

BOSSIER PARISH POLICE JURY
BENTON, LOUISIANA
MINUTES
January 7, 2009
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The Bossier Parish Police Jury met in regular and legal session on the 7th day of January, 2009, 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 Mr. Wayne Hammack and the pledge of allegiance was led by Mr. Barry Butler. The Parish Secretary, Ms. Cindy Dodson, called the roll, with all members present, as follows:

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

Others present were Mr. Bill Altimus, Parish Administrator; Mr. Patrick Jackson, Parish Attorney, Mr. Joe E. "Butch" Ford, Jr., Parish Engineer; Ms. Cindy Dodson, Parish Secretary.

It was requested that public hearings to consider approval of the plat of the proposed development of Dogwood South Subdivision, Unit No. 11 and the plat of the proposed development of Dogwood South Subdivision, Unit 12, located in Section 8, Township 18 North, Range 12 West, Bossier Parish, LA, be delayed for consideration later in the meeting. (See page 9.)

Ms. Dodson announced the public hearing to consider the application of Evans Interests, LLC to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a 21.10 acre tract of land located on the north side of Sligo Road in Section 13, Township 17 North, Range 12 West, Bossier Parish, LA, from R-A, Residential-Agriculture District, to I-1, Light-Industry District, for an industrial subdivision. The application received a favorable recommendation from the Bossier City-Parish MPC.

Mr. Brad Graff, Cothren, Graff, Smoak Engineering, was present, advising that the proposed development is to consist of a 16-lot industrial subdivision designed to accommodate businesses working in the oil and gas industry.

Mr. Sam Marsiglia, Bossier City-Parish MPC, stated that the MPC agreed that the proposed industrial development is suitable for this area and is the best use of the property.

Mr. Cummings expressed concern regarding the number of pipelines located in this area. Mr. Ford stated that he is researching this matter to ensure that the existing pipelines are deep enough to allow safe crossing.

There being no opposition, **motion was made by Mr. Meachum, seconded by Mr. Plummer, to approve the application of Evans Interests, LLC, for a zoning amendment as presented. Motion carried unanimously.**

ORDINANCE NO. 4266

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 21.10 ACRE TRACT OF LAND LOCATED ON THE NORTH SIDE OF SLIGO ROAD IN SECTION 13, TOWNSHIP 17 NORTH, RANGE 12 WEST, BOSSIER PARISH, LA, FROM R-A, RESIDENTIAL-AGRICULTURE DISTRICT, TO I-1, LIGHT-INDUSTRY DISTRICT.

BE IT ORDAINED by the Bossier Parish Police Jury in regular and legal session convened on this 7th day of January, 2009, 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 21.10 acre tract of land located on the north side of Sligo Road in Section 13, Township 17 North, Range 12 West, Bossier Parish, La, from R-A, Residential-Agriculture District, To I-1, Light-Industry District, being more particularly described as follows:

A 10.802 acre tract of land located in Section 13, T17N-R12W, Bossier Parish, Louisiana, more particularly described as follows: commence at the northeast corner of said Section 13, thence due south a distance of 1,483.44 feet and due west a distance of 1,109.45 feet to the point of beginning of the tract herein described; thence run south a distance of 2,056.08 feet to an iron pipe for corner on the northerly right of way of Sligo Rd.; thence run south 73° 00' 32" west a distance of 236.78 feet along the northerly right of way line of Sligo Rd. to an iron pipe for corner; thence run east a distance of 223.74 feet to an iron pipe and the point of beginning, said tract sometimes referred to as Lot 12, Horseshoe Acres, a subdivision of Bossier Parish, Louisiana, together with all buildings and improvements located thereon **AND** Lot 11, Horseshoe Acres, a 10.301 acre tract in Section 13, T17N-R12W, Bossier Parish, Louisiana, and more fully described as follows: commencing at the northeast corner of said Section 13, thence due south, 1,483.44 feet and due west 887.56 feet to the point of beginning; thence due south, 1,988.28 feet to an iron pipe for corner, thence south 73° 00' 32" west, 232.02 feet along the northerly right of way line of Sligo Rd. to an iron pipe for corner, thence due north 2,056.08 feet to an iron pipe for corner, thence due east 221.89 feet to an iron pipe and the point of beginning, subject to all easements, rights of way grants, servitudes and restrictions of public record, from R-A, Residence-Agriculture District to I-1, Light-Industry District, for an industrial subdivision.

Applicant: Evans Interests, LLC

Purpose: Industrial Subdivision

The ordinance was offered by Mr. Meachum, seconded by Mr. Plummer. Upon unanimous vote, it was duly adopted on this 7th day of January, 2009.

CINDY A. DODSON
PARISH SECRETARY

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Avery, seconded by Ms. Bennett, to schedule a public hearing on January 21, 2009, to consider approval of the site plan for the proposed Barksdale Federal Credit Union located at the northwest corner of Airline Drive and Linton Road, in Section 16, Township 19 North, Range 13 West, Bossier Parish, LA. Motion carried unanimously.

Motion was made by Mr. Benton, seconded by Mr. Butler, to schedule a public hearing on February 4, 2009, to consider the application of the Bossier City-Parish MPC, for an amendment to the Unified Development Code to add a Special Exception Use for Monuments. Motion carried unanimously.

Mr. Avery reported on a meeting of the Parks and Recreation regarding proposed improvements at the North Bossier Park, advising that the committee recommends an expenditure of \$240,000 from the Parks and Recreation Fund and recommends approval of \$150,000 in in-kind services for the proposed additional parking area. Mr. Avery stated that six additional tennis courts, a maintenance building, and the construction of a connecting street through the park are planned, as well as additional parking. **Motion was made by Mr. Avery, seconded by Mr. Hammack, to amend the agenda to allow a vote on the expenditure of funds for improvements at the North Bossier Park Tennis Complex, as recommended. Motion carried unanimously, with the following vote recorded:**

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

NAYS: None

ABSTAIN: None

ABSENT: None

Motion was made by Mr. Avery, seconded by Mr. Hammack, to accept the recommendation of the Parks and Recreation Committee to approve an expenditure of \$240,000 from the Parks and Recreation Fund for proposed improvements to the North Bossier Park Tennis Complex, and to approve \$150,000 in in-kind services for parking lot work at the park. Motion carried unanimously.

Mr. Ford, Parish Engineer, reviewed Plan Change No. 1 on the Forest Hills Subdivision Project No. 2008-167, advising that there are no costs associated with this change. Mr. Ford stated that Plan Change No. 1 provides for a change in the project specifications for plastic pipe material. **Motion was made by Mr. Benton, seconded by Mr. Meachum, to approve Plan Change No. 1 on the Forest Hills Subdivision Project No. 2008-167, and to authorize the President to execute documents. Motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 7th day of January, 2009, that Jimmy Cochran, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, the Plan Change No. 1 on the Forest Hills Subdivision Project No. 2008-167.

The resolution was offered by Mr. Benton, seconded by Mr. Meachum. Upon unanimous vote, it was duly adopted on this 7th day of January, 2009.

CINDY A. DODSON
PARISH SECRETARY

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford discussed Plan Change No. 3 on the Sligo Road Project No. 2008-139, advising that Plan Change No. 3 provides for an increase in the percentage of cement on a section of the road due to a soft sub-grade. He stated that the cement will be increased from six to eight percent to bridge over the soft portion at an additional cost of \$11,616.70. **Motion was made by Mr. Meachum, seconded by Mr. Avery, to approve Plan Change No. 3 on the Sligo Road Project No. 2008-139, and to authorize the President to execute documents. Motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 7th day of January, 2009, that Jimmy Cochran, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, the Plan Change No. 3 on the Sligo Road Project No. 2008-139.

The resolution was offered by Mr. Meachum, seconded by Mr. Avery. Upon unanimous vote, it was duly adopted on this 7th day of January, 2009.

CINDY A. DODSON
PARISH SECRETARY

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford referred to Plan Change No. 4 on the Sligo Road Project No. 2008-139, advising that no mulch, seeding or fertilizer was included in the project specifications. He stated that due to wet weather, these materials are needed to prevent soil loss and stated that Plan Change No. 4 results in an additional cost of \$35,136.00. Mr. Ford stated that the contractor has also requested 25 additional contract days to complete this work and due to inclement weather. **Motion was made by Mr. Meachum, seconded by Mr. Hammack, to approve Plan Change No. 4 on the Sligo Road Project No. 2008-139 in an additional amount of \$35,136.00, including the requested 25 additional contract days, and to authorize the President to execute documents. Motion carried unanimously.**

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 7th day of January, 2009, that Jimmy Cochran, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, the Plan Change No. 4 on the Sligo Road Project No. 2008-139.

The resolution was offered by Mr. Meachum, seconded by Mr. Hammack. Upon unanimous vote, it was duly adopted on this 7th day of January, 2009.

CINDY A. DODSON
PARISH SECRETARY

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY

Ms. Dodson advised that Agenda Item No. 10, approval of Plan Change No. 1 on the Clearbrooke Way Drainage Improvement Project No. 2008-167, has been addressed under Agenda Item No. 7, as this is the same Plan Change.

Motion was made by Mr. Cummings, seconded by Mr. Meachum, to adopt a resolution supporting Raising Cane's Restaurants, LLC, 2950 East Texas Street, Bossier City, LA, and allowing them to receive the local benefits of the Enterprise Zone Program. Motion carried, with Mr. Cochran opposing.

RESOLUTION

A RESOLUTION STATING THE BOSSIER PARISH POLICE JURY'S ENDORSEMENT OF RAISING CANE'S RESTAURANTS, 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 106.2, Block Group 2 in Bossier Parish as "Enterprise Zone" eligible based on enabling legislation R.S. 51.21.1787-1791); and

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session convened on this 7th day of January, 2009, that Raising Cane's Restaurant, LLC, and their project new restaurant, Enterprise Zone Application #20080903 is endorsed to participate in the Louisiana Enterprise Zone Program.

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

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

The resolution was offered by Mr. Cummings, seconded by Mr. Meachum. Upon vote, it was duly adopted on this 7th day of January, 2009.

CINDY A. DODSON
PARISH SECRETARY

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Altimus stated that he has received a letter from Mr. William Fowler advising of his resignation from the Board of Directors for Bossier Parish Communications District Number One. He stated that Mr. Fowler has advised that due to his employment, he is now required to travel and is no longer able to attend the board meetings. **Motion was made by Mr. Johnston, seconded by Mr. Darby, to accept the resignation of Mr. William Fowler from the Board of Directors for Bossier Parish Communications District No. 1. Motion carried unanimously.** An appointment to fill Mr. Fowler's unexpired term will be considered at a later date.

Ms. Dodson announced the public hearing to consider approval of the plat of the proposed development of Dogwood South, Unit No. 11, located in Section 8, Township 18 North, Range 12 West, Bossier Parish, LA. Mr. Bruce Logan, developer, advised that the proposed development is a continuation of the existing units of Dogwood South and will be served by Red Chute Utilities. Mr. Logan stated that the right-of-way for the proposed Applewood Trail is designated on the plat but the actual construction of the road has been delayed. He stated that a much larger development was originally planned but due to the economy, a portion of the development has been postponed at this time.

Mr. Ford stated that with the new development, the intersection at Tall Pines will become a three-way intersection and appropriate signals should be considered. He stated that the proposed development has walking trails but no sidewalks, and has street lights at each intersection and cul-de-sac. He further stated that each homeowner is required to have a yard light. Mr. Sam Marsiglia, Bossier City-Parish MPC, stated that the MPC has been provided a master development plan for Dogwood South that indicates the location of the walking trails.

There being no opposition, **motion was made by Mr. Benton, seconded by Mr. Hammack, to approve the plat of the proposed development of Dogwood South Subdivision, Unit No. 11. Motion carried unanimously.**

Ms. Dodson announced the public hearing to consider approval of the plat of the proposed development of Dogwood South, Unit No. 12, located in Section 8, Township 18 North, Range 12 West, Bossier Parish, LA. There being no opposition, **motion was made by Mr. Benton, seconded by Mr. Hammack, to approve the plat of the proposed development of Dogwood South Subdivision, Unit No. 12. Motion carried unanimously.**

Mr. Altimus presented a proposal for review by the jury regarding the matter of property standards issues in the parish. He recommended that a rotating panel comprised of three members of the police jury sit as a Property Standards Board of Review to consider property standards violations in the parish. Mr. Altimus stated that the members would be selected by police jury district number, beginning with the jurors for Districts 1, 2 and 3, continuing until all 12 members have served. He stated that the first three members would serve a three-month term and rotate off to the next three jurors.

Mr. Altimus stated that the three-member panel could meet with the property standards officer as often as necessary to review complaints. He stated that the times and dates for these meetings should be determined by the parties involved. Mr. Altimus recommended that the Property Standards Board of Review be given authority to act on the jury's behalf. He stated that any issues that can not be resolved by the Board will be referred to the jury as a whole and all condemnation proceedings will continue to be properly noticed and conducted at a police jury meeting.

Motion was made by Ms. Bennett, seconded by Mr. Johnston, to proceed with the recommended implementation of a Property Standards Board of Review comprised of a three-member rotating panel of police jurors to address property standards violations in the parish. Motion carried unanimously.

Motion was made by Mr. Avery, seconded by Mr. Meachum, to amend the agenda to add Mr. Marion Bartlett. Motion carried unanimously, with the following vote recorded:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Mr. Marion Bartlett discussed the condition of property at 326 Teague Drive in Elm Grove, and presented photographs for review. Mr. Meachum advised Mr. Bartlett that a 10-day notice has been sent to the property owner advising him that the property must be brought into compliance with property standards regulations.

Motion was made by Mr. Meachum, seconded by Mr. Butler, to schedule a condemnation hearing on January 21, 2009, to consider condemnation of property at 326 Teague Drive, Elm Grove, LA. Motion carried unanimously.

Mr. Altimus advised that the 2009 Police Jury Association Convention is scheduled in New Orleans on March 19-21, 2009, and requested that any jurors who plan to attend please let the staff know so registrations can be completed.

Mr. Altimus reported that a community forum on the upcoming Bassmaster Classic event is scheduled on January 12 at the Bossier Civic Center.

Mr. Altimus advised that police jury officers for the year 2009 will be elected at the January 21, 2009 regular meeting. He provided jurors with a current list of police jury committees and asked that they review them for consideration of committee appointments for 2009.

Mr. Ford, Parish Engineer, introduced Mr. Russell Craig, newly hired weights and standards officer for Bossier Parish. He stated that Mr. Craig is working to develop a weights and standards program for the parish and will be commissioned as a deputy by the Sheriff next week.

Mr. Ford reported on the Arthur Ray Teague Parkway Extension Project, advising of a problem in the construction of Colleen Drive at the site of the new Parkway High School. He stated that it has been determined that the soil in this location is very poor and efforts to improve the soil have been unsuccessful. Mr. Ford stated that he will inspect the site and provide a full report at the January 21, 2009 regular meeting. Mr. Altimus recommended that a representative of the school board be asked to meet with Mr. Ford regarding this matter since the school board is paying the cost for construction of the road.

Mr. Ford advised of continuing problems regarding the new FEMA maps for Bossier Parish. He stated that in accordance with the new flood maps, there are several areas in the southern part of the parish that are shown to be within a floodway, but may actually be located above the base flood elevation. Mr. Ford advised of a proposal from Owen and White to re-study these areas and submit their findings to FEMA for a cost of up to approximately \$37,000. Mr. Avery stated that this is a problem all over the parish. Mr. Cummings recommended that legislators be contacted regarding this matter, advising that FEMA should be responsible for resolving these problems.

Ms. Laura Adley encouraged the jury to pursue efforts to have FEMA correct these issues. She stated that in her opinion, the jury has been too lenient with FEMA.

Ms. Bennett recommended that a letter be sent to legislators advising them that errors in the new FEMA maps have created a mandatory expense on the citizens of Bossier Parish and must be corrected. Mr. Ford is to prepare a letter to FEMA, with a copy to be sent to the legislative delegation.

Mr. Ronnie Andrews, Public Works Director, reported on various road projects in the parish.

Mr. Avery requested that "Children at Play" signs be installed along Vanceville Road. Mr. Ford is to review a request for a speed limit reduction on Vanceville Road.

Mr. Avery requested that a "No Dumping" sign be posted on Alden Bridge Loop off Highway 3. He stated that he has also been advised of shooting down the railroad track on Alden Bridge Loop. The Sheriff's Department is to be contacted.

Mr. Cochran requested that a request from Bossier High School for discretionary funds for the softball program be placed on the January 21, 2009 agenda for consideration.

Mr. Avery requested that a request from Airline High School for discretionary funds for the softball/baseball program be placed on the January 21, 2009 agenda for consideration.

Motion was made by Mr. Avery, seconded by Mr. Johnston, to amend the agenda to adjourn into executive session to discuss potential litigation on a portion of the Cotton Valley Road. Motion carried unanimously, with the following vote recorded:

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

NAYS: None

ABSTAIN: None

ABSENT: None

There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 7th day of January, 2009, the meeting was adjourned by the President at 4:15 p.m.

CINDY A. DODSON
PARISH SECRETARY

JIMMY COCHRAN, PRESIDENT
BOSSIER PARISH POLICE JURY