

BOSSIER PARISH POLICE JURY
MINUTES
BENTON, LOUISIANA
October 2, 2002

The Bossier Parish Police Jury met in regular and legal session on this 2nd day of October, 2002, at 2:00 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana.

The President, Mr. Jimmy Cochran, called the meeting to order. The invocation was given by Dr. Eddy Shell and the pledge of allegiance was led by Mr. Henry Mitchell. The Secretary-Treasurer, Cheryl Martin, called the roll, with all members present, as follows:

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

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

Motion was made by Mr. Altimus, seconded by Mr. Hammack, to add Mr. Bob Fisher and Mr. Scott Hughes, Alliance, Inc., to the agenda. Motion carried unanimously.

Motion was made by Mr. Avery, seconded by Mr. Rogers, to add Mr. Mark Porter to the agenda. Motion carried unanimously.

Mr. Bob Fisher and Mr. Scott Hughes, Alliance, Inc., discussed changes recommended in the Airline Drive Expansion Project. Mr. Fisher stated that it has been determined that a bridge near the Cypress Pointe Apartments is not necessary, and that culverts will be utilized at this location.

Mr. Fisher further stated that the removal of the second drainage structure to the north is recommended, to be replaced with culverts that are extended and ready for five laning in the future. Temporarily stopping the five-lane at LeOaks will also result in a cost savings. Mr. Fisher stated that this section will be replaced with a three-lane roadway to match the existing roadway to the north and south, which will eliminate another bridge that is narrower than the current roadway.

Mr. Fisher advised that it is recommended that a curb and gutter cross section be designed and constructed from the Bossier City limit to LeOaks Drive, since this area is rapidly developing. Mr. Fisher stated that Alliance is currently designing a curb and gutter section in front of the Cypress Pointe Apartments and has recommended that the future portion in front of Cross Creek and Bayou Bend also be curb and gutter. He stated that this requires less right-of-way and does not infringe upon existing fencing or other structures. Mr. Fisher stated that acceptance of the proposed changes will reduce the project cost by approximately \$320,000, and that Alliance, Inc., will not charge the police jury any additional fees for these changes.

Motion was made by Mr. Avery, seconded by Mr. Hammack, to accept the changes, as recommended by Alliance, Inc., in the Airline Drive Expansion Project. Motion carried unanimously.

Mr. Mark Porter, 4045 Woodway Drive, Woodlake South Subdivision, discussed the installation of a culvert in a ditch at his property. Mr. Porter stated that he covered the ditch due to problems with mosquitoes, and because he is concerned for the safety of his child. Mr. Williams explained that although there are health and safety issues involved, this is a violation of parish subdivision regulations pertaining to open-ditch drainage systems. Mr. Rowe, Public Works Director, presented a video of the ditch, advising that it appears there are sink holes, and that there are no clean-outs. Mr. Rowe stated that Mr. Porter has also filled the ditch in front of the adjoining property, and advised that two catch basins are needed to enable parish crews to properly maintain the culverts.

After discussion, **motion was made by Mr. Williams, seconded by Mr. Rogers, to allow the installation of culverts in a ditch at 4065 Woodway Drive and adjacent property due to health and safety reasons, and to have Mr. Rowe inspect the ditch and advise Mr. Porter and the adjoining property owner of where the clean-outs must be placed, and of any additional work needed to meet all parish requirements, including applying for a parish culvert permit. Motion carried unanimously.**

Sealed bids were opened and read aloud for a six-month supply of hot mix for the Bossier Parish Highway Department, as follows:

Bidder:	Bid Amount:
Martin Marietta Materials of LA, Inc.	\$33.00 per ton
Benton and Brown, Inc.	\$30.00 per ton

Motion was made by Mr. Hammack, seconded by Mr. Williams, to award the bid for a six-month supply of hot mix for the Bossier Parish Highway Department to Benton and Brown, Inc., low bidder meeting specifications. Motion carried unanimously.

Motion was made by Mr. Avery, seconded by Mr. Altimus, to schedule a public hearing on November 6, 2002, to consider the application of Jon Saye/Black Hawk Resources, Inc., to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land located in Sections 32 & 33, Township 19 North, Range 13 West, Bossier Parish, LA, from R-A, Residence-Agriculture District, to R-1, PUD, One-Family Residence District, Planned Unit Development, for a residential subdivision; south of Vanceville Road and Benoit Bayou, east side of Benton Road. Motion carried unanimously.

Motion was made by Mr. Rogers, seconded by Dr. Shell, to schedule a public hearing on November 6, 2002, to consider the application of Isaac Anderson and Robin Robbins House, to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of Commercial Lot A, South Merrywoods Subdivision, Unit 1, Bossier Parish, LA, from R-A, Residence-Agriculture District, to B-1, Transitional Business District, for a dental office; southwest corner of Highway 80 East and Merrywoods Boulevard. Motion carried unanimously.

Motion was made by Mr. Avery, seconded by Mr. Johnston, to schedule a public hearing on November 6, 2002, to consider the application of Total Properties, Inc., to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land located in Section 21, Township 19 North, Range 13 West, Bossier Parish, LA, from R-

A, Residence-Agriculture District, to R-1, One-Family Residence District, for a residential subdivision; south side of Kingston Road, west of Willow Chute Bayou. Motion carried unanimously.

Mr. Johnston reported that parish crews have boom-axed limbs and have placed gravel on Perry Street, and that the residents of the road are agreeable with the work done.

Mr. Rogers requested that no action be taken at this time on the matter of the construction of a walking path between Platt Elementary School and Rodes Elementary School.

Mr. Cummings reported on a meeting of the Health and Sanitation Committee regarding the possible formation of sewer districts in Bossier Parish, advising that several options were discussed.

Mr. Cummings stated that Mr. Rogers has one area of concern within his police jury district along Highway 80, which consists primarily of commercial development. Mr. Rogers stated that water and fire services in the area are excellent, but that individual sewer systems are required. Mr. Cummings stated that it is recommended that Mr. Rogers be allowed to establish a sewer district within his police jury district, with this initial district to serve as a pilot program for the parish. He stated that the Health and Sanitation Committee recommends that an engineering firm be hired to perform a needs study, and stated that grants and low interest loans may be available.

Motion was made by Mr. Cummings, seconded by Mr. Rogers, to proceed with the hiring of an engineering firm to perform a needs study, and to review costs and funding sources, in regard to the establishment of a sewer district in Police Jury District No. 2.

There was discussion on the motion. Mr. Hammack stated that a parishwide district would be most effective. Mr. Cummings stated that different areas of the parish have different needs. Mr. Rogers stated that the committee feels that individual sewer districts would better meet the needs of Bossier Parish.

Votes were cast on Mr. Cummings' motion to proceed with the establishment of a sewer district, as recommended. Motion carried unanimously.

Mr. Cummings recommended that the matter of a Community Development District be considered. He stated that in the development of a subdivision, landowners in the subdivision are assessed a fee by the developer to pay for infrastructure costs. Mr. Cummings recommended that the police jury arrange a seminar for builders and developers in Bossier Parish to study this matter.

Motion was made by Mr. Cummings, seconded by Dr. Shell, to schedule a seminar for builders and developers in Bossier Parish to discuss the possible establishment of a Community Development District. Motion carried unanimously.

There was discussion of the request of Mr. Weyman Oden to install a culvert in an open ditch at Lot 34, Woodlake South, Unit No. 7. Mr. Williams stated that this should have no adverse effects on surrounding property, and stated that this is a large ditch between lots. Mr. Oden stated that the ditch has been there for many years, and could possibly become a safety hazard. Mr. Rowe agreed that there could be future erosion problems, and recommended a 24" culvert with a clean-out.

Motion was made by Mr. Williams, seconded by Mr. Avery, to approve the installation of a 24" culvert in a ditch at Lot 34, Woodlake South, Unit No. 7. Motion carried unanimously.

Dr. Shell reported on a meeting of the Parks and Recreation Committee regarding the proposed creation of a public park and recreational area near the site of the Tall Timbers Lateral Project. He stated that there will be approximately four to seven acres remaining upon completion of the Tall Timbers Lateral Project which is suitable for location of a park. Dr. Shell stated that the property is located on the north side of Highway 80 at Tall Timbers Boulevard, and that the committee recommends that a masterplan be developed for proposed recreational facilities throughout the parish. Dr. Shell stated that the project would be done as funds become available.

Motion was made by Dr. Shell, seconded by Mr. Rogers, to proceed with the development of a masterplan for proposed recreational facilities. Motion carried unanimously.

Ms. Betsy Ludlam, owner of property at 1398 Linton Road, advised that they are in the process of cleaning up the property. She stated that she also plans to put up a privacy fence along the

back of the property. Mr. Altimus reported that considerable progress has been made, and recommended that she be allowed 30 days in which to bring her property into compliance with Bossier Parish property standards regulations. **Motion was made by Mr. Williams, seconded by Mr. Meachum, to grant the owner of property at 1398 Linton Road an extension of 30 days in which to bring this property into compliance with Bossier Parish property standards regulations. Motion carried unanimously.**

Motion was made by Mr. Hammack, seconded by Mr. Altimus, to approve the Certificate of Substantial Completion with Webster Gravel & Asphalt Co., Inc., on the FY 2000-2001 LCDBG Street Project, Contract I - Construction, and authorize the President to execute said Certificate. Motion carried unanimously.

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 2nd day of October, 2002, that Jimmy Cochran, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, a Certificate of Substantial Completion with Webster Gravel & Asphalt, in connection with the FY 2000-2001 LCDBG Street Project, Contract I - Construction.

The resolution was offered by Mr. Hammack, seconded by Mr. Altimus. Upon unanimous vote, it was duly adopted on this 2nd day of October, 2002.

CHERYL G. MARTIN
SECRETARY-TREASURER

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Avery, seconded by Mr. Altimus, to authorize the President to execute Webster Gravel & Asphalt Pay Estimate No. 2, on the FY 2000-2001 LCDBG Street Project, Contract I - Construction. Motion carried unanimously.

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 2nd day of October, 2002, that Jimmy Cochran, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, Webster Gravel & Asphalt Pay Estimate No. 2, in connection with the FY 2000-2001 LCDBG Street Project, Contract I - Construction.

The resolution was offered by Mr. Avery, seconded by Mr. Altimus. Upon unanimous vote, it was duly adopted on this 2nd day of October, 2002.

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Mr. Altimus provided copies of resumes received for the position of Parish Engineer to members of the Engineer Search Committee. He advised that the advertisement for the position has been posted on the Louisiana Department of Labor's internet web site. Mr. Meachum, Chairman of the Engineer Search Committee, advised that he will schedule a meeting of that committee next week.

Mr. Altimus presented correspondence from Trailblazer, Inc., advising that two appointments to the Trailblazer Area Council for 2003 are requested by November 22, 2002.

Motion was made by Mr. Hammack, seconded by Mr. Avery, to authorize a letter of five-day notice to Todd Jarrod Nelson and Luetisha Renee Cason Nelson, to be mailed October 7, 2002, advising them that if the police jury's offer for the purchase of right-of-way along Airline Drive is not accepted, the Parish Attorney will proceed with expropriation of this property. Motion carried unanimously.

ORDINANCE NO. 3846

AN ORDINANCE AUTHORIZING THE EXPROPRIATION OF PROPERTY LOCATED IN SECTION 28, TOWNSHIP 19 NORTH, RANGE 13 WEST, BOSSIER PARISH, LOUISIANA.

BE IT ORDAINED by the Bossier Parish Police Jury in regular and legal session convened on this 2nd day of October, 2002, that it does hereby authorize Mr. Patrick R. Jackson, Parish Attorney, assisted by Mr. John Hodge and Mr. Geoffrey Westmoreland, Weiner, Weiss & Madison, to proceed with expropriation proceedings against defendants Todd Jarrod Nelson and Luetisha Renee Cason Nelson, owners of the herein described property:

Commencing at Elmers Rock, Being the northwest corner of Section 28, Township 16 North, Range 13 West, Bossier Parish, LA, thence run South 00° 09' 34" West along the west line of said Section 28, a distance of 2639.48 feet, thence north 89° 14' 42" East a distance of 2628.76 feet to a sucker rod on the east line of the existing 80 ft. wide right-of-way of Airline Drive; thence north 00° 00' 50" East along said east line of the existing 80 .00 ft. wide right-of-way of Airline Drive a distance of 1,685.43 feet to a 3/4" iron pipe being the northeast corner of said tract described in Book 1236, Page 828, Conveyance Records of Bossier Parish, LA, being also the point of beginning of the tract herein described; thence south 89° 51' 58" west along the north line of said tract described in Book 1236, Page 828, a distance of 25.00 feet to a 1/2" iron pipe; Thence North 00° 14' 45" East a distance of 555.36 feet to a 1/2" iron pipe on the approximate centerline of Willow Bayou; thence south 89° 70' 04" east a distance of 25.00 feet to a 1/2" iron pipe on the east line of the existing 80 ft. wide right-of-way of Airline Drive; thence south 00° 14' 47" east along said east line of the existing 80 ft wide right-of-way of Airline Drive to the point of beginning. Said tract contains 13,877.53 square feet or 0.319 acres

The ordinance was offered by Mr. Williams, seconded by Mr. Meachum. Upon unanimous vote, it was duly adopted on this 2nd day of October, 2002.

CHERYL G. MARTIN
SECRETARY-TREASURER

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Altimus reported that a Groundbreaking Ceremony for the Plain Dealing Library Expansion Project will be held on Friday, October 18, 2002, at 3:00 p.m.

Mr. Altimus provided jurors with a copy of a draft Annual Statement of Benefits which will provide information to employees on the total annual amount paid to them by the police jury for salary and benefits. He stated that this information will be provided to employees each year.

Mr. Altimus presented jurors with a list of police jury programs and projects for the years 1996 through 2002.

Mr. Williams advised of a request from the Town of Benton for assistance in the overlay of a portion of Third Street and a portion of Oak Ridge. He advised that the Town of Benton has grant funds available in the amount of \$6,200 to purchase the necessary materials, and has requested that the police jury provide the labor. **Motion was made by Mr. Williams, seconded by Mr. Johnston, to assist the Town of Benton in the overlay of a portion of Third Street and a portion of Oak Ridge, as requested. Motion carried unanimously.**

Mr. Altimus advised jurors that all road improvements planned in the 2002 Road Program have been completed.

Motion was made by Mr. Williams, seconded by Mr. Hammack, to schedule a public hearing on October 16, 2002, to consider approval of the plat of the proposed development of East Pointe Subdivision, located at the corner of Crouch and Merritt Roads in Section 31, Township 20 North, Range 12 West, Bossier Parish, LA. Motion carried unanimously.

Motion was made by Dr. Shell, seconded by Mr. Altimus, to ratify authorization for Cindy Dodson, Assistant Secretary, to sign closing documents in connection with the police jury's purchase of property at 140 North Willow Drive, Bossier City, LA, through the FEMA Hazard Mitigation Assistance Program. Motion carried unanimously.

Mr. Jackson advised that he has received a complaint regarding a drainage ditch behind Little Joe's Welding on Airline Drive, advising that someone has put culverts in the ditch which has caused flooding problems. Mr. Jackson stated if this has been a drainage ditch for 10 years, it becomes public drainage and is the responsibility of the police jury. The ditch is to be inspected, with findings to be forwarded to Mr. Jackson.

Mr. Jackson stated that he received an email advising him that there was seepage at the Ivan Lake Dam. Mr. Altimus stated that the jury has authorized an application for Capital Outlay Funds in the amount of \$75,000 for repair of the dam. Mr. Rowe is to inspect the dam at report his findings at the October 16, 2002 regular meeting.

Motion was made by Mr. Altimus, seconded by Mr. Hammack, to adjourn into executive session for discussion of the following. Motion carried unanimously.

- 1) Contractual negotiations with Horseshoe Casino regarding the parking lot on Coleman Street.**
- 2) Potential litigation with the City of Shreveport regarding riverboat gaming revenues.**
- 3) Contractual negotiations with Alliance, Inc., regarding the Airline Drive expansion project.**
- 4) Dispute with the Bossier City-Parish Metropolitan Planning Commission regarding telecommunications towers.**

The meeting was reconvened and called to order by the President. **Motion was made by Mr. Avery, seconded by Mr. Meachum, to authorize preparation of an ordinance amending current regulations pertaining to the placement of telecommunications towers within the five-mile jurisdiction of the Bossier City-Parish MPC, to require that the placement of "any" telecommunications tower in the MPC jurisdiction outside city limits must be approved by the police jury, as well as the Bossier City-Parish MPC. Motion carried, with Mr. Cummings opposing.**

Motion was made by Mr. Avery, seconded by Mr. Meachum, to review the most recently erected cellular towers for possible removal, as the police jury was unaware of installation. Motion carried, with the following vote recorded:

AYES: Mr. Avery, Mr. Cochran, Mr. Darby, Mr. Johnston, Mr. Meachum, Mr. Mitchell, Dr.

Shell, Mr. Williams.

NAYS: Mr. Altimus, Mr. Cummings, Mr. Hammack, Mr. Rogers

A meeting of the Subdivision Regulations Committee is scheduled at 1:00 p.m., on October 16, 2002, to discuss building set-back requirements.

Motion was made by Mr. Johnston, seconded by Mr. Avery, to notify the owner of property on Highway 3, just south of Plain Dealing, that this property is in violation of property standards regulations. Motion carried unanimously.

Motion was made by Mr. Hammack, seconded by Mr. Altimus, to adopt a resolution supporting provisions for a juvenile judge for the 26th Judicial District in Bossier and Webster Parishes. Motion carried unanimously.

RESOLUTION

WHEREAS, the 26th Judicial District, Bossier and Webster Parishes, is one of the fastest growing areas in the state of Louisiana; and

WHEREAS, while the rapid growth and urbanization of the area has created economic benefits and a higher standard of living, it has also stressed services dealing with juveniles and their needs; and

WHEREAS, in attempting to deal effectively with the problems confronting the juvenile justice system in the 26th Judicial District, many innovative programs have been implemented, including a truancy program, a juvenile drug court program and a teen court program. The Bossier Parish Police Jury has increased and is continuing to plan for further additions to its juvenile detention facility; and

WHEREAS, the officials and experts involved in these decisions feel that provisions for a judge to deal exclusively with juvenile matters is a vital component in dealing with this problem, in addition to dealing with the federal mandate of “one family/one judge”.

NOW, THEREFORE, BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session convened on this 2nd day of October, 2002, that it does hereby endorse and support provisions for a “juvenile judge” for the 26th Judicial District.

The resolution was offered by Mr. Hammack, seconded by Mr. Altimus. Upon unanimous vote, the resolution was duly adopted on this 2nd day of October, 2002.

CHERYL G. MARTIN
SECRETARY-TREASURER

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Avery, seconded by Mr. Darby, to approve the reappointment of Ms. Marie Wissman to the Library Board of Control, for a five-year term, term to expire 2007.

Motion was made by Mr. Johnston, seconded by Mr. Hammack, to approve the application of Roadhouse Operators, Inc., for a 2002 beer license at Route 3 Road House, 10392 Highway 3, Plain Dealing, LA. Motion carried unanimously. The application has been approved by the Health Department and the Sheriff's Department.

Motion was made by Mr. Mitchell, seconded by Mr. Avery, to authorize an additional ten days of full workers compensation pay to Cliff Cannon, an employee of the Bossier Parish Highway Department. Motion carried unanimously.

Motion was made by Mr. Avery, seconded by Mr. Altimus, to ratify the declaration of a State of Emergency in Bossier Parish due to the effects of Hurricane Lili. Motion carried unanimously.

STATE OF EMERGENCY
BOSSIER PARISH

WHEREAS, the Parish of Bossier is faced with a pending emergency situation due to the effects of Hurricane Lili; and

WHEREAS, there is a very definite threat to life and property of the citizens of Bossier Parish; and

WHEREAS, such action must be taken in preparation now;

THEREFORE, I Jimmy Cochran, President of the Police Jury of the Parish of Bossier, do hereby proclaim that a State of Emergency exists within the Parish of Bossier and that the all Hazard Emergency Operations Plan be activated.

Issued on the 2nd day of October, 2002, and effective at time of issuance.

JIMMY COCHRAN, PRESIDENT

There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 2nd day of October, 2002, the meeting was adjourned by the President at 4:35 p.m.

CHERYL G. MARTIN
SECRETARY-TREASURER

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY