

BOSSIER PARISH POLICE JURY  
BENTON, LOUISIANA  
MINUTES

January 5, 2011

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The Bossier Parish Police Jury met in regular and legal session on the 5<sup>th</sup> day of January, 2011, at 2:00 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana. The President, Ms. Wanda Bennett, called the meeting to order. The invocation was given by Mr. Glenn Benton and the pledge of allegiance was led by Mr. Wayne Hammack. The Parish Secretary, Ms. Cindy Dodson, called the roll, with the following members present:

Mr. William Altimus	Mr. Brad Cummings
Mr. Rick Avery, excused	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

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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.

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Representative Henry Burns presented an "Expression of Condolence" on behalf of Governor Bobby Jindal, Speaker of the House Jim Tucker, and members of the Louisiana Legislature, to the family of the late Dr. E. B. Robinson, Jr. He discussed the many accomplishments of Dr. Robinson, stating that Dr. Robinson has made tremendous contributions to this area.

Mayor Lo Walker, Bossier City Mayor, presented the family with a Proclamation on behalf of the citizens of Bossier City and the Bossier City Council, proclaiming Wednesday, January 5, 2011, as Dr. E. B. Robinson, Jr. Day, in Bossier City, Louisiana.

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**Motion was made by Mr. Meachum, seconded by Mr. Altimus, to amend the agenda to add Mr. Sammie Craft. Motion carried, with the following vote recorded:**

**AYES: Mr. Altimus, 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: Mr. Avery**

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Mr. Sammie Craft discussed the GIS monumentation program in Bossier Parish, and provided a brief history of the project. He stated that due to the absence of an NGS advisor, the project seems to have stalled and urged the jury to proceed. After further discussion, Mr. Patrick Jackson, Parish Attorney, recommended that the parish consultant handling the GIS monumentation program be present during discussion of the project and asked that the matter be tabled. After further discussion, **motion was made by Mr. Butler, seconded by Mr. Hammack, to table discussion of the GIS monumentation program until such time that a meeting between Mr. Jackson, Mr. Ford, Mr. Craft and a representative of Coyle Engineering Co., Inc., is held.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.** Mr. Meachum recommended that a committee be formed to oversee recommendations regarding the GIS monumentation program.

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Ms. Dodson announced the public hearing to hear public comments and consider adoption of the proposed parish noise ordinance.

Mr. Jackson stated that the parishes of Caddo and Bossier are working to develop a comprehensive noise ordinance to establish a base-line noise level throughout the area and to provide guidelines for businesses operating in Caddo and Bossier. He stated that following a review of the third official revision of the ordinance, substantial comments were received. Mr. Jackson stated that Arpeggio Acoustic Consulting, LLC, provided this information prior to today's meeting, and recommended that after hearing comments from those in attendance today, the matter be tabled for consideration at the January 19, 2011, regular meeting, to allow time for review of the latest comments. Mr. Jackson further requested that if the police jury adopts its noise ordinance at the January 19, 2011, regular meeting, the Parish Administrator be authorized to work toward an effective date for the ordinance of April 1, 2011. He stated that this will allow time to establish enforcement regulations and procedures, and will allow Caddo Parish time in which to complete their adoption process.

Ms. Jodee Bruyninckx, Louisiana Oil and Gas Association, expressed appreciation to the jury and parish staff for working with the industry to reach an amicable resolution to the noise ordinance. She stated that the industry continues to have concerns regarding the location of the noise measurement site, advising that the draft of December 14, 2010, states that for temporary activities the noise measurement is taken at the receptor line and for permanent facilities the noise measurement is taken at the property line. Ms. Bruyninckx stated that there is also concern regarding grandfather clause provisions, maximum allowable decibel levels, frequency of emergency events, and the costs for noise mitigation efforts and continuous noise monitoring to ensure compliance.

Mr. Jerry Jones, CenterPoint Energy, stated that gathering systems are not new to the oil/gas industry, but since the Haynesville Shale, there is increasing concern regarding the compressor stations required to run the gathering systems. He stated that it appears that the main focus of the proposed noise ordinance is not noise from temporary oil and gas wells, but from the compressor stations on gathering systems and pipelines that are permanent.

Mr. Jones stated that gathering systems and compressor stations are a necessary part of the oil/gas industry, and stated that the proposed noise regulations will result in a substantial increase in the cost of building these systems. Mr. Jones advised that CenterPoint Energy has three main concerns at this time being where the noise is measured from, noise impact right and the lack of methodology for measuring low tone noise.

Mr. Lew Zilm, Operations Manager for Behrens and Associates in Forth Worth, Texas, stated that Behrens and Associates is a leading noise mitigation company with many years of experience in the development of noise ordinances

and codes for communities around the United States. He stated that after reviewing the revisions received today from Arpeggio, he is concerned that the proposed ordinance is too restrictive. Mr. Zilm stated that if approved, the proposed regulations will be cost prohibitive for many companies, and may adversely affect future economic development in this area.

**Motion was made by Mr. Hammack, seconded by Mr. Cochran, to table the public hearing to hear public comments and consider adoption of the proposed parish noise ordinance, to be considered at the January 19, 2011, regular meeting.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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Ms. Dodson announced the public hearing to consider approval of the plat of the proposed development of Lake's End Subdivision, Unit No. 4, being a resubdivision of Lake's End Subdivision, Unit No. 2, located in Section 6, Township 19 North, Range 12 West, Bossier Parish, LA.

Mr. Ricky Raley, Mohr & Associates, advised that on November 17, 2010, the police jury abandoned Lake's End Subdivision, Unit No. 2, and advised that the plat of Lake's End Subdivision, Unit No. 4 shows how the property exists today. Mr. Butch Ford, Parish Engineer, stated that the property is now one tract and if in the future, the property owner desires to subdivide the property, police jury approval is required.

**Motion was made by Mr. Butler, seconded by Mr. Johnston, to approve the plat of the proposed development of Lake's End Subdivision, Unit No. 4, being a resubdivision of Lake's End Subdivision, Unit No. 2, located in Section 6, Township 19 North, Range 12 West, Bossier Parish, LA.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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Mr. Ford advised that Rosedale Investments, LLC, has requested that the public hearing to consider the application of Rosedale Investments, LLC, for a zoning amendment to change the zoning classification of a tract of land located in Sections 32 and 33, Township 19 North, Range 13 West, Bossier Parish, LA, from R-A, Residential Agriculture District, to R-LD, PUD, Residential Low Density District, Planned Unit Development, for an extension to Rosedale Subdivision be scheduled for January 19, 2011. He stated that the applicant would like to begin construction of the streets for the proposed Rosedale Place Subdivision, Unit No. 12, as soon as possible.

**Motion was made by Mr. Altimus, seconded by Mr. Benton, to schedule a public hearing on January 19, 2011, to consider the application of Rosedale Investments, LLC, to the Bossier City-Parish MPC for a zoning amendment to change the zoning classification of a tract of land located in Sections 32 and 33, Township 19 North, Range 13 West, Bossier Parish, LA, from R-A, Residential Agriculture District, to R-LD, PUD, Residential Low Density District, Planned Unit Development, for an extension to Rosedale Subdivision.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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**Motion was made by Mr. Altimus, seconded by Mr. Benton, to schedule a public hearing on January 19, 2011, to consider approval of the plat of the proposed development of Rosedale Place, Unit No. 12, being a replat of Lot 265, Rosedale Place, Unit No. 11, located in Section 34, Township 19 North, Range 13 West, Bossier Parish, LA, and being a Planned Unit Development.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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Mr. Richard Gunter, Property Standards Officer, presented current photographs of property located at 5255 John Wilson Drive, Bossier City, LA, and advised that the property is now in compliance with property standards regulations. He recommended that condemnation proceedings be dismissed.

**Motion was made by Mr. Johnston, seconded by Mr. Cochran, to dismiss condemnation proceedings on property at 5255 John Wilson Drive, Bossier City, LA.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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Mr. Richard Gunter, Property Standards Officer, presented current photographs of property located at 1877 Highway 162, Benton, LA, advising that some work has been done to bring the property into compliance with property standards regulations. After further discussion, it was recommended that the property owner be allowed an additional two weeks in which to complete clean up of the property.

**Motion was made by Mr. Johnston, seconded by Mr. Cochran, to allow the owner of property at 1877 Highway 162, Benton, LA, an additional two weeks in which to bring the property into compliance with property standards regulations.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.** The matter will be reviewed at the January 19, 2011, regular meeting.

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**Motion was made by Mr. Meachum, seconded by Mr. Cummings, to approve the reappointment of Mr. Luke Turner as police jury representative to the Shreveport-Bossier Convention and Tourist Bureau for a three-year term, term to expire December 31, 2013.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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**Motion was made by Mr. Cummings, seconded by Mr. Plummer, to accept the proposal of Cook & Morehart, Certified Public Accountants, for audit of Bossier Parish Police Jury financial records for the year 2010.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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**Motion was made by Mr. Meachum, seconded by Mr. Cummings, to approve the Certificate of Substantial Completion of the Poole Road Overlay Project No. 2010-244, and to authorize the President to**

**execute documents.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

## RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 5<sup>th</sup> day of January, 2011, that it does hereby approve the Certificate of Substantial Completion of the Poole Road Overlay Project No. 2010-244.

BE IT FURTHER RESOLVED that Wanda Bennett, President, be and is hereby authorized to execute any and all documents in connection with said Certificate of Substantial Completion.

The resolution was offered by Mr. Meachum, seconded by Mr. Cummings. Upon unanimous vote, it was duly adopted on this 5<sup>th</sup> day of January, 2011.

CINDY A. DODSON  
PARISH SECRETARY

WANDA BENNETT, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Plummer, seconded by Mr. Butler, to approve Plan Change No. 4 on the Arthur Ray Teague Utilities-Bossier Parish Project No. 2010-264, and to authorize the President to execute documents.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

## RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 5<sup>th</sup> day of January, 2011, that it does hereby approve Plan Change No. 4 on the Arthur Ray Teague Utilities-Bossier Parish Project No. 2010-264.

BE IT FURTHER RESOLVED that Wanda Bennett, President, is hereby authorized to execute said Plan Change No. 4.

The resolution was offered by Mr. Plummer, seconded by Mr. Butler. Upon unanimous vote, it was duly adopted on this 5<sup>th</sup> day of January, 2011.

CINDY A. DODSON  
PARISH SECRETARY

WANDA BENNETT, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Hammack, seconded by Mr. Darby, to approve the Certificate of Substantial Completion of the Airline Drive/Wemple Road Intersection Upgrade, and to authorize the President to execute documents.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.** Mr. Ford stated that the loop detectors on the traffic signal at this intersection have been replaced with cameras. Mr. Hammack requested that funding to upgrade all remaining traffic signals be included in the 2012 budget.

## RESOLUTION

BE IT RESOLVED by the Bossier Parish Police Jury in regular and legal session on this 5<sup>th</sup> day of January, 2011, that it does hereby approve the Certificate of Substantial Completion of the Airline Drive/Wemple Road Intersection Upgrade.

BE IT FURTHER RESOLVED that Wanda Bennett, President, be and is hereby authorized to execute any and all documents in connection with said Certificate of Substantial Completion.

The resolution was offered by Mr. Hammack, seconded by Mr. Darby. Upon unanimous vote, it was duly adopted on this 5<sup>th</sup> day of January, 2011.

CINDY A. DODSON  
PARISH SECRETARY

WANDA BENNETT, PRESIDENT  
BOSSIER PARISH POLICE JURY

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**Motion was made by Mr. Plummer, seconded by Mr. Altimus, to ratify and accept the recommendation of the Commercial Vehicle Enforcement Unit Board of Appeals to uphold the findings of the Commercial Vehicle Enforcement Unit Officer, and deny the request of Pioneer Well Services, LLC, for dismissal of fines and charges filed on Report No. 122 issued by the Commercial Vehicle Enforcement Unit Officer on October 30, 2010.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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**Motion was made by Mr. Meachum, seconded by Mr. Plummer, to approve the reappointment of Mr. Jeff Krumplebeck and Mr. Chris P. Fink to the South Bossier Parish Fire District No. 2 Board of Commissioners for two-year terms each, terms to expire December 31, 2012.**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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Mr. Jim Henderson, Chancellor at Bossier Parish Community College, requested the police jury's assistance in the construction of a temporary parking lot at the college facility. He reported that due to a significant increase in student enrollment, the college is experiencing capacity constraints. Mr. Henderson requested that the police jury enter into a cooperative endeavor agreement with the college for construction of a temporary parking lot until State funding is received for construction of a permanent parking facility. Ms. Bennett extended appreciation to Mr. Henderson and Bossier Parish Community College for developing classes to provide training for new industries in this area.

Mr. Altimus stated that the total estimated cost for the proposed gravel parking lot is \$95,115.24, and advised that the use of concrete curbs is recommended. He suggested that the police jury pay the cost of the concrete curbs in the amount of approximately \$3,000 and split the remaining balance of \$92,115.24 equally with the college. Mr. Altimus stated that the concrete curbing material can be removed and used elsewhere when the permanent parking lot is constructed.

**Motion was made by Mr. Altimus, seconded by Mr. Cochran, to approve entering into a cooperative endeavor agreement with Bossier Parish Community College for construction of a temporary gravel parking**

**lot at the college with the police jury paying the full cost for concrete curb materials in the amount of \$3,000, and the remaining cost for the gravel parking area to be divided equally between the police jury and BPCC.** It was noted that upon construction of the permanent parking lot, the police jury will remove the concrete curb materials for use elsewhere.

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.**

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Mr. Altimus advised that the Police Jury Association Annual Convention will be held at the Shreveport Convention Center on February 17<sup>th</sup>, 18<sup>th</sup> and 19<sup>th</sup>, and encouraged all jurors to attend.

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Mr. Altimus reported that the House of Representatives has called a 25-day special session beginning March 20<sup>th</sup> at 5:00 p.m. and ending no later than 6:00 p.m. on April 13<sup>th</sup>, for the purpose of discussing redistricting. He stated that the results of the 2010 Census have not been received, but that Bossier Parish will need to consider redistricting.

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Mr. Ford provided an update on the Bellevue Road improvements project, advising that work began on January 3<sup>rd</sup>.

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Mr. Ford presented photographs of the Poole Road bridge project, and stated that the temporary roads being used to access the barge will be used for boat launch access once the project is complete.

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Mr. Ford presented photographs of the Atkins-Clark Road bridge that has been closed due to damage. He stated that a meeting is scheduled with Curt Nixon tomorrow to discuss replacement of the bridge with culverts, and advised that the acquisition of right-of-way for this project is necessary.

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Ms. Bennett advised that she has received phone calls expressing appreciation to the police jury for allowing use of the old Parks Road bridge as a fishing bridge. Ms. Altimus stated that the engineering department is working on plans to develop a proposed park between the old Parks Road bridge and the new Parks Road bridge.

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Mr. Ronnie Andrews, Public Works Director, presented an update on activities of the highway department and on several road projects in the parish.

Mr. Andrews presented photographs of the new equipment building located at the highway department.

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Mr. Plummer requested an update on improvements to Bittersweet Drive. Mr. Andrews stated that work should begin this week.

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Mr. Meachum advised that Lawson Bo Brandon, an eight year old from Haughton, was tragically killed recently and stated that he was active in sports in the Haughton area. He stated that his father worked as a volunteer at the Princeton Sports Complex and requested that the Parks and Recreation Committee consider a memorial at the complex to recognize Lawson. The matter was referred to the Parks and Recreation Committee for consideration.

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Mr. Johnston requested an update on the Ivan Lake Dam pipe replacement project. Mr. Ford advised that replacement of the pipe began January 3<sup>rd</sup>, and stated that he will provide an update at a later time.

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Mr. Patrick Jackson, Parish Attorney, stated that the main concern of local industries regarding the proposed noise ordinance is the property line/receptor provision. He advised that there are two ways to measure the noise effect by either (1) measure from the home to determine if there is a noise effect, or (2) measure from the property line to determine if there is a noise effect. Mr. Jackson stated that the proposed noise ordinance currently states that for noise due to temporary activities, measurement will be conducted at least 10 feet from the receptor on the side of the receptor where the sound levels are most representative of the noise source in question, and for noise due to lasting activities, measurements will be conducted at or within the property line as appropriate for the noise source in question. Mr. Cummings recommended that an appeals process be considered in relation to the noise ordinance.

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**Motion was made by Mr. Hammack, seconded by Mr. Darby, to adjourn into executive session to discuss the appeal in Docket No. 45,829-CA "James Bruce Waggoner and Colleen Waggoner, et al versus Bossier Parish Police Jury, et al".**

The President called for public comment. There being none, **votes were cast and the motion carried unanimously, with the following vote recorded:**

**AYES: Mr. Altimus, 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: Mr. Avery**

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The meeting was reconvened and called to order by the President. No further action was taken.

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There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 5<sup>th</sup> day of January, 2011, the meeting was adjourned by the President at 4:30 p.m.

CINDY A. DODSON  
PARISH SECRETARY

WANDA BENNETT, PRESIDENT  
BOSSIER PARISH POLICE JURY