motion carried unanimously.**

\*\*\*

Mr. Woodward presented correspondence from Bossier City Council member Mike Slemple requesting the jury's opinion on whether to create a Joint Oversight Committee for the Cypress-Black Bayou Recreation and Water Conservation District. It was the consensus of members that this action is not necessary. Dr. Shell commended the current Director for his ability to generate funds for this area.

Mr. Cummings recommended that a resolution be adopted commending the past Director, Mr. Todd Rawls, for his service in this capacity. **Motion was made by Mr. Cummings, seconded by Mr. Hammack, to adopt a resolution commending Mr. Todd Rawls for his service as Director of the Cypress-Black Bayou Recreation and Water Conservation District. Motion carried unanimously.**

#### RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 5th day of September, 2001, that it does hereby commend Mr. Todd Rawls for his past service to the citizens of Bossier Parish in his capacity as Director of the Cypress Black Bayou Recreation and Water Conservation District.

The resolution was offered by Mr. Cummings, seconded by Mr. Hammack. Upon unanimous vote, it was duly adopted on this 5th day of September, 2001.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY

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There was brief discussion of the Lake Bistineau stump removal project. Mr. Woodward stated that he understands that the police jury is to be the lead agency in the project. Mr. Rogers stated that written information on the project is needed.

\*\*\*

Jurors were provided a copy of the proposed floor plans for the next phase of expansion of the juvenile detention facility. Mr. Rogers stated that it is recommended that an exit in the break room area be included.

\*\*\*

Mr. Jackson reported that the contract with Coyle Engineering Co., Inc. for the maximum security jail project should be complete by the end of the week.

\*\*\*

**Motion was made by Mr. Hammack, seconded by Dr. Shell, to contact the local Congressional delegation regarding the police jury's ownership of properties which are bought out through the FEMA Hazard Mitigation Program, and the options that are available for either use or disposal of these properties. Motion carried unanimously.**

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It was recommended that the parish attorney review all future bid specifications.

\*\*\*

Mr. Mitchell advised that the police jury social is scheduled on September 11, 2001 at Tavern on the Red.

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**Motion was made by Mr. Meachum, seconded by Mr. Rogers, to establish a 35 mile per hour speed limit on Arkla Plant Road, and to install Children at Play signs on this road. Motion carried unanimously.**

ORDINANCE NO. 3782

AN ORDINANCE REGULATING THE SPEED OF VEHICLES ON ARKLA PLANT ROAD, LOCATED IN SECTIONS 5 AND 8, TOWNSHIP 17 NORTH, RANGE 11 WEST, BOSSIER PARISH, LOUISIANA, AND PROVIDING THE PENALTIES FOR VIOLATION THEREOF.

SECTION 1. BE IT ORDAINED by the Bossier Parish Police Jury in regular and legal session convened on this 5th day of September 5, 2001, that from and after the effective date of this ordinance, it shall be unlawful for any person to operate or drive a vehicle upon Arkla Plant Road, located in Sections 5 and 8, Township 17 North, Range 11 West, Bossier Parish, Louisiana, in excess of Thirty-Five (35) miles per hour.

SECTION 2. BE IT FURTHER ORDAINED, etc., that any person found guilty of violating the provisions of this ordinance, shall be fined a sum not to exceed One Hundred and no/100 Dollars (\$100.00), or imprisoned for not more than thirty (30) days, or both.

SECTION 3. BE IT FURTHER ORDAINED, etc., that all ordinances or parts of ordinances in conflict herewith are hereby repealed.

The ordinance was offered by Mr. Meachum, seconded by Mr. Rogers. Upon unanimous vote, it was duly adopted on this 5th day of September, 2001.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY

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Mr. Meachum advised that he understands there are problems at an abandoned gas plant on Arkla Plant Road, and stated that residents of the area have expressed concern. He requested that additional information be obtained for the property owners.

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Mr. Meachum recommended that a letter be sent to the Louisiana Gaming Control Board regarding Hollywood Casino. He stated that the jury has not reached any type of agreement with Hollywood for payment of boarding fee revenues. Mr. John Noles is to meet with the Louisiana Gaming Control Board.

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There was brief discussion on the status of slot machines at Louisiana Downs.

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It was recommended that the Census Committee meet again to determine necessary action to be taken to protest the census count for Bossier Parish.

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Mr. Altimus reported on the Bossier Master Plan Community meetings, advising that more public input is needed.

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**Motion was made by Mr. Cummings, seconded by Mr. Mitchell, to adjourn into executive session to discuss the matter of Rebecca Glasgow Steger, et. al vs. Allen Austin Atwood. Motion carried unanimously.**

\*\*\*

There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 5th day of September, 2001, the meeting was adjourned by the President at 4:45 p.m.

CHERYL G. MARTIN  
SECRETARY-TREASURER

JESSE WILLIAMS, PRESIDENT  
BOSSIER PARISH POLICE JURY