

BOSSIER PARISH POLICE JURY
MINUTES
BENTON, LOUISIANA
September 1, 2004
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The Bossier Parish Police Jury met in regular and legal session on this 1st day of September, 2004, at 2:00 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana. The President, Mr. Rick Avery, called the meeting to order. The invocation was given by Mr. Eddy Shell and the pledge of allegiance was led by Mr. Jesse Williams. The Secretary-Treasurer, Cheryl Martin, called the roll, with Mr. Darby absent, 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, absent	Mr. Eddy Shell
Mr. Wayne Hammack	Mr. Jesse Williams

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

Motion was made by Mr. Shell, seconded by Mr. Johnston, to adopt the minutes of the July 21, 2004 regular meeting, as published. Motion carried unanimously.

Motion was made by Mr. Meachum, seconded by Mr. Mitchell, to amend the agenda to add Ms. Candace Dean. Motion carried unanimously.

Ms. Renee Hall and Ms. Margaret Rogeau discussed the condition of East Pointe Mobile Home Subdivision located at the corner of Merritt and Crouch Roads. Ms. Hall stated that this development is not being maintained and is in very poor condition. She advised that there is a tree down on the fence around the property and that some of the boards need replacing. Ms. Hall stated that there are also drainage problems. She referred to a copy of the restrictive covenants for the subdivision, advising that they are not being followed.

Mr. Ford, Parish Engineer, advised that Total Properties, Inc., is the current owner of this subdivision. **Motion was made by Mr. Cummings, seconded by Mr. Rogers, to allow Total Properties, Inc., 30 days in which to clean up the East Pointe Mobile Home Subdivision, and to make all needed repairs, and if Total Properties, Inc., does not comply, the issuance of building permits in any other developments owned by Total Properties, Inc., will be prohibited. Motion carried unanimously.**

Mr. Kenneth Starnes, Section 8 Housing Director, requested approval of the Annual Agency Plan for the Bossier Parish Section 8 Housing Program, advising that the plan includes changes approved by the police jury on July 7, 2004, as follows: (1) increase minimum TTP (total tenant payment) from \$25.00 to \$50.00 (2) decrease payment standard from 105% of Fair Market Rent to 90% of Fair Market Rent and (3) implementation of the Section 8 home ownership program. **Motion was made by Mr. Cummings, seconded by Mr. Shell, to adopt the Annual Agency Plan for the Bossier Parish Section 8 Housing Program, as presented. Motion carried unanimously.**

Mr. Williams referred to the matter of a drainage ditch in River Ridge Subdivision, advising that Mr. Charles Golson was unable to attend the meeting. Mr. Ford, Parish Engineer, stated that at Mr. Golson's request, parish work crews cleaned out a drainage easement located between two lots owned by Mr. Golson in River Ridge Subdivision. He stated that Mr. Golson has requested that the parish install a 30" culvert and cover in the ditch to enable him to access each of his lots. Mr. Ford stated that the ditch is too shallow to accommodate the requested culvert and that parish work crews will have to go onto private property to access the site. After discussion, **motion was made by Mr. Williams, seconded by Mr. Shell, to table this matter, to be considered at the September 15, 2004 regular meeting. Motion carried unanimously.**

Ms. Candace Dean discussed a memorial marker in Pecan Grove Subdivision, advising that the marker is located within the parish road right-of-way. Mr. Meachum stated that he has discussed this matter with the owners of the marker and has tried to explain to them that it must be moved. He requested that he be allowed to advise the owner that the marker must be moved by September 15, 2004. Mr. Meachum will report on this matter at the September 15, 2004 regular meeting.

Motion was made by Mr. Johnston, seconded by Mr. Mitchell, to amend the agenda to add Mr. Wylie Ford. Motion carried unanimously.

Mr. Wylie Ford requested that the police jury consider acceptance of the Ford Wilson Cemetery Road into the parish road system. He stated that the road is located off the Ford Road north of Plain Dealing and that four churches utilize the cemetery. Mr. Ford further requested that the police jury consider overlaying the remaining 1.7 miles of the Ford Road, advising that four families live on this portion of the road.

Mr. Ester Ford, Secretary of the Ford Wilson Cemetery Committee, requested that the police jury accept the Ford Wilson Cemetery Road. He stated that there are no residents on the road and asked for the jury's direction in submitting such a request.

Mr. Ford, Parish Engineer, explained that a 60' road right-of-way must be acquired and stated that he will meet with Mr. Wylie Ford to review the requirements for road acceptance.

Motion was made by Mr. Hammack, seconded by Mr. Meachum, to authorize the advertising for bids for a six-month supply of hot mix for the Bossier Parish Highway Department. Motion carried unanimously. Bids are to be received October 6, 2004.

Ms. Martin announced the public hearing to consider approval of the application of Cash Point Plantation, LLC, to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a 3.05 acre tract of land located in Sections 29 and 30, Township 19 North, Range 13 West, Bossier Parish, LA, from R-A, Residence-Agriculture District, to B-3, General Business District, for a self storage and boat storage complex. The application received a favorable recommendation by the Bossier City-Parish MPC.

Ms. Dana Stinson, Cash Point Plantation, LLC, and Mr. Kenny Smith, Smith Engineering, were present. Mr. Smith stated that the property is located on the north side of Cash Point Road. There being no opposition, **motion was made by Mr. Hammack, seconded by Mr. Cochran, to approve the application of Cash Point Plantation, LLC, for a zoning amendment, as presented. Motion carried unanimously.**

ORDINANCE NO. 3975

AN ORDINANCE TO AMEND BOSSIER PARISH ORDINANCE NO. 3908 OF 2003, WHICH ADOPTED A UNIFIED DEVELOPMENT CODE FOR THE BOSSIER CITY-PARISH METROPOLITAN PLANNING COMMISSION AND THE PARISH OF BOSSIER, LOUISIANA, BY CHANGING THE ZONING CLASSIFICATION OF A 3.05 ACRE TRACT OF LAND LOCATED IN SECTION 29 AND 30, TOWNSHIP 19 NORTH, RANGE 13 WEST, BOSSIER PARISH, LA, FROM R-A. RESIDENTIAL-AGRICULTURE DISTRICT, TO I-1, LIGHT INDUSTRIAL DISTRICT.

BE IT ORDAINED by the Bossier Parish Police Jury in regular and legal session convened on this 1st day of September, 2004, that Ordinance No. 3908 of 2003 (Unified Development Code) of the Police Jury of Bossier Parish, is hereby amended to change the zoning classification of a 3.05 acre tract of land located in Sections 29 and 30, Township 19 North, Range 13 West, Bossier Parish, LA, from R-A, Residence-Agriculture District, to I-1, Light Industrial District, more particularly described as follows:

A tract of land containing 3.05 acres, more or less, located in the Northwest Quarter of Section 29, and the Northeast Quarter of Section 30, Township 19 North, Range 13 West, Bossier Parish, Louisiana; being more particularly described as follows:

From the common corner of Sections 19, 20, 29 and 30, run South 88° 45' 18" East along the line common to Sections 20 and 29, a distance of 191.7 feet to the point of intersection with the centerline of the St. Louis/Southwestern Railroad; run thence South 15° 05' 43" East along said centerline, a distance of 1,060.84 feet; run thence South 74° 54' 17" West a distance of 50.0 feet to a point of the Westerly right-of-way of said railroad. Continue South 74° 54' 17" West a distance of 250.0 feet; run thence South 15° 05' 43" East a distance of 240.91 feet to the point of intersection with the Northerly right-of-way of Cash Point Road; run thence South 76° 59' 17" West along the Northerly right-of-way extended, a distance of 175.12 feet; run thence North 15° 05' 43" West, a distance of 449.5 feet; run thence North 74° 54' 17" East a distance of 425.0 feet to the westerly right-of-way of said railroad, run thence South 15° 05' 43" east along said right-of-way, a distance of 215.0 feet to the point of beginning.

Applicant: Cash Point Plantation, LLC

Purpose: Self-Storage and Boat Storage complex

The ordinance was offered by Mr. Hammack, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted on this 1st day of September, 2004.

CHERYL G. MARTIN
SECRETARY-TREASURER

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Ms. Martin announced the public hearing to consider the approval of the application of Benton Road Properties, LLC, to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a 22.42 acre tract of land located in Section 29, Township 19 North, Range 13 West, Bossier Parish, LA, from R-A, Residence-Agriculture District, to R-LD, Residential-Low Density District, for a single family residential subdivision.

Mr. Avery advised that a letter has been received from the applicant requesting that this matter be delayed. **Motion was made by Mr. Rogers, seconded by Mr. Johnston, to table the public hearing to consider the application of Benton Road Properties, LLC, for a zoning amendment, for 30 days. Motion carried unanimously.** The matter is to be considered at the October 6, 2004 regular meeting.

Ms. Martin announced the public hearing to consider approval of the application of Karl Benson to the Benton-Parish MPC for a zoning amendment to change the zoning classification of a tract of land located in Section 34, Township 20 North, Range 13 West, Bossier Parish, Louisiana, from R-A, Residence-Agriculture District, to R-1, Single Family Residence District, for a single family residential subdivision. The application received a favorable recommendation by the Benton Parish MPC.

Mr. John Bowman and Mr. Karl Benson were present. Mr. Bowman advised that the proposed development consists of 13 lots and is located off the Linton Cut-Off Road. **There being no opposition, motion was made by Mr. Williams, seconded by Mr. Johnston, to approve the application of Karl Benson for a zoning amendment, as presented. Motion carried unanimously.**

ORDINANCE NO. 3976

AN ORDINANCE AMENDING CHAPTER 126, ARTICLE III, OF THE BOSSIER PARISH CODE OF ORDINANCES (ORDINANCE NO. 922 OF 1981), THE BENTON-PARISH METROPOLITAN PLANNING COMMISSION ZONING REGULATIONS, TO CHANGE THE ZONING CLASSIFICATION OF A TRACT OF LAND LOCATED IN SECTION 34, TOWNSHIP 20 NORTH, RANGE 13 WEST, BOSSIER PARISH, LOUISIANA, FROM R-A, RESIDENCE AGRICULTURE DISTRICT, TO R-1, SINGLE-FAMILY RESIDENCE DISTRICT.

BE IT ORDAINED, by the Bossier Parish Police Jury in regular and legal session on this 1st day of September, 2004, that Chapter 126, Article III, of the Bossier Parish Code of Ordinances (Ordinance No. 922 of 1981), the Benton-Parish Metropolitan Planning Commission Zoning Regulations, is hereby amended to change the zoning classification from R-A, Residence Agriculture District, to R-1, Single-Family Residence District, on the following described tract of land:

A 22.513 acre tract of land located in Section 34, Township 20 North, Range 13 West, Bossier Parish, Louisiana, being

more fully described as follows: Begin at the SW corner of the SE ¼ of the SE ¼ of said Section 34, Thence run N 1 deg 23 min 15 sec E a distance of 564.90 feet to the P.O.B. of the tract herein described. Thence run N 1 deg 23 min 15 sec East a distance of 755 ft.; Run thence S 88 deg 39 min 58 sec E a distance of 1342.19 feet; thence South 1 deg 12 min 27 sec W 646.44 ft.; thence N 41 deg 55 min 15 sec W a distance of 256.0 feet; thence N 72 deg 52 min 57 sec W a distance of 136.59 ft; thence S 8 deg 03 min 11 sec W a distance of 417.29 ft; thence N 88 deg 51 min 30 sec W a distance of 469.00 feet; thence N 1 deg 05 min 01 sec E a distance of 44.29 ft; thence N 84 deg 11 min 57 sec W a distance of 302.51 ft; thence N 84 deg 37 min 50 sec W a distance of 218.39 ft; thence N 1 deg 48 min 31 sec E 755 ft to the Point of Beginning, containing 22.513 acres, more or less, in the SW 1/4 of the SE 1/4 of Section 34, Township 20 North, Range 13 West, Bossier Parish, Louisiana.

Applicant: Karl Benson

Purpose: Family Estates Subdivision

The ordinance was offered by Mr. Williams, seconded by Mr. Johnston. Upon unanimous vote, it was duly adopted on this 1st day of September, 2004.

CHERYL G. MARTIN

SECRETARY-TREASURER

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Ms. Martin announced the public hearing to consider approval of the plat of the proposed development of Family Estates, located in Section 34, Township 20 North, Range 13 West, Bossier Parish, LA. Mr. Ford, Parish Engineer, requested that the matter be tabled to allow him time to review the drainage plan for the proposed development. **Motion was made by Mr. Williams, seconded by Mr. Johnston, to table this matter, to be considered at the September 15, 2004 regular meeting.**

Motion was made by Mr. Cochran, seconded by Mr. Hammack, to schedule a public hearing on October 6, 2004, to consider approval of the plat of the proposed development of The Colony, Unit No. 2, located in Section 32, Township 19 North, Range 13 West, Bossier Parish, LA. Motion carried unanimously.

Motion was made by Mr. Rogers, seconded by Mr. Cochran, to table a report from the Policy and Procedures Committee, to be presented at the September 15, 2004 regular meeting. Motion carried unanimously. A meeting of the Policy and Procedures Committee is scheduled at 6:30 p.m., Tuesday, September 7, 2004, on the second floor of the Bossier Parish Health Unit.

Mr. Jackson, Parish Attorney, reported on a proposal for the housing of parish prisoners, advising that a cost share arrangement is being reviewed in which prisoners from the Bossier City jail would be housed in the medium security jail facility, and if the number of prisoners from Bossier City exceeds 50, the Bossier Sheriff's Department will be paid a fee of \$6.00 per day for each inmate exceeding the count of 50. He stated that placing a cap on either the number of prisoners housed or the amount of funds to be expended could be considered, and requested that he, Mr. Altimus and Ms. Martin be allowed to review cost estimates, etc., and present their findings at the September 15, 2004 regular meeting.

Mr. Williams discussed a proposal to relocate the Anderson Road, advising that the estimated cost for the project is \$16,209.58. **Motion was made by Mr. Williams, seconded by Mr. Hammack, to deny the request for relocation of the Anderson Road as cost-prohibitive. Motion carried unanimously.**

Motion was made by Mr. Williams, seconded by Mr. Cochran, to ratify approval of the President's signature on the Certificate of Substantial Completion of the Airline Drive Bridge Replacement and Utility Relocation Project. Motion carried unanimously.

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 1st day of September, 2004, that Rick Avery, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, a Certificate of Substantial Completion of the Airline Drive Bridge Replacement and Utility Relocation Project.

The resolution was offered by Mr. Williams, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted on this 1st day of September, 2004.

CHERYL G. MARTIN

SECRETARY-TREASURER

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Rogers, seconded by Mr. Mitchell, to table acceptance of the resignation of Mike Knotts from the Board of Supervisors for Bossier Parish Sewage District No. 1, to be considered at the September 15, 2004 regular meeting, Motion carried, with Mr. Meachum opposing.

Motion was made by Mr. Shell, seconded by Mr. Altimus, to table acceptance of the streets and drainage in Plantation Estates, Units 6 and 7, for additional information and review. Motion carried unanimously. The matter is to be considered at the September 15, 2004 regular meeting.

Mr. Jackson, Parish Attorney, advised that he is currently reviewing the first draft of an intergovernmental agreement with the Bossier Sheriff's Department regarding the proposed jail pharmacy. He stated that an initial cost share arrangement of 50/50 with the Sheriff's Department is being considered, and upon opening of the maximum security jail facility, costs will be split 2/3 to the police jury and 1/3 to the Sheriff's Department. Mr. Jackson stated that he will provide further information on this matter at the September 15, 2004 regular meeting.

Mr. Cummings requested an update on operational cost projections for the new jail facility.

Mr. Altimus referred to the request for Capital Outlay Funds for reconstruction of the Ross Road, advising that

it has been determined that one person owns the entire road right-of-way for Ross Road. He stated that the owner has agreed to sell the right-of-way for a price of \$1,500. Mr. Altimus stated that it may be possible to secure these funds through Capital Outlay funding for the project, but requested approval of an expenditure of \$1,500 to purchase the right-of-way from police jury funds if necessary. **Motion was made by Mr. Meachum, seconded by Mr. Cochran, to authorize an expenditure of up to \$1,600 from police jury funds to purchase the Ross Road right-of-way if necessary. Motion carried unanimously.**

Mr. Altimus presented statistics on the number of building permits issued for the month of August.

Mr. Altimus provided information on revenues from slot machines at Harrah's Louisiana Downs.

Mr. Altimus advised that the City of Bossier City has requested that the police jury withdraw the declaring of adjudicated property at 422 Colquitt Road as surplus, and rescind the advertising for bids for the sale of this property. **Motion was made by Mr. Altimus, seconded by Mr. Cochran, to withdraw the declaring of adjudicated property at 422 Colquitt Road as surplus, and to rescind the advertising for bids for the sale of said property. Motion carried unanimously.**

Mr. Ford, Parish Engineer, presented information on the number of subdivision plats approved, and reported on inspection fees collected to date.

Mr. Ford reviewed Change Order No. 1 on the courthouse renovation/addition project, advising of a net savings of \$89,000. **Motion was made by Mr. Cochran, seconded by Mr. Shell, to approve Change Order No. 1 on the courthouse renovation/addition project and to authorize the President to execute necessary documents. Motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 1st day of September, 2004, that Rick Avery, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, Change Order No. 1 on the courthouse addition/renovation project.

The resolution was offered by Mr. Cochran, seconded by Mr. Shell. Upon unanimous vote, it was duly adopted on this 1st day of September, 2004.

CHERYL G. MARTIN
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RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford advised that a meeting with representatives of Denmon Engineering Service and Smith and Raley, Inc., regarding a decision on the Airline Drive road width between Swan Lake and Kingston Roads is scheduled next week.

Mr. Ford reported on a meeting with representatives of Owen and White, Inc., regarding the creation of a sewage district between Bossier City and Benton. He stated that with the extensive growth and potential for future growth in this area, he feels that the proposed sewage district is needed. **Motion was made by Mr. Altimus, seconded by Mr. Cochran, to schedule a public hearing on October 20, 2004, to consider the creation of a sewage district between Bossier City and the Town of Benton. Motion carried unanimously.**

Mr. Ford reported on the progress of the juvenile detention center expansion project, advising that the project is going well.

Motion was made by Mr. Meachum, seconded by Mr. Rogers, to ratify approval of Mr. Ford's signature on the right-of-way deed for acquisition of right-of-way owned by Mr. Fred Davis on Peppermint Lane. Motion carried unanimously.

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 1st day of September, 2004, that Joe E. "Butch" Ford, Jr., Parish Engineer, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, a right-of-way deed for the acquisition of right-of-way owned by Mr. Fred Davis, in connection with the acceptance of Peppermint Lane into the parish road system for permanent maintenance.

The resolution was offered by Mr. Meachum, seconded by Mr. Rogers. Upon unanimous vote, it was duly adopted on this 1st day of September, 2004.

CHERYL G. MARTIN
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Mr. Cathcart, Public Works Director, reported that there are approximately two miles of road overlay work remaining on the 2004 road overlay project.

Mr. Cathcart advised that the estimated cost for the first phase of work at the site of the North Bossier Park is approximately \$98,000. He stated that phase one includes the construction of an entrance road off Old Brownlee Road, a parking lot, walking trails, and the placement of a tank car in Benoist Bayou. Mr. Cathcart advised that the City of Bossier City will furnish materials for the project at an estimated cost of \$28,000, with the parish providing labor and equipment at a cost of \$60,000. Mr. Altimus stated that funds for the project will be transferred from the Parks and Recreation Fund to the Highway Fund. **Motion was made by Mr. Shell, seconded by Mr. Cochran, to approve an expense of approximately \$60,000 for phase one of the North Bossier Park project. Motion carried unanimously.**

Motion was made by Mr. Meachum, seconded by Mr. Mitchell, to amend the agenda to adjourn into executive session to discuss the matter of Bossier Parish Police Jury vs. the City of Shreveport and Hollywood

Casino. Motion carried, with the following vote recorded:

AYES: Mr. Altimus, Mr. Avery, Mr. Cochran, Mr. Cummings, Mr. Hammack, Mr. Johnston, Mr. Meachum, Mr. Mitchell, Mr. Rogers, Mr. Shell, Mr. Williams.

NAYS: None

ABSENT: Mr. Darby

The meeting was reconvened and called to order by the President. **Motion was made by Mr. Johnston, seconded by Mr. Mitchell, to establish a 25 mile per hour speed limit on the Wilson Drive located off the Emma Cemetery Road. Motion carried unanimously.**

ORDINANCE NO. 3977

AN ORDINANCE REGULATING THE SPEED OF VEHICLES ON WILSON DRIVE, LOCATED OFF THE EMMA CEMETERY ROAD, IN SECTION 9, TOWNSHIP 21 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 1st day of September, 2004, that from and after the effective date of this ordinance, it shall be unlawful for any person to operate or drive a vehicle upon Wilson Drive, located off the Emma Cemetery Road, in Section 9, Township 21 North, Range 11 West, Bossier Parish, Louisiana, in excess of Twenty-Five (25) miles per hour.

SECTION 2. BE IT FURTHER ORDAINED, etc., that all ordinances or parts of ordinances in conflict herewith are hereby repealed.

The ordinance was offered by Mr. Johnston, seconded by Mr. Mitchell. Upon unanimous vote, it was duly adopted on this 1st day of September, 2004.

CHERYL G. MARTIN
SECRETARY-TREASURER

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Meachum invited jurors to attend a meeting at Harrah's Louisiana Downs at 10:30 a.m., September 8, 2004, regarding the conditions for horsemen at the track.

Motion was made by Mr. Cochran, seconded by Mr. Shell, to request that the Louisiana Department of Transportation and Development review the speed limit on Benton Road to Interstate 220. Motion carried unanimously. Mr. Cochran advised that concerned business owners in this area have expressed their desire to have the speed limit lowered.

Motion was made by Mr. Altimus, seconded by Mr. Hammack, that Mr. Altimus will contribute \$786.29 from his discretionary funds to Butler Educational Complex to assist in the purchase of a computer system. Motion carried unanimously.

Motion was made by Mr. Hammack, seconded by Mr. Cochran, to send a letter to New York City on the upcoming anniversary of the 9/11/2001 terrorist attack on the city. Motion carried unanimously.

There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 1st day of September, 2004, the meeting was adjourned by the President at 4:05 p.m.

CHERYL G. MARTIN
SECRETARY-TREASURER

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY