

BOSSIER PARISH POLICE JURY
BENTON, LOUISIANA
MINUTES
November 7, 2012
www.bossierparishla.gov

The Bossier Parish Police Jury met in regular and legal session on the 7th day of November, 2012, 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. Jerome Darby and the pledge of allegiance was led by Mr. Mac Plummer. The Parish Secretary, Ms. Cindy Dodson, called the roll, with all members present, as follows:

Mr. Rick Avery	Mr. Jerome Darby
Ms. Wanda Bennett, absent	Mr. Wayne Hammack
Mr. Glenn Benton	Mr. Mac Plummer
Mr. Bob Brotherton	Mr. Doug Rimmer
Mr. Jimmy Cochran	Mr. Fred Shewmake
Mr. Sonny Cook	Mr. Jack Skaggs

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.

Ms. Jan Elkins, KTBS Channel 3, expressed appreciation to the police jury for its financial assistance of \$25,000 for the 2012 Independence Day Festival held on July 4th. She requested that the police jury consider an appropriation of \$25,000 to KTBS Channel 3 for the 2013 Independence Day Festival, advising that a two-day event is planned for 2013. Ms. Elkins stated that the Caddo Parish Commission and the City of Shreveport also participate in funding for this event. Mr. Hammack requested that a budget for this event be submitted to the police jury for review.

Mr. Ford requested that the record reflect that Agenda Item 1 regarding the awarding of bids for the HVAC Repair Project, Bossier Library-Benton Branch, be amended to correct the project title to read HVAC Repair Project, Bossier Library-Central Bossier Branch.

Mr. Ford stated that as there have been significant maintenance costs recently on the chiller system at the Bossier Central Library, it has become both necessary and cost effective to replace the system. He stated that bids for replacement of the chiller system were taken on November 1, 2012, and advised that the Library Board of Control hired Prevot Design Services, APAC, and Purtle and Associates, L.C., to prepare plans for a new chiller system. He presented the results of the bids, and advised that a letter of recommendation has been received from Prevot Design Services to accept the base bid only, excluding the bid alternate. Mr. Ford stated that the base bid provides for a new chiller and controls for the main public portion of the library. He stated that bid alternate provides for the replacement of the air controllers in the private section of the library. Mr. Ford stated that there are questions as to whether legal requirements for notifying contractors of the project budget were met.

Mr. Raymond Hill, Thermo-Technics Air Conditioning, stated that he did receive the specifications to bid on the HVAC Repair Project at the Bossier Parish Library-Central Bossier Branch, which included a base bid and an alternate. He stated that it was his understanding, as well as the other contractors, that bids for the base bid and alternate would be taken if there were sufficient funds to do the work, and stated that he submitted his bid accordingly.

Mr. Hill stated that according to Mr. Prevot the budget amount for the project is \$240,000, and that Thermo-Technics Air Conditioning submitted a bid for the base and the alternate in a total amount of \$236,000. He stated that all other bidders were significantly higher and exceeded the budgeted amount. Mr. Hill stated that he expected his company to be awarded the bid because there were sufficient funds available according to the information received. He stated that he was told after the bid opening that bids would be taken for the base bid only, excluding the bid alternate, and stated that his company did not submit the lowest base bid amount. Mr. Hill stated that he feels this type of action sets a bad precedence, and requested that Thermo-Technics Air Conditioning be awarded the bid.

Mr. Darby stated that he advised Mr. Hill to contact the parish engineer regarding this matter and invited him to attend today's meeting.

Mr. Benton asked why the bid alternate was pulled. Mr. Prevot stated that the information provided to Mr. Hill was the designer's estimate for the project, and \$240,000 is not the budget for the project. He explained that the designer's estimate is the anticipated project cost. Mr. Prevot stated that the Library's budget for this project does not cover the base bid, bid alternate, design fees, and contingencies. He stated that the project is in fact not within budget if the alternate is awarded.

Mr. Hill stated that the public bid law states that if the designer's estimate exceeds the project budget, the project should not be advertised. Mr. Jackson advised that his recommendation is to table this matter for two weeks and he will make a recommendation at that time.

Motion was made by Mr. Darby, seconded by Mr. Benton, to table the awarding of the bid for the HVAC Repair Project, Bossier Parish Library-Central Bossier Branch, to be considered at the November 21, 2012, regular meeting.

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

Motion was made by Mr. Shewmake, seconded by Mr. Darby, to authorize the advertising for bids for annual supplies and asphaltic concrete paving material for the Bossier Parish Highway Department, bids to be received December 11, 2012.

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

Motion was made by Mr. Skaggs, seconded by Mr. Rimmer, to authorize the advertising for bids for Edwards Subdivision Sewer-Benton, bid date to be determined at a later date.

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

Motion was made by Mr. Skaggs, seconded by Mr. Plummer, to schedule a public hearing on December 5, 2012, to consider approval of the plat of the proposed development of Cattail Pointe At Legacy Subdivision, Unit No. 2, located in Section 21, Township 19 North, Range 13 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. Cochran, seconded by Mr. Cook, to schedule a public hearing on December 5, 2012, to consider adoption of revisions to FEMA flood maps for Bossier Parish.

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

Motion was made by Mr. Hammack, seconded by Mr. Shewmake, to schedule a public hearing on December 19, 2012, to consider adoption of the Bossier Parish Police Jury 2012 amended budget.

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

Mr. Mike Vetkoetter, Property Standards Officer, presented current photographs of property at 308 Pease Road, Haughton, LA, advising that the property owner has been granted two 30-day extensions, with the last being on September 19, 2012. He stated that there has been no change in the condition of the property, and that several attempts to contact the property owner have been unsuccessful.

After further discussion, **motion was made by Mr. Cook, seconded by Mr. Hammack, to proceed with condemnation of property at 308 Pease Road, Haughton, LA, in accordance with property standards regulations.**

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

Mr. Benton, Chairman of the Road/Subdivision Regulations Committee, reported on a meeting of that committee, advising that he, Mr. Cook, Mr. Plummer, and Mr. Shewmake were present. He stated that Mr. Altimus, Mr. Ford, Mr. Jackson, Mr. Sammy Halphen, and Mr. Mark Coutee were also present. Other jurors present were Mr. Avery, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Hammack, Mr. Rimmer, and Mr. Skaggs.

Mr. Ford advised that the Second Circuit Court of Appeals recently ruled that parish subdivision regulations pertaining to the requirement of sidewalks in subdivision developments within the Benton-Parish MPC jurisdiction and surrounding areas are not well defined. He stated that he is working to revise parish subdivision regulations pertaining to the requirement of sidewalks and streetlights in subdivisions to clarify parish requirements.

Mr. Ford stated that the committee discussed proposed subdivision developments in Bossier Parish, as well as revisions to parish ordinances pertaining to subdivision drainage requirements. He stated that open-ditch drainage, as well as development along a natural drain, was discussed. He stated that he will present his recommendations in the next 30 days.

Motion was made by Mr. Skaggs, seconded by Mr. Benton, to deny the request of Muddy Waters Sports Bar for a letter of no objection to the selling of alcohol and beer at a special event NFL Saints versus Cowboys football game on December 23, 2012, at Muddy Waters Sports Bar, 5000 Benton Road, Suite 15, Bossier City, LA.

The President called for public comment. Mr. Donald Ruff, owner of Muddy Waters Sports Bar, was present, and requested that the police jury approve his request for a letter of no objection for this event. Mr. Jackson stated that Blue Laws prohibit bars from being open on Sunday, and that from time to time, the police jury has made exceptions for special events. He further stated that the number of requests received from Mr. Ruff for such exceptions has exceeded the number received from all other entities in the parish combined. After further discussion, **votes were cast and the motion carried unanimously.**

Motion was made by Mr. Skaggs, seconded by Mr. Benton, to deny the request of Muddy Waters Sports Bar for a letter of no objection to the selling of alcohol and beer at a special event "Holiday Weekend Bash" NFL Saints versus Panthers football game on December 30, 2012, at Muddy Waters Sports Bar, 5000 Benton Road, Suite 15, Bossier City, LA.

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

Motion was made by Mr. Rimmer, seconded by Mr. Brotherton, to approve the Certificate of Substantial Completion of the Cyber Innovation Center, 2nd Floor Data Center, and to authorize the Parish Administrator 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 7th day of November, 2012, that it does hereby approve the Certificate of Substantial Completion of the Cyber Innovation Center, 2nd Floor Data Center.

BE IT FURTHER RESOLVED that William Altimus, Parish Administrator, 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. Rimmer, seconded by Mr. Brotherton. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford presented Plan Change No. 1 on the Creekside Subdivision Concrete Street Repair Project No. 2012-364, advising that the change results in a deduct in the amount of \$2,468.80. **Motion was made by Mr. Cook, seconded by Mr. Benton, to approve Plan Change No. 1 on the Creekside Subdivision Concrete Street Repair Project No. 2012-364, 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 7th day of November, 2012, that it does hereby approve Plan Change No. 1 on the Creekside Subdivision Concrete Street Repair Project No. 2012-364.

BE IT FURTHER RESOLVED that Rick Avery, President, is hereby authorized to execute said Plan Change No. 1.

The resolution was offered by Mr. Cook, seconded by Mr. Benton. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford presented Plan Change No. 1 on the Catch Basin-Multiple Locations (Bridgewater Bay/Dogwood Park Subdivisions) Drainage Project No. 2012-358, advising that the plan change results in an additional cost of \$3,458.81. **Motion was made by Mr. Benton, seconded by Mr. Hammack, to approve Plan Change No. 1 on the Catch Basin-Multiple Locations (Bridgewater Bay/Dogwood Park Subdivisions) Drainage Project No. 2012-358, 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 7th day of November, 2012, that it does hereby approve Plan Change No. 1 on the Catch Basin-Multiple Locations (Bridgewater Bay/Dogwood Park Subdivisions) Drainage Project No. 2012-358.

BE IT FURTHER RESOLVED that Rick Avery, President, is hereby authorized to execute said Plan Change No. 1.

The resolution was offered by Mr. Benton, seconded by Mr. Hammack. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford presented Plan Change No. 3 on the North and South Turn Lane, LA Highway 157 at Johnson Koran Road and Sligo Road Project No. 2012-385, advising that the plan change results in an additional cost of \$36,549.54. It was recommended that BBS Investments, LLC, be requested to participate in the additional costs associated with this plan change. **Motion was made by Mr. Brotherton, seconded by Mr. Plummer, to approve Plan Change No. 3 on the North and South Turn Lane, LA Highway 157 at Johnson Koran Road and Sligo Road Project No. 2012-385, 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 7th day of November, 2012, that it does hereby approve Plan Change No. 3 on the North and South Turn Lane, LA Highway 157 at Johnson Koran Road and Sligo Road Project No. 2012-385.

BE IT FURTHER RESOLVED that Rick Avery, President, is hereby authorized to execute said Plan Change No. 3.

The resolution was offered by Mr. Brotherton, seconded by Mr. Plummer. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Louisiana State Representative Jeff Thompson was present and advised that he has been appointed to the State Ways & Means Committee. He stated that he looks forward to working closely with the police jury and reported on various Capital Outlay projects proposed for Bossier Parish.

Mr. Ford presented Plan Change No. 1 on the FY2011 LCDBG Street Improvements Project, advising that the plan change results in an additional cost of \$659.90. **Motion was made by Mr. Cochran, seconded by Mr. Cook, to approve Plan Change No. 1 on the FY2011 LCDBG Street Improvements Project (Pease Road, East Pease Road, and Pease Cutoff Road), 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 7th day of November, 2012, that it does hereby approve Plan Change No. 1 on the FY2011 LCDBG Street Improvements Project (Pease Road, East Pease Road, and Pease Cutoff Road).

BE IT FURTHER RESOLVED that Rick Avery, President, is hereby authorized to execute said Plan Change No. 1.

The resolution was offered by Mr. Rimmer, seconded by Mr. Skaggs. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford presented Plan Change No. 4 on the Palmetto Road Widening, Phase I, Project No. 2012-369, advising that the change results in a deduct of \$43,647.55. **Motion was made by Mr. Plummer, seconded by Mr. Skaggs, to approve Plan Change No. 4 on the Palmetto Road Widening, Phase I, Project No. 2012-369, 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 7th day of November, 2012, that it does hereby approve Plan Change No. 4 on the Palmetto Road Widening, Phase I, Project No. 2012-369.

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

The resolution was offered by Mr. Plummer, seconded by Mr. Skaggs. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford presented Plan Change No. 1 on the Melville Place Subdivision, Unit No. 1, Concrete Street Repair Project No. 2012-363, advising that the change results in a deduct in the amount of \$94.50. **Motion was made by Mr. Benton, seconded by Mr. Hammack, to approve Plan Change No. 1 on the Melville Place Subdivision, Unit No. 1, Concrete Street Repair Project No. 2012-363, 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 7th day of November, 2012, that it does hereby approve Plan Change No. 1 on the Melville Place Subdivision, Unit No. 1, Concrete Street Repair Project No. 2012-363.

BE IT FURTHER RESOLVED that Rick Avery, President, is hereby authorized to execute said Plan Change No. 1.

The resolution was offered by Mr. Benton, seconded by Mr. Hammack. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Ford presented Plan Change No. 3 on the Gary Rex Circle Improvements Project No. 2011-323, advising that the plan change results in an additional cost of \$513.10. **Motion was made by Mr. Rimmer, seconded by Mr. Brotherton, to approve Plan Change No. 3 on the Gary Rex Circle Improvements Project No. 2011-323, 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 7th day of November, 2012, that it does hereby approve Plan Change No. 3 on the Gary Rex Circle Improvements Project No. 2011-323.

BE IT FURTHER RESOLVED that Rick Avery, President, is hereby authorized to execute said Plan Change No. 3.

The resolution was offered by Mr. Rimmer, seconded by Mr. Brotherton. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Plummer, seconded by Mr. Brotherton, to ratify adoption on September 5, 2012, of Plan Change No. 3 on the Sligo Road Extension Project No. 2011-331, to reflect a contract change amount of an additional \$17,705.80.

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. Brotherton, to table the adoption of an ordinance amending Chapter 118 of the Bossier Parish Code of Ordinances by adding Article III, "Reserved Parking for the Handicapped", to be considered at the November 21, 2012, regular meeting.

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

Motion was made by Mr. Skaggs, seconded by Mr. Shewmake, to adopt a resolution authorizing the submission of a pre-application to the Department of Environmental Quality on behalf of the Bossier Parish Police Jury, for the purpose of placing the Edwards Subdivision Wastewater Facilities Improvements Project on the Project Priority List for funding through the State Revolving Fund Loan Program, and designating the Parish Administrator as the Official Project Representative for the Bossier Parish Police Jury for any project that may result from the submission of the pre-application.

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

RESOLUTION

WHEREAS, the Bossier Parish Police Jury is in need of wastewater collection improvements in the area of Edwards Subdivision in north central Bossier Parish; and

WHEREAS, loans and/or grants for this project may be available through the State Revolving Fund loan program operated by the Louisiana Department of Environmental Quality:

NOW, THEREFORE, BE IT RESOLVED, by the Police Jury of Bossier Parish, Louisiana that:

Section 1. The Administrator is hereby authorized to submit a pre-application to the Department of Environmental Quality on behalf of the Bossier Parish Police Jury for the purpose of placing this project on the Project Priority List for funding through the State Revolving Fund loan program; and

Section 2. The Administrator is further authorized to furnish such additional information as may reasonably be requested in connection with the pre-application; and

Section 3. The Administrator is hereby designated as the Official Project Representative for the Bossier Parish Police Jury for any project that may result from the submission of the pre-application.

The resolution was offered by Mr. Skaggs, seconded by Mr. Shewmake. It was duly adopted on this 7th day of November, 2012, with the following vote recorded:

Ayes: Mr. Avery, Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Cook, Mr. Darby, Mr. Hammack, Mr. Plummer, Mr. Rimmer, Mr. Shewmake, Mr. Skaggs

Nays: None

Absent: Ms. Bennett

Abstain: None

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Cook, seconded by Mr. Hammack, to declare adjudicated property described as South 168 Ft, Block 92, West 38 Ft. of South ½ of Block 93, Plain Dealing Plantation, 717 Hickory Drive, Plain Dealing, LA, Tax Assessment 108362, as surplus, and to authorize advertising for bids for the sale of said property.

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

Motion was made by Mr. Benton, seconded by Mr. Cochran, to adopt a resolution authorizing the President to execute an Entity/State Agreement with the Louisiana Department of Transportation and Development for State Project No. H.009436, Various Roads: Signing (Roadway Departure).

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 7th day of November, 2012, that Rick Avery, President, be and is hereby authorized to execute on behalf of the Bossier Parish Police Jury, an Entity/State Agreement with the Louisiana Department of Transportation and Development for State Project No. H.009436, Various Roads: Signing (Roadway Departure).

The resolution was offered by Mr. Benton, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Cook, seconded by Mr. Cochran, to approve a contract with the Louisiana Department of Wildlife and Fisheries for the replacement and extension of the pipe located beneath the dam on Ivan Lake, and to authorize the Parish Administrator 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 7th day of November, 2012, that it does hereby approve a contract with the Louisiana Department of Wildlife and Fisheries for the replacement and extension of the pipe located beneath the dam on Ivan Lake.

BE IT FURTHER RESOLVED that William Altimus, Parish Administrator, be and is hereby authorized to execute any and all documents in connection with said contract.

The resolution was offered by Mr. Cook, seconded by Mr. Cochran. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Benton, seconded by Mr. Shewmake, to adopt a resolution authorizing the Bossier Parish Police Jury to acquire and/or expropriate: (1) Parcel Number 18120911 described as the North

½ of the Southeast ¼ of the Southwest ¼ of Section 9, Township 18 North, Range 12 West, Bossier Parish, Louisiana (LS-6 & CS-6) from Louis Hunter and Maria Stewart Hunter Estate, et al, (2) Parcel Number 181209171X located in the Northeast ¼ of the Northwest ¼ of the Northeast ¼ of Section 9, Township 18 North, Range 12 West, Bossier Parish, Louisiana (LS-10 & CS-10) from David Poston; and to authorize the Parish Administrator to execute any and all documents, instruments, pleadings or affidavits that may be necessary or convenient to the acquisition or expropriation of said properties.

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

RESOLUTION

A RESOLUTION AUTHORIZING THE ACQUISITION OF PROPERTY AND/OR INSTITUTION OF EXPROPRIATION PROCEEDINGS PURSUANT TO A LOCAL SERVICES AGREEMENT EXECUTED BETWEEN THE PARISH OF BOSSIER AND THE CITY OF BOSSIER CITY NECESSARY FOR CONSTRUCTION AND COMPLETION OF THE CONSOLIDATED WATERWORKS/SEWERAGE DISTRICT NO. 1 OF THE PARISH OF BOSSIER, LOUISIANA ("THE DISTRICT"), WASTEWATER COLLECTION SYSTEM CONTRACT NO. 1

Whereas, the Bossier Parish Police Jury, on behalf of the Consolidated Waterworks/Sewerage District No. 1 of the Parish of Bossier, Louisiana ("the District") has determined that certain property located in Bossier Parish, Louisiana, as further described herein ("the Subject Property"), is necessary for public use for purposes of construction in connection with Wastewater Collection System Contract No. 1 in order to construct said project in a manner and mode conducive to appropriate topography and the public interest, health and welfare;

Whereas, the Parish of Bossier and the City of Bossier City have entered into a local services agreement to facilitate development and construction in the City of Bossier and the Parish of Bossier;

Whereas, as the Subject Property is located in Bossier Parish, Louisiana and is more particularly described as follows:

Parcel Number 18120911 described as the North ½ of the Southeast ¼ of the Southwest ¼ of Section 9, Township 18 North, Range 12 West, Bossier Parish, Louisiana. Said parcel being more particularly described as follows:

LS-6

A 30' x 38.62' x 46.60' x 35' Lift Station Site in Tract 11, Parcel Number 18120911. Commencing at intersection of the North line of Tract 11 and the East proposed Right-of-Way of Bellevue Road, said point also being the Point of Beginning of said Lift Station Site; run easterly along the North line of Tract 11, a distance of 38.62'; thence run Southwesterly, parallel with the proposed East Right-of-Way of Bellevue Road, a distance of 46.60'; thence run Northwesterly perpendicular to the proposed East Right-of-Way of Bellevue Road, a distance of 35.00' to the proposed East Right-of-Way of Bellevue Road; thence run Northeasterly along the proposed East Right-of-Way of Bellevue Road, a distance of 30.00' to the Point of Beginning of said Lift Station Site, containing 1338.2 feet (0.031 acres).

CS-6

Temporary Construction Servitude of two years, commencing upon the date a work order is issued to the contractor for the construction of the respective construction project for which the servitude is required, adjacent to the Southeast side and adjacent to the Southwest side of the Lift Station Site, containing 1682.5 square feet (0.039 acres).

Whereas, the owners of record of the Subject Property are:

- a. **LOUIS HUNTER AND MARIA STEWART HUNTER ESTATE**, c/o Leeatrice Tisby Morris, a person of the full age of majority who resides at 310 Mid South Loop, Haughton, Louisiana 71037, Bossier Parish, Louisiana.
- b. **JAMES LEE POOLE**, a person of the full age of majority who resides at 1122 Bellevue Road, Haughton, Louisiana 71037, Bossier Parish, Louisiana.
- c. **ELLA LEE POOLE PATTERSON**, a person of the full age of majority who resides at 2133 W. Giddings Street, Chicago, Illinois 60625-1401, Cook County, Illinois.
- d. **MARTHA ANN POOLE TRASS**, a person of the full age of majority who resides at 1639 E. 85th Street, Chicago, Illinois 60617-2238, Cook County, Illinois.
- e. **JIMMY RAY POOLE**, a person of the full age of majority who resides at 7633 Long Pine Drive, Springfield, Virginia, 22151-2826, Fairfax County, Virginia.
- f. **MARY ANN POOLE WILLIAMS**, a person of the full age of majority who resides at 1048 Bellevue Road, Haughton, Louisiana 71037, Bossier Parish, Louisiana.
- g. **HAROLD LOUIS POOLE**, a person of the full age of majority who resides in St. Louis, Missouri.
- h. **COLUMBUS POOLE**, a person of the full age of majority who resides at 1110 Bellevue Road, Haughton, Louisiana 71037, Bossier Parish, Louisiana.
- i. **LINDA JOYCE POOLE**, a person of the full age of majority who resides at 1639 E. 85th Street, Chicago, Illinois, 60617-2238, Cook County, Illinois.

Whereas, the Parish of Bossier has obtained two appraisals from qualified real estate appraisers for the purposes of determining the fair market value of the Subject Property, and has determined that the fair market value thereof is \$1,985;

Whereas, the Parish of Bossier has attempted to make amicable acquisition of the property to no avail.

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Bossier, in regular session convened, that the Parish:

I. Declares that the expropriation of the Subject Property is necessary for public use for purposes of construction in connection with Wastewater Collection System Contract No. 1 in order to construct said project in a manner and mode conducive to appropriate topography and the public interest, health, safety and welfare;

II. Authorizes the institution of a judicial action on behalf of the Parish of Bossier demanding the expropriation of the Subject Property pursuant to any and all applicable provisions of law, including the "quick taking" provisions of La.R.S. 48:441-460, as made applicable to the Parish of Bossier by La.R.S. 33:1321-1329, and, incidental to the bringing of such judicial action, the deposit of the amount of \$1,985.00 into the registry of the Court as payment of just

compensation for the taking of the Subject Property;

III. Authorizes its attorneys, agents and employees to sign such documents and take such actions as are necessary to facilitate the expropriation action authorized herein.

BE IT FURTHER RESOLVED, that if any provision or item of this Resolution or application thereof is invalid, such invalidity shall not affect other 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. Benton, seconded by Mr. Shewmake. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

RESOLUTION

A RESOLUTION AUTHORIZING THE ACQUISITION OF PROPERTY AND/OR INSTITUTION OF EXPROPRIATION PROCEEDINGS PURSUANT TO A LOCAL SERVICES AGREEMENT EXECUTED BETWEEN THE PARISH OF BOSSIER AND THE CITY OF BOSSIER CITY NECESSARY FOR CONSTRUCTION AND COMPLETION OF THE CONSOLIDATED WATERWORKS/SEWERAGE DISTRICT NO. 1 OF THE PARISH OF BOSSIER, LOUISIANA ("THE DISTRICT"), WASTEWATER COLLECTION SYSTEM CONTRACT NO. 1

Whereas, the Bossier Parish Police Jury, on behalf of the Consolidated Waterworks/Sewerage District No. 1 of the Parish of Bossier, Louisiana ("the District") has determined that certain property located in Bossier Parish, Louisiana, as further described herein ("the Subject Property"), is necessary for public use for purposes of construction in connection with Wastewater Collection System Contract No. 1 in order to construct said project in a manner and mode conducive to appropriate topography and the public interest, health, safety and welfare;

Whereas, the Parish of Bossier and the City of Bossier City have entered into a local services agreement to facilitate development and construction in the City of Bossier and the Parish of Bossier;

Whereas, as the Subject Property is located in Bossier Parish, Louisiana and is more particularly described as follows:

Parcel Number 181209171X located in the Northeast ¼ of the Northwest ¼ of the Northeast ¼ of Section 09, Township 18 North, Range 12 West, Bossier Parish, Louisiana. Said parcel being more particularly described as follows:

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A 40.00' x 31.40' x 48.89' x 30.00' Lift Station Site in the Northwest corner of said Tract 171X, parcel Number 181209171X. Commencing at the Northwest corner of said Tract 171X, said point being on the East Right-of-Way of Bellevue Road, said point also being the Point of Beginning of said Lift Station Site; run Easterly along the North line of Tract 171X, a distance of 31.40'; thence run Southwesterly, parallel with the East Right-of-Way of Bellevue Road, a distance of 48.89'; thence run Northwesterly, perpendicular to the East Right-of-Way of Bellevue Road, a distance of 30.00' to a point on the East Right-of-Way of Bellevue Road; thence run Northeasterly along the East Right-of-Way of Bellevue Road, a distance of 40.00' to the Point of Beginning of said Lift Station Site, containing 1335.3 square feet (0.031 acres).

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A temporary 20' wide Temporary Construction Servitude of two years, commencing upon the date a work order is issued to the contractor for the construction of the respective construction project for which the servitude is required, on the East and South sides of the Lift Station Site, as shown on the attached plat, containing 2047.6 square feet (0.047 acres).

Whereas, the owner of record of the Subject Property is David Poston, husband of Mary Louise Poston, a person of the full age of majority who resides at 318 Crosscreek, Bossier City, Louisiana 71111, Bossier Parish, Louisiana;

Whereas, the Parish of Bossier has obtained two appraisals from qualified real estate appraisers for the purposes of determining the fair market value of the Subject Property, and has determined that the fair market value thereof is \$2,154.00;

Whereas, the Parish of Bossier has attempted to make amicable acquisition of the property to no avail.

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Bossier, in regular session convened, that the Parish:

I. Declares that the expropriation of the Subject Property is necessary for public use for purposes of construction in connection with Consolidated Waterworks/Sewerage District No. 1 in order to construct said project in a manner and mode conducive to appropriate topography and the public interest, health, safety and welfare;

II. Authorizes the institution of a judicial action on behalf of the Parish of Bossier demanding the expropriation of the Subject Property pursuant to any and all applicable provisions of law, including the "quick taking" provisions of La.R.S. 48:441-460, as made applicable to the District by La.R.S. 33:1321-1329, and, incidental to the bringing of such judicial action, the deposit of the amount of \$2,154.00 into the registry of the Court as payment of just compensation for the taking of the Subject Property;

III. Authorizes its attorneys, agents and employees to sign such documents and take such actions as are necessary to facilitate the expropriation action authorized herein.

BE IT FURTHER RESOLVED, that if any provision or item of this Resolution or application thereof is invalid, such invalidity shall not affect other 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. Benton, seconded by Mr. Shewmake. Upon unanimous vote, it was duly adopted on this 7th day of November, 2012.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY

Jurors were provided a copy of district reports from the highway department.

Mr. Altimus extended appreciation to jurors who attended the annual Police Jury Association Region 4 meeting hosted by Caddo Parish on October 25, 2012. He stated that Ms. Bennett has been elected as Region 4 Vice President, and that Bossier Parish will host the annual Police Jury Association Region 4 meeting in 2014. He advised that Mr. Benton was re-elected to the Police Jury Association Executive Board, and has been elected to serve on the Resolution Standing Committee. Mr. Altimus congratulated Mr. Darby for being re-elected to serve on the Drainage Study Committee, Mr. Brotherton for being elected to serve on the Agriculture Standing Committee, and Mr. Rimmer for being elected to serve on the Highway Standing Committee.

Mr. Altimus reported that the Bossier Chamber of Commerce is hosting the Bossier Economic Outlook Seminar for 2013 on November 15, 2012, from 11:30 a.m. to 1:00 p.m., at the University of Phoenix located at the Louisiana Boardwalk in Bossier City.

Mr. Altimus advised that the 89th Police Jury Association Convention will be held in Lake Charles, LA, on February 20–22, 2013. He requested that jurors advise the staff if they plan to attend.

Mr. Ford reported that the City of Bossier City has agreed to participate in the cost of a No-Rise Certificate for raising seven miles of the Guideline Levee.

Mr. Ford presented photographs of improvements to the boat ramp at the Parish Camp on Lake Bistineau, the Young Road Project, north and south turn lanes on Highway 157 at Sligo Road and Johnson Koran Road, and of the South Bossier Park.

Mr. Ford provided an update on the construction of noise barrier walls on the Sligo Road Extension project.

Mr. Jackson requested information pertaining to road construction at Highway 71 and Jimmie Davis Highway. Mr. Ford advised that drainage grates located in the center lane have caused vehicle damage, and stated that the center lane on Highway 71 at Jimmie Davis Highway will be closed until the grates are replaced.

Mr. Mark Coutee, Road Superintendent, presented an update on activities of the highway department and on several road projects in the parish.

Mr. Skaggs stated that during construction of the Swan Lake Road expansion project by the City of Bossier City, a temporary 25-mile per hour speed limit sign was placed on the parish portion of Swan Lake Road. He requested that the City be contacted regarding the removal of this sign. Mr. Coutee is to review this matter.

Mr. Rimmer reported on the recent announcement by Governor Bobby Jindal that Benteler Steel Tube is locating a new facility at the Red River Port, and advised that Bossier Parish Community College will be offering job-related training for this facility.

Mr. Rimmer advised that there are numerous economic prospects for Bossier Parish reported by the Northwest Louisiana Economic Partnership.

Mr. Benton requested that a new “historical site” sign be placed at the old courthouse site on Bellevue Road. Mr. Altimus is to contact the Lieutenant Governor’s Office to discuss this request.

There being no further business to come before the Bossier Parish Police Jury in regular and legal session on this 7th day of November, 2012, the meeting was adjourned by the President at 3:07 p.m.

CINDY A. DODSON
PARISH SECRETARY

RICK AVERY, PRESIDENT
BOSSIER PARISH POLICE JURY