

BOSSIER PARISH POLICE JURY
BENTON, LOUISIANA
MINUTES
October 5, 2011

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The Bossier Parish Police Jury met in regular and legal session on the 5th day of October, 2011, 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. Wayne Hammack, and the pledge of allegiance was led by Mr. Glenn Benton. The Parish Secretary, Ms. Cindy Dodson, called the roll, with all members present, as follows:

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| Mr. William Altimus, absent | 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. Patrick Jackson, Parish Attorney, Mr. Joe E. "Butch" Ford, Jr., Parish Engineer; Ms. Cindy Dodson, Parish Secretary.

Motion was made by Mr. Butler, seconded by Mr. Johnston, to table a report from Ms. Debra Hamilton, Bossier Office of Community Service, to be considered at the November 2, 2011, regular meeting.

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

Mr. Ford advised that the tabulation of bids received on September 30, 2011, for the Sligo Road Extension Project is complete. He stated that bids were submitted for both an asphalt road surface and for a concrete road surface. Mr. Mike Bonnette, Denmon Engineering Company, Inc., recommended acceptance of the low bid of Blount Bros. Construction, LLC, in the amount of \$7,382,668.75, advising that this bid provides for an asphalt road surface. He further recommended that for a concrete road surface, the low bid of Fessler & Bowman, Inc., in the amount of \$10,999,416.00 be accepted. Mr. Ford stated that this represents a difference of approximately \$3.6 million between asphalt and concrete.

Mr. Ford stated that he utilized procedures and information from the Federal Highway Administration to determine future maintenance costs for asphalt versus future maintenance costs for concrete, and determined that it is more cost effective to use asphalt for the Sligo Road Extension Project based on projected costs for future improvements and maintenance.

Mr. Ford stated that the bid of Blount Bros. Construction, LLC, for an asphalt road surface is approximately \$700,000 under the project estimate and advised that the remaining funds can be used for the purchase of additional right-of-way for the continued southerly extension of the Arthur Ray Teague Parkway.

Mr. Hammack requested that the jury consider setting aside the approximately \$3.6 million saved by utilizing asphalt for the project, to be used for future extension of the parkway. Mr. Avery indicated that he is not in favor of dedicating these funds to use on the parkway, as these funds may be needed for the proposed North/South Corridor Project. Mr. Ford stated that the cost of right-of-way for future extension of the Arthur Ray Teague Parkway will continue to rise.

After further discussion, **motion was made by Mr. Hammack, seconded by Mr. Cummings, to accept the bid of Blount Bros. Construction, LLC, in the amount of \$7,382,668.75, which provides for an asphalt road surface, for the Sligo Road Extension Project No. 2011-331, low bidder meeting bid specifications, with the stipulation that the \$3.6 million, which represents the difference in the cost of asphalt and concrete, be dedicated to the purchase of right-of-way for future southerly extension of the Arthur Ray Teague Parkway.**

There was discussion on the motion. Mr. Butler recommended that the matter of utilizing these funds be considered during budget proceedings. Mr. Avery stated that he is not in favor of dedicating these funds for the purchase of right-of-way for the Arthur Ray Teague Parkway Extension Project. Ms. Bennett offered an amended motion to accept the bid of Blount Bros. Construction, LLC, for asphalt paving of the Sligo Road Extension Project, with the exception that any use of the remaining funds budgeted for the Sligo Road Extension Project must be approved by the jury. Mr. Hammack declined the proposed amended motion by Ms. Bennett, and called for a vote on his original motion.

The President called for public comment. There being none, **votes were cast on Mr. Hammack's motion. Due to a tie vote, the motion failed with the following vote recorded:**

AYES: Mr. Benton, Mr. Cochran, Mr. Hammack, Mr. Johnston, Mr. Plummer

NAYS: Mr. Avery, Ms. Bennett, Mr. Butler, Mr. Cummings, Mr. Meachum

ABSTAIN: None

ABSENT: Mr. Altimus, Mr. Darby

Motion was made by Mr. Hammack, seconded by Mr. Plummer, to award the bid for the Sligo Road Extension Project No. 2011-331, to Blount Bros. Construction, LLC, which provides for an asphalt road surface, low bidder meeting bid specifications.

The President called for public comment. There being none, **votes were cast and the motion carried unanimously.** Bids were received on September 30, 2011, and results are as follows:

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| Bidder: | Bid Amount: |
| Fessler & Bowman, Inc. | \$4,583,010.07 Base Bid |
| | \$6,416,405.93 Add Alt. #1 |
| | \$3,626,284.87 Add Alt. #2 |
| J B James Construction, LLC | \$5,523,199.80 Base Bid |
| | \$6,258,316.86 Add Alt. #1 |
| | \$3,518,291.70 Add Alt. #2 |
| Best Yet Builders, LLC | \$5,441,851.35 Base Bid |
| | \$6,531,108.08 Add Alt. #1 |

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| | \$3,090,883.90 | Add Alt. #2 |
| Blount Bro. Construction, Inc. | \$3,855,866.80 | Base Bid |
| | \$7,467,130.26 | Add Alt. #1 |
| | \$3,526,801.95 | Add Alt. #2 |
| Benton & Brown, LLC | \$5,043,841.35 | Base Bid |
| | \$7,539,099.00 | Add Alt. #1 |
| | \$3,591,614.39 | Add Alt. #2 |
| Specialty Trackhoe & Dozer, Inc. | \$4,239,752.35 | Base Bid |
| | \$ No Bid | Add Alt. #1 |
| | \$3,228,648.83 | Add Alt. #2 |
| Southern Industrial Contractors, LLC | \$6,338,856.41 | Base Bid |
| | \$6,494,983.52 | Add Alt. #1 |
| | \$ No Bid | Add Alt. #2 |

Ms. Dodson announced the public hearing to consider approval of the plat of the proposed development of Gray Duck North Subdivision, Unit No. 4, located in Section 5, Township 18 North, Range 11 West, Bossier Parish, LA.

Ms. Michan Holbrook, Coyle Engineering Co., stated that the proposed development consists of 29 lots, and is a continuation of the existing subdivision. Mr. Ford stated that open-ditch drainage is planned, and advised that the development will be served by Village Water System. He stated that a community sewer treatment system is proposed, serviced by Eagle Water System. Mr. Ford stated that there will be no sidewalks.

There being no opposition, motion was made by Mr. Johnston, seconded by Mr. Cochran, to approve the plat of the proposed development of Gray Duck North Subdivision, Unit No. 4, located in Section 5, Township 18 North, Range 11 West, Bossier Parish, LA.

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

Motion was made by Mr. Cummings, seconded by Mr. Butler, to schedule a public hearing on October 19, 2011, to consider adoption of an ordinance establishing a 15 mile per hour speed limit on Betty Joan Road.

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

Mr. Heath Lyles, Property Standards Officer, reported on a meeting of the Property Standards Board of Review. Mr. Lyles stated that it is recommended that the matter of a property standards violation at 90 Princeton Road, Princeton, LA, be tabled for consideration by the Board of Review at its October 19, 2011, meeting. **Motion was made by Mr. Plummer, seconded by Mr. Hammack, to table the matter of a property standards violation on property at 90 Princeton Road, Princeton, LA, to be considered by the Property Standards Board of Review on October 19, 2011.**

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

Motion was made by Mr. Plummer, seconded by Mr. Butler, to schedule a condemnation hearing on October 19, 2011, to consider condemnation of property at Lot 8, Atkins Subdivision, Benton, LA.

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

Ms. Nancy Penwell, Benton-Parish Metropolitan Planning Commission, provided a brief history of complaints received regarding an alleged commercial operation at 120 Finley Road, Benton, LA. She stated that in her attempts to investigate the site, the property owner has directed her to leave. Ms. Penwell stated that she is unable to confirm how long the alleged business operation has been ongoing at this location, and stated that she is uncertain how many dwellings are on the property. She stated that a mobile home located on the property burned several years ago, and advised that the property owner has since built a new home and remodeled the mobile home. Ms. Penwell stated that no building permits have been obtained for any construction on this property. Mr. Jackson stated that it appears that the property owner is using the property for several purposes, and is operating commercial business operations in a residentially zoned area.

After further discussion, **motion was made by Ms. Bennett, seconded by Mr. Cummings, to authorize the Parish Attorney to proceed with pursuing legal action in the matter of an alleged zoning violation at 120 Finley Road, Benton, LA, in regard to a business operation within a residentially zoned area at 120 Finley Road, Benton, LA.**

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

Motion was made by Mr. Plummer, seconded by Mr. Cochran, to ratify and accept the recommendation of the Commercial Vehicle Enforcement Unit Board of Appeals on September 21, 2011, to uphold the findings of the Commercial Vehicle Enforcement Unit Commanding Officer, in the matter of Faith and Love Trucks, LLC, Report No. 239, issued on June 28, 2011.

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

Mr. Russell Craig, Commercial Vehicle Enforcement Unit Commanding Officer, introduced Mr. William Mott, newly hired Commercial Vehicle Enforcement Unit Officer, advising that Mr. Mott has approximately 16 years of law enforcement experience.

Mr. Ford presented a request from the Department of Environmental Quality for assistance in the construction of a new sewer system at Edwards Subdivision in Benton, LA, advising that it is requested that the police jury handle the bidding process for the project, as well as provide construction management. Ms. Bennett reported on a meeting recently held with representatives from the Department of Environmental Quality and the Town of Benton, advising that once the project is complete, the Town of Benton will assume full possession of the sewer system and will be responsible for maintenance. She stated that Edwards Subdivision is located outside the city limits of Benton, and advised that it is necessary for the police jury to adopt a resolution in support of this project. After further discussion, **motion was made by Ms. Bennett, seconded by Mr. Johnston, to adopt a resolution authorizing William R. Altimus, Bossier Parish Administrator, to act on behalf of the police jury in all matters related to the Edwards Subdivision Wastewater Facilities Improvements Project, Bossier Parish, LA, and to authorize Mr. Altimus to sign any and all 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 on this 5th day of October, 2011, that it does hereby authorize William R. Altimus, Bossier Parish Administrator, to act on its behalf in all matters related to the Edwards Subdivision Wastewater Facilities Improvements Project, Bossier Parish, LA.

BE IT FURTHER RESOLVED, that William R. Altimus is hereby authorized to execute any and all documents in connection with said Edwards Subdivision Wastewater Facilities Improvements Project, Bossier Parish, LA.

The resolution was offered by Ms. Bennett, seconded by Mr. Johnston. Upon unanimous vote, it was duly adopted on this 5th day of October, 2011.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Benton discussed the proposed regional water system, advising that the police jury is currently working with Caddo Parish officials on this matter. He stated that it is recommended that an expenditure of \$200,000 from the Capital Improvements Fund be budgeted for 2012 for the police jury's participation with Caddo Parish in the cost of a study. **Motion was made by Mr. Benton, seconded by Mr. Butler, to approve placing an expenditure of \$200,000 from the Capital Improvements Fund in the 2012 police jury budget for the police jury's participation in the cost for a study of a proposed regional water system.**

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

Motion was made by Mr. Cochran, seconded by Mr. Johnston, to declare used office furniture from the Johnny Gray Jones Youth Shelter as surplus.

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

Mr. Ford presented Plan Change No. 2 on the East Linton Road Overlay Project No. 2011-288, and advised that Plan Change No. 2 results in an additional amount of \$2,039.30. **Motion was made by Ms. Bennett, seconded by Mr. Johnston, to approve Plan Change No. 2 on the East Linton Road Overlay Project No. 2011-288, 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 5th day of October, 2011, that it does hereby approve Plan Change No. 2 on the East Linton Road Overlay Project No. 2011-288.

BE IT FURTHER RESOLVED that Rick Avery, President, is hereby authorized to execute said Plan Change No. 2.

The resolution was offered by Ms. Bennett, seconded by Mr. Johnston. Upon unanimous vote, it was duly adopted on this 5th day of October, 2011.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Ms. Bennett, seconded by Mr. Cochran, to approve the Certificate of Substantial Completion of the East Linton Road Overlay Project No. 2011-288, 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 5th day of October, 2011, that it does hereby approve the Certificate of Substantial Completion of the East Linton Road Overlay Project No. 2011-288.

BE IT FURTHER RESOLVED that Rick Avery, 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 Ms. Bennett, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted on this 5th day of October, 2011.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Meachum, seconded by Mr. Plummer, to reappoint Ms. Carolyn Logan to the Bossier Parish Library Board of Control for a five-year term, term to expire October 1, 2016.

The President called for public comment. Mr. Avery requested that a letter of appreciation be sent to Ms. Logan for her continued years of service.

Votes were cast and the motion carried unanimously.

Motion was made by Mr. Plummer, seconded by Mr. Hammack, to accept the proposal of Barrier Construction, Inc., in the amount of \$47,600, for fencing and gate installation for the Sligo Road Extension Project.

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 5th day of October, 2011, that Rick Avery, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, a proposal with Barrier Construction, Inc., for fencing and gate installation for the Sligo Road Extension Project.

The resolution was offered by Mr. Plummer, seconded by Mr. Hammack. Upon unanimous vote, it was duly adopted on this 5th day of October, 2011.

CINDY DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Benton, seconded by Mr. Johnston, to accept the streets and drainage in Forest Hills Subdivision, Unit No. 8, into the parish road system for permanent maintenance.

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

ORDINANCE NO. 4413

WHEREAS, the Bossier Parish Police Jury in regular and legal session convened on the 5th day of October, 2011, has received a request from Specialty Trackhoe & Dozer Services, Inc., that the parish accept into its system for permanent maintenance, the streets and drainage in Forest Hills Subdivision, Unit No. 8, Bossier Parish, Louisiana; and

WHEREAS, the said streets and drainage have been completed in accordance with the specifications of the Bossier Parish Police Jury; and

WHEREAS, a two-year maintenance bond has been executed in favor of the Bossier Parish Police Jury to guarantee against failure of said streets and drainage as to material and workmanship as required by Chapter 110, Section 110-201 of the Bossier Parish Code of Ordinance.

WHEREAS, THEREFORE, BE IT RESOLVED, by the Bossier Parish Police Jury that it does accept the two-year maintenance bond of Specialty Trackhoe & Dozer Services, Inc., including labor and materials, for the above captioned streets and drainage.

BE IT FURTHER RESOLVED, that the Bossier Parish Police Jury does hereby accept into the parish maintenance system for continuous maintenance, streets and drainage located in Forest Hills Subdivision, Unit No. 8, Bossier Parish, Louisiana:

- Coldwater Creek – 0.219 mile
- Firefly Trail – 0.100 mile
- Hollow Wood Way – 0.170 mile

BE IT FURTHER RESOLVED, that a certified copy of this ordinance be recorded in the Office of the Clerk of Court, Bossier Parish, Louisiana, together with the maintenance bond.

The Ordinance was offered by Mr. Benton, seconded by Mr. Johnston. Upon vote, it was duly adopted on this 5th day of October, 2011.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Cummings, seconded by Mr. Butler, to amend the agenda to consider the matter of Plan Change No. 2 on the FY2010-2011 LCDBG Street Improvements Project, and the Certificate of Substantial Completion of the FY2010-2011 LCDBG Street Improvements Project.

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

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

NAYS: None

ABSTAIN: None

ABSENT: Mr. Altimus, Mr. Darby

Mr. Ford presented Plan Change No. 2 on the FY2010-2011 LCDBG Street Improvements Project, advising that Plan Change No. 2 results in a deduct of \$-8,497.20. **Motion was made by Mr. Benton, seconded by Mr. Butler, to approve Plan Change No. 2 on the FY2010-2011 LCDBG Street Improvements Project, 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 5th day of October, 2011, that it does hereby approve Plan Change No. 2 on the FY2010-2011 LCDBG Street Improvements Project.

BE IT FURTHER RESOLVED that Rick Avery, President, is hereby authorized to execute said Plan Change No. 2.

The resolution was offered by Mr. Benton, seconded by Mr. Butler. Upon unanimous vote, it was duly adopted on this 5th day of October, 2011.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Benton, seconded by Mr. Butler, to approve the Certificate of Substantial Completion of the FY2010-2011 LCDBG Street Improvements Project, 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 5th day of October, 2011, that it does hereby approve the Certificate of Substantial Completion of the FY2010-2011 LCDBG Street Improvements Project.

BE IT FURTHER RESOLVED that Rick Avery, 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. Benton, seconded by Mr. Butler. Upon unanimous vote, it was duly adopted on this 5th day of October, 2011.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford reported on a public meeting held on October 4, 2011, in the library at Parkway High School to discuss the appeals process in regard to the new FEMA flood maps for south Bossier. He stated that information is being gathered to proceed with the filing of an appeal, and advised that another meeting is scheduled on Tuesday, October 11, 2011. Mr. Jackson requested that FEMA representatives who are familiar with this area be asked to attend.

Mr. Ford advised that FEMA is currently conducting a Community Assistance Visit in Bossier Parish, in connection with an application for participation in the Community Rating System.

Mr. Ford advised that the Louisiana Department of Transportation and Development has expressed interest in conducting a traffic study on Swan Lake Road for possible location of a roundabout in northern Bossier Parish in conjunction with the proposed East/West Corridor. Mr. Ford stated that this is a new design, and helps to keep traffic flowing. He stated that 80% of the cost of the project is to be paid with Federal funds. Mr. Butler stated that this new roundabout design can be easily removed if desired in the future. After further discussion, Mr. Ford is to obtain additional cost information.

Mr. Ford reported that Mr. Avery is presenting a power point presentation at the Bossier Chamber of Commerce Economic Outlook meeting on October 6, 2011, to discuss future road projects and the parish transportation plan, and advised that the information is available in the police jury office.

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 reported that the rock purchased by the Corps of Engineers for Cotton Valley Road has been delivered, and that the construction of two boat rows on Ivan Lake is complete. He provided an updated on the Shared Use Trail, advising that the work order will be let Monday and construction should begin soon.

Mr. Andrews stated that he has found maintenance gravel that can be used on the Cotton Valley Road in an effort to reduce damage to vehicle tires. The matter is to be further considered.

Mr. Andrews advised that the Town of Haughton has requested that the highway department be authorized to assist them with patching and leveling on the Allen Town Road and Camp Zion Road. After further discussion, Mr. Andrews is to obtain a cost estimate and present it to the jury at a future date.

Mr. Jackson reported that the first auction for adjudicated properties will be held on Saturday, October 15th, at Lawler Auction in Shreveport. He stated that police jury employees and their immediate family are prohibited from participating in the bidding process for the properties.

Mr. Jackson reported that a meeting is scheduled in Washington, D.C., October 25th through 27th, to discuss advancement of the transportation plan, and the Cyber Innovation Center.

Mr. Benton requested an update on a possible zoning violation at 1599 Bellevue Road, Haughton, LA. Mr. Jackson stated that he met with representatives of the Bossier City-Parish Metropolitan Planning Commission, and that they are continuing their investigation into this matter.

Ms. Dodson advised that Mr. Craig Spohn has resigned his position as Bossier Parish representative on the Human Services District Board, and requested that the jury submit recommendations to fill Mr. Spohn's position, as well as two recommendations for submission to Governor Jindal for his consideration for appointment.

There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 5th day of October, 2011, the meeting was adjourned by the President at 3:00 p.m.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY