

BOSSIER PARISH POLICE JURY
BENTON, LOUISIANA
MINUTES
June 17, 2009

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The Bossier Parish Police Jury met in regular and legal session on the 17th day of June, 2009, at 2:00 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana. The President, Mr. Glenn Benton, called the meeting to order. The invocation was given by Mr. Wayne Hammack and the pledge of allegiance was led by Ms. Wanda Bennett. The Parish Secretary, Ms. Cindy Dodson, called the roll, with Mr. Darby absent, as follows:

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| Mr. William Altimus | Mr. Brad Cummings |
| Mr. Rick Avery | Mr. Jerome Darby, absent |
| 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, Ms. Cindy Dodson, Parish Secretary.

Motion was made by Mr. Hammack, seconded by Mr. Johnston, to adopt the minutes of the May 6, 2009, and May 20, 2009, regular meetings, and the May 20, 2009, Finance Committee Meeting, as published. Motion carried unanimously.

Kenneth Starnes, Section 8 Housing Director, advised that the U. S. Department of Housing and Urban Development has invited the Section 8 Housing Program to apply for 35 additional Housing Choice Vouchers to provide rental assistance to homeless veterans.

There was discussion of the number of housing units available at the Eagle Point Apartments. Mr. Starnes stated that there are approximately 22 units currently under lease at this development. Mr. McDonald of the Housing Authority stated that there are 60 units under contract at the Eagle Point complex. Mr. Cochran expressed concern, advising that it appears the Section 8 Housing Program is not being given the opportunity to utilize the total number of units under contract. Mr. Avery requested clarification of the number of Section 8 housing units available at the Eagle Point apartment complex.

Motion was made by Mr. Avery, seconded by Mr. Butler, to authorize the Bossier Parish Section 8 Housing office to apply to HUD for 35 Housing Choice Vouchers which are to be used to provide rental assistance to homeless veterans. Motion carried unanimously.

Mr. Bruce Easterly advised that it is recommended that the bid of Integrity, Inc., in the amount of \$275,400.00, be accepted for shop building alterations at the Bossier Parish highway department facility. He stated that the bid of L. J. Sumrall dba Sumrall Construction Company was withdrawn, and Integrity, Inc. is the next low bidder. **Motion was made by Mr. Altimus, seconded by Mr. Johnston, to accept the bid of Integrity, Inc., for shop building alterations at the Bossier Parish Highway Department. Motion carried unanimously.** Bids were received on June 3, 2009, and results are as follows:

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| Carter Construction Co., Inc. | \$348,000.00 |
| High West Construction Service, Inc. | \$292,000.00 |
| Integrity, Inc. | \$275,400.00 |
| L. J. Sumrall dba Sumrall Construction Co. | \$256,100.00 |
| Daren Bailey, Inc. | \$281,336.00 |
| Douglas Construction & Remodeling, Inc. | \$307,327.00 |
| Precision Builders | \$311,200.00 |
| Whitlock and Shelton Construction, Inc. | \$324,700.00 |

Mr. Easterly advised that the bid of Pro-Build, Inc., was not accepted as bid documents were not received in the police jury office by the time stipulated in bid specifications and in the bid notice which published in the Official Journal. He stated that a letter of protest has been received from Pro-Build, Inc.

Motion was made by Mr. Johnston, seconded by Mr. Hammack, to accept the bid of H & H Contracting, Inc, low bidder meeting bid specifications, for the removal and replacement of concrete street panels in Creekside Subdivision, Project No. 2009-188. Motion carried unanimously. Bids were received on June 10, 2008, and results are as follows:

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|----------------------------|--------------|
| Blount Bros. Construction | \$125,831.00 |
| CW&W Contractors, Inc. | \$131,514.20 |
| Ernest Hart Construction | \$156,663.50 |
| William N. Carter | \$183,521.40 |
| SFC Contract Service, Inc. | \$142,830.60 |
| H & H Contracting, Inc. | \$108,347.90 |
| Ronald G. Carlson, Inc. | \$108,722.90 |
| RVP Construction | \$120,929.41 |

Motion was made by Ms. Bennett, seconded by Mr. Hammack, to accept the bid of H & H Contracting, Inc., in the amount of \$205,088.30, for removal and replacement of concrete street panels in Bay Hills Subdivision, Project No. 2009-180. Motion carried unanimously. Bids were received on June 10, 2009, and results are as follows:

| | |
|----------------------------|--------------|
| Blount Bros. Construction | \$238,426.50 |
| CW&W Contractors, Inc. | \$249,473.40 |
| William N. Carter | \$255,472.90 |
| SFC Contract Service, Inc. | \$268,820.20 |
| H & H Contracting, Inc. | \$205,088.30 |
| Ronald G. Carlson, Inc. | \$205,763.30 |

RVP Construction

\$213,576.06

Ms. Dodson announced the public hearing to consider approval of the plat of the proposed development of Cypress North Estates, Unit 1, located in Section 20, Township 20 North, Range 12 West, Bossier Parish, LA. Ms. Bennett stated that she has received a number of phone calls from concerned citizens regarding this proposal and requested that the matter be tabled. **Motion was made by Ms. Bennett, seconded by Mr. Hammack, to table the public hearing to consider approval of the plat of the proposed development of Cypress North Estates, Unit 1, to be considered at the July 1, 2009 regular meeting. Motion carried unanimously.**

Ms. Dodson announced the public hearing to consider approval of the plat of the proposed development of Gray Duck North, Unit No. 2, located in Section 5, Township 18 North, Range 11 West, Bossier Parish, LA. Mr. Bruce Easterly stated that manufactured homes are proposed and advised that the developer has provided all required information.

Mr. John Hodge, Weiner, Weiss & Madison, stated that there is concern regarding the location of a permanent road over the utility right-of-way of Centerpoint Energy. He stated that Centerpoint Energy has agreed to remove provisions which require that the taxpayers indemnify Centerpoint in the event of an accident. Mr. Hodge further stated that Centerpoint has removed any indemnity provisions and has also removed any provisions that require the removal of the encroachments in case they need to move their utility lines.

Mr. Cummings asked if the pipeline easement crosses any of the lots. Ms. Michan Holbrook, Coyle Engineering, stated that a part of the easement runs along the rear of the lots in Units 1 and 2, and it is recorded on the plat.

It was requested that Mr. Jackson prepare an ordinance to establish regulations requiring that when an oil/gas pipeline is located within a proposed subdivision, the location of the pipeline must be shown and noted on the plat.

Motion was made by Mr. Altimus, seconded by Ms. Bennett, to approve the plat of the proposed development of Gray Duck North, Unit No. 2. Motion carried unanimously.

Motion was made by Mr. Altimus, seconded by Mr. Avery, to schedule a public hearing on July 15, 2009, to consider the application of Justin Small to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land located at the southeast corner of Merrywoods Boulevard and Highway 80 East on a portion of Commercial Lot B, South Merrywoods Subdivision, Bossier Parish, LA, from R-A, Residential-Agriculture District, to B-3, General Business District, for a 24-hour fitness facility and the remainder of the lot from R-A, Residential-Agriculture District, to B-1, Business Commercial Office District, for future development. Motion carried unanimously.

Motion was made by Mr. Avery, seconded by Ms. Bennett, to schedule a public hearing on July 15, 2009, to consider the application of Terry A. McCall to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of Lot 1, Willow Chute Commercial Subdivision, Unit 1, Bossier Parish, LA, located at the east side of Airline Drive north of Swan Lake Road, from R-A, Residential-Agriculture District, to B-3, General Business District, for a 24-hour mini-storage facility. Motion carried unanimously.

Motion was made by Mr. Plummer, seconded by Mr. Meachum, to schedule a public hearing on July 15, 2009, to consider the application of Steve and Trudy Kent to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of Lot 10, Horseshoe Acres Subdivision, Bossier Parish, LA, located at 3475 Sligo Road from R-A, Residential-Agriculture District, to I-1, Light-Industrial District, for an addition to the existing trucking company for parking. Motion carried unanimously.

Motion was made by Mr. Avery, seconded by Mr. Butler, to schedule a public hearing on July 15, 2009, to consider approval of the plat of the proposed development of Redwood Place at Legacy, Unit 4, located in Section 21, Township 19 North, Range 13 West, Bossier Parish, LA. Motion carried unanimously.

Mr. Richard Gunter, Property Standards Officer, reported on a meeting of the Property Standards Board of Review. He reported that property at 710 Lawrence Drive in Houghton is now in compliance with property standards regulations, and stated that it is recommended that condemnation proceedings on this property be dismissed.

Mr. Gunter stated that it is recommended that matter of property at 1509 Rocky Trail, Houghton, LA, be tabled for thirty days.

Mr. Gunter reviewed the condition of property at 1221 Linton Road, Benton, LA, and stated that it is recommended that a hearing be scheduled on July 1, 2009, to consider condemnation of the property.

Motion was made by Mr. Avery, seconded by Mr. Plummer, to accept the recommendations of the Property Standards Board of Review, as presented, on property at 710 Lawrence Drive, Benton, LA, 1509 Rocky Trail, Houghton, LA, and on property at 1221 Linton Road, Benton, LA. Motion carried unanimously.

Mr. Gunter reported on the condition of property at 113 Mildred Street, Benton, LA, and presented current photographs. Mr. Gunter stated that some progress has been made but there are still several inoperable vehicles on the property.

The owner of the property was present and stated that he is working to bring the property into compliance with property standards regulations. **Motion was made by Ms. Bennett, seconded by Mr. Johnston, to allow the owner of property at 113 Mildred Street, Benton, LA, 15 days in which to bring his property into compliance with property standards regulations. Motion carried unanimously.** The condition of the property will be reviewed at the July 1, 2009 regular meeting.

Mr. Gunter reported that property 324 Princeton Road, Princeton, LA, is not in compliance with property standards regulations. He stated that the owner has advised that he will have the grass mowed shortly. **Motion was made by Mr. Altimus, seconded by Ms. Bennett, to allow the owner of property at 324 Princeton Road, Princeton, LA, 15 days in which to bring the property into compliance with property standards regulations. Motion carried unanimously.** The matter will be reviewed at the July 1, 2009 regular meeting.

There was discussion of a request from Randy Davis for a Letter of No Objection to the leasing of land under the 148.6 contour line of Lake Bistineau. Ms. Kate Davis was present and stated that the requested letter is required by the State. Mr. Jackson stated that he is uncertain as to why the police jury should participate in this matter. He stated that the property is owned by the State and the police jury has no authority in this matter.

After discussion, **motion was made by Mr. Butler, seconded by Ms. Bennett, to provide a Letter of No Objection to the leasing of land under the 148.6 contour line of Lake Bistineau, as requested. Motion carried unanimously.**

Ms. Davis urged the jury to continue efforts to control the growth of salvinia in Lake Bistineau.

Mr. Art Schuldt, Jr., Housing Authority of Bossier City, presented information on a proposed neighborhood stabilization program through the Department of Housing and Urban Development. He stated that grant funds will be allocated to redevelop demolished or vacant properties, and allow new construction or rehabilitation of properties for rent, lease to own or full ownership. Mr. Schuldt stated that eligible applicants are non-profits, units of local government and consortiums. He stated that applicants must show experience in residential development and each application must include a plan to develop at least 100 properties. Mr. Schuldt stated that the Housing Authority of Bossier City is planning to be a part of a consortium of a few other housing authorities in the State to be able to meet the 100-property requirement.

Mr. Schuldt stated that the properties must be located in a pre-determined census tract that meets a HUD-established vacancy or foreclosure score. He stated Census Tract 104 in Bossier City, which is located near Bossier Elementary School, meets these criteria, and advised that there are 18 city and parish adjudicated properties in this location. Mr. Schuldt stated that the Housing Authority of Bossier City is requesting that these properties be deeded to the Housing Authority upon the successful selection of its application.

Ms. Bennett expressed concern regarding the location of low-income housing in certain areas and urged jurors to be considerate of those who have lived in these areas for many years. Mr. Cochran requested that he be allowed to participate in this project since the proposed area is located in his district.

Mr. Altimus stated that aerial photographs of the parish are updated about every three years and stated that the parish growing so rapidly, new aerals are needed. He stated that the total cost to overfly the entire parish, including Bossier City, is \$244,600. Mr. Altimus stated that the Tax Assessor, the City of Bossier City, the Sheriff's Department and Bossier E911 will participate in the cost of the project, and advised that the school board has also been asked to participate. He stated that the police jury's share of the total cost is \$36,690.00. **Motion was made by Mr. Altimus, seconded by Mr. Hammack, to participate in the cost for an overfly of the entire parish to provide updated aerial photographs in an amount of approximately \$36,690. Motion carried unanimously.**

Mr. Ronnie Andrews, Public Works Director, reported that the J. T. White Road has been damaged by oil/gas trucks and equipment, and advised that Petrohawk Energy has cut soil cement on the road at their expense. He requested permission to place a 2" overlay on approximately 1/2 mile of the J. T. White Road.

Mr. Altimus advised that block grants funds in the amount of \$171,954 have been approved for overlay of Longhorn Drive and Liberty Drive. He stated that these roads were included in the 2009 Road Program and recommended that the funds budgeted for Longhorn Drive and Liberty Drive be used to pay the cost for overlay of the J. T. White Road. Mr. Altimus stated that any remaining funds could be used to complete the overlay of Atkins Clark Road. **Motion was made by Mr. Altimus, seconded by Mr. Meachum, to approve the overlay of approximately 1/2 mile of J. T. White Road utilizing funds which were budgeted for Longhorn Drive and Liberty Drive, and to use any remaining funds to complete the overlay of Atkins Clark Road. Motion carried unanimously.**

Motion was made by Mr. Cummings, seconded by Mr. Butler, to table the matter of a request from J-W Operating for approval to re-perforate and stimulate to restore injection volume of the Moon Lake Dairy 16 #8 SWD located in the Elm Grove area. Motion carried unanimously.

Mr. Bruce Easterly discussed minor changes to the plat of Cypress Bend, Unit No. 2, which was previously approved on August 6, 2008, advising that there were slight changes in lot lines and dimensions. He stated that a drainage easement is now located between Lots 162 and 163. **Motion was made by Mr. Avery, seconded by Mr. Johnston, to ratify approval of minor changes to the plat of Cypress Bend, Unit No. 2, as presented. Motion carried unanimously.**

Motion was made by Mr. Johnston, seconded by Mr. Meachum, to ratify approval of minor changes to the plat of Haughton Trace, Unit No. 3, which was previously approved on September 3, 2008. Motion carried unanimously.

Motion was made by Mr. Altimus, seconded by Mr. Hammack, to approve a Release Agreement from Midcontinent Express Pipelines, LLC, subject to review by the Parish Attorney, and to authorize William R. Altimus, Parish Administrator, to execute. Motion carried unanimously.

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 17th day of June, 2009, that it does hereby approve a Release Agreement from Midcontinent Express Pipelines, LLC.

BE IT FURTHER RESOLVED that William R. Altimus, Parish Administrator, is hereby authorized to execute said Release Agreement.

The resolution was offered by Mr. Altimus, seconded by Mr. Hammack. Upon unanimous vote, it was duly adopted on this 17th day of June, 2009.

CINDY A. DODSON
PARISH SECRETARY

GLENN BENTON, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Butler, seconded by Mr. Plummer, to approve the application of Asif Ayub for a 2009 liquor license at Kings Korner, 756 Highway 80 East, Haughton, LA. Motion carried unanimously. The

application has been approved by the Sheriff's Department and the Health Department.

Motion was made by Ms. Bennett, seconded by Mr. Hammack, to table the matter of a proposal from Atchley & Atchley, Inc., in the amount of \$10,500, to provide engineering and surveying services for drainage design in Cypress Forest Subdivision. Motion carried unanimously.

Motion was made by Mr. Butler, seconded by Mr. Hammack, to accept the proposal of Raley and Associates, Inc., in the amount of \$7,200 to provide engineering and surveying services for a drainage study on Tealwood Drive in Lakewood Subdivision. Motion carried unanimously.

Mr. Avery discussed the use of brakes by large trucks traveling on Benton Road, advising that he has received complaints from residents along the road regarding the noise. Mr. Easterly stated that the Department of Transportation and Development will not address this issue. After discussion, **motion was made by Mr. Avery, seconded by Mr. Butler, to adopt an ordinance prohibiting the use of jake brakes on Louisiana Highway 3/Benton Road from the corporate limits of the City of Bossier City to the corporate limits of the Town of Benton. Motion carried unanimously.**

ORDINANCE NO. 4288

AN ORDINANCE TO PROHIBIT THE USE OF "JAKE BRAKES" ON BENTON ROAD/LOUISIANA HIGHWAY 3 FROM THE CORPORATE LIMITS OF THE CITY OF BOSSIER CITY TO THE CORPORATE LIMITS OF THE TOWN OF BENTON, AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

SECTION 1. BE IT ORDAINED by the Bossier Parish Police Jury in regular and legal session convened on this 17th day of June, 2009, that the use of a motor vehicle powered braking device commonly known as "jake brake" on Benton Road/Louisiana Highway 3 from the Corporate Limits of the City of Bossier City to the Corporate Limits of the Town of Benton, is hereby prohibited.

SECTION 2. BE IT FURTHER ORDAINED that the provisions of this ordinance shall not apply to emergency vehicles or equipment.

SECTION 3. BE IT FURTHER ORDAINED, etc., that any person found guilty of violating the provisions of this ordinance shall be punished by a fine not exceeding \$500, or imprisonment for a term not exceeding 30 days, or by both such fine and imprisonment within the discretion of the court.

The ordinance was offered by Mr. Avery, seconded by Mr. Butler. Upon unanimous vote, it was duly adopted on this 17th day of June, 2009.

CINDY A. DODSON
PARISH SECRETARY

GLENN BENTON, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Avery, seconded by Mr. Plummer, to approve Plan Change No. 7 on the Cyber Innovation Center Building, and to authorize the Parish Administrator to execute. Motion carried unanimously.

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 17th day of June, 2009, that it does hereby approve Plan Change No. 7 on the Cyber Innovation Center Building.

BE IT FURTHER RESOLVED that William R. Altimus, Parish Administrator, is hereby authorized to execute said Plan Change No. 7.

The resolution was offered by Mr. Avery, seconded by Mr. Plummer. Upon unanimous vote, it was duly adopted on this 17th day of June, 2009.

CINDY A. DODSON
PARISH SECRETARY

GLENN BENTON, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Avery, seconded by Mr. Johnston, to adopt a resolution authorizing the Parish Administrator to execute a contract with Balar Associates, Inc., in connection with Sewer District No. 1, and to adopt a resolution authorizing Mr. Altimus to execute a loan pre-application to the Louisiana Department of Environmental Quality, State Revolving Loan Fund. Motion carried unanimously.

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 17th day of June, 2009, that it does hereby approve the contract with Balar Associates, Inc., for environmental and engineering services, and for surveying the East 80 Sector of the Bossier Parish Sewer District No. 1 project.

BE IT FURTHER RESOLVED that William R. Altimus, Parish Administrator, is hereby authorized to execute said contract with Balar Associates, Inc.

The resolution was offered by Mr. Avery, seconded by Mr. Johnston. Upon unanimous vote, it was duly adopted on this 17th day of June, 2009.

CINDY A. DODSON
PARISH SECRETARY

GLENN BENTON, PRESIDENT
BOSSIER PARISH POLICE JURY

RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 17th day of June, 2009, that it does hereby authorize William R. Altimus, Parish Administrator, to execute on its behalf, a Loan Pre-Application with the Louisiana Department of Environmental Quality, State Revolving Loan Fund, in connection with funding for Bossier Parish Sewerage District No. 1.

The resolution was offered by Mr. Avery, seconded by Mr. Johnston. Upon unanimous vote, it was duly adopted on this 17th day of June, 2009.

CINDY A. DODSON
PARISH SECRETARY

GLENN BENTON, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Cummings, seconded by Mr. Cochran, to place a six-month moratorium on the placement of billboards parishwide. Motion carried unanimously.

Mr. Altimus presented a letter of appreciation to the jury from Mr. Ken Kruithof, retiring Bossier Parish School Superintendent.

Mr. Altimus advised of the proposed merger/partnership of the Northwest Louisiana Economic Development Foundation with the North Louisiana Economic Development Corporation to form the North Louisiana Economic Partnership. He stated that he feels the merger will be beneficial and seems positive.

Mr. Bruce Easterly reported on the Bellevue Road project, advising that they are working to obtain appraisals and the necessary right-of-way.

Mr. Easterly advised that bids will be received June 24, 2009, for the Linton Road Improvements Project.

Mr. Ronnie Andrews, Public Works Director, presented pictures of the recently completed Crouch Road bridge, advising that the bridge is now open to the public.

Mr. Andrews reported that dirt has been hauled to the site of the proposed additional tennis courts at the North Bossier Park.

Mr. Plummer advised that he has received a complaint regarding noise from an oil/gas well site.

Mr. Jackson advised of the proposal of Hawk Field Services to bore a pipeline under a section of the proposed Sligo Road/Arthur Ray Teague Parkway Extension. He stated that it is a normal pipeline crossing and all seems in order.

Mr. Jackson stated that there are many details to be resolved and advised that he will address this matter at the July 1, 2009 regular meeting.

Finance Committee Report – June 17, 2009, 1:30 p.m.

The Finance Committee of the Bossier Parish Police Jury met on the 17th day of June, 2009, at 1:30 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana.

Motion was made by Mr. Butler, seconded by Mr. Benton, to authorize payment of accounts payable invoices in the amount of \$563.14 for the Johnny Gray Jones Youth Shelter for the month of May, 2009, as follows:

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| R E Michel Company, Inc. | \$194.15 |
| Red River Supply, Inc. | \$ 31.87 |
| Tubbs Hardware & Rental | \$ 12.86 |
| Home Depot Credit Services | \$250.46 |
| Sherwin-Williams | \$ 49.98 |
| Sherwin-Williams | \$ 23.82 |

Motion carried with Mr. Cochran, Mr. Benton and Mr. Hammack abstaining from vote.

Motion was made by Mr. Hammack, seconded by Mr. Johnston, to authorize payment of all other accounts payable invoices for the month of May, 2009. Motion carried unanimously.

Motion was made by Mr. Johnston, seconded by Mr. Avery, that Mr. Johnston will contribute \$3,500 from discretionary funds to Plain Dealing Middle/High School for security improvements at the school. Motion carried unanimously.

Motion was made by Mr. Benton, seconded by Mr. Hammack, to authorize an expenditure of \$800 from the Parks and Recreation Fund for the purchase of two benches to be placed along the walking trail at the Tall Timbers Park. Motion carried unanimously.

Motion was made by Mr. Benton, seconded by Mr. Hammack to table discussion of the irrigation system at the Princeton Sports Complex. Motion carried unanimously.

The meeting was adjourned by the Chairman.

There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 17th day of June, 2009, **motion was made by Mr. Altimus, seconded by Mr. Cummings, to adjourn. Motion carried unanimously.** The meeting was adjourned at 4:00 p.m.

CINDY A. DODSON
PARISH SECRETARY

GLENN BENTON, PRESIDENT
BOSSIER PARISH POLICE JURY