

BOSSIER PARISH POLICE JURY
BENTON, LOUISIANA
MINUTES
May 19, 2021

www.bossierparishla.gov

The Bossier Parish Police Jury met in regular and legal session on the 19th day of May, 2021, at 2:00 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana. The President, Mr. Jerome Darby, called the meeting to order. The invocation was given by Mr. Tom Salzer, and the pledge of allegiance was led by Mr. Jack Skaggs. Ms. Rachel Hauser, Parish Secretary, called the roll, with all members present as follows:

Mr. Glenn Benton	Mr. Chris Marsiglia
Mr. Bob Brotherton	Mr. Mac Plummer
Mr. Jimmy Cochran	Mr. Doug Rimmer
Mr. Jerome Darby	Mr. Philip Rodgers
Mr. Charles Gray	Mr. Tom Salzer
Mr. John Ed Jordan	Mr. Jack Skaggs

Others present were Mr. William R. Altimus, Parish Administrator; Mr. Patrick Jackson, Parish Attorney; Mr. Joe E. "Butch" Ford, Jr., Parish Engineer; Mr. Eric Hudson, Assistant Parish Engineer; Ms. Rachel Hauser, Parish Secretary.

Mr. Darby recognized Mr. Bob Brotherton as the newly elected vice president for the Police Jury Association of Louisiana.

Motion was made by Mr. Rimmer, seconded by Mr. Cochran, to adopt the minutes of the April 7, 2021, and April 21, 2021, regular meetings, and the April 21, 2021, Finance Committee meeting, as published.

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

Mr. Gene Sullivan, 116 Edwards Street, Benton, LA, stated that he purchased Lots 10 and 11, Edwards Subdivision, 36 years ago and has lived there since that time. He presented several documents which will be entered into the record on this matter.

Mr. Sullivan stated that Edwards Subdivision has only one ingress/egress which provides safety for the children in the subdivision. He stated that there are no sidewalks in Edwards Subdivision so the children play in the streets.

Mr. Sullivan stated that he has been walking in the subdivision due to his health, but it is no longer safe to walk on the streets due to a significant increase of traffic, including 18-wheelers, dump trucks, 4-wheelers, ATVs, and other vehicles that do not belong to homeowners in Edwards Subdivision. He stated that it is no longer safe for the children to play in the streets.

Mr. Sullivan stated that all vehicles mentioned above are using Edwards Street to access property that is not a part of Edwards Subdivision. He stated that the property owner has installed a driveway off Edwards Street, which is a dead-end street, to access his property which fronts Linton Road and has a driveway access off Linton Road.

Mr. Sullivan stated that signs are posted at the entrance to Edwards Subdivision which state "Dead End", "No Thru Traffic", "Speed Limit 20 MPH", and "Slow Children at Play", but the signs are not being adhered to by the traffic using Edwards Street to access the property at the end of Edwards Street.

Mr. Sullivan stated that the property owner of the tract of land adjacent to Edwards Subdivision is running a business from his home and the tract of land is not zoned for a business. He stated that Edwards Street is being used as a personal/business driveway by the owner of the property located adjacent to Edwards Street.

Mr. Sullivan stated that the United States Government mandates that the post office deliver all mail to 911 addresses assigned to a property. He stated that the property located adjacent to Edwards Street has an address of 297 Linton Road, Benton, LA, which is where the mail should be delivered.

Mr. Sullivan stated that a mailbox is laying on the ground at the end of Edwards Street and it appears that the property owner is trying to obtain a mailing address for Edwards Street. Mr. Sullivan stated that the mailman is delivering mail for 297 Linton Road via Edwards Street.

Mr. Sullivan stated that on June 4, 2021, he found that a five-foot portion of his fencing had been removed, as well as a survey stake. He stated that he had to pay for his property to be re-surveyed due to someone removing his survey stake. He further stated that he feels his fencing was removed by the property owner adjacent to his property in order to access a leaking water meter. Mr. Sullivan stated that no one asked permission to access the water meter. He further stated that the survey shows that his fencing is located on his property.

Mr. Sullivan requested assistance from the police jury and requested that the driveway located at the end of Edwards Street being used to access property that is not a lot in Edwards Subdivision be removed immediately.

Mr. Roy "Gene" Hicks, III, 297 Linton Road, Benton, LA, stated that he owns the property on Linton Road adjacent to Edwards Subdivision. He stated that he purchased the property approximately three years ago and the property clearly had two ingresses/egresses at the time of purchase, one being from Linton Road and one being from Edwards Street.

Mr. Hicks stated that his property has two addresses, 297 Linton Road, Benton, LA, and 21 Edwards Street, Benton, LA. He stated that all utilities are assigned to the 21 Edwards Street, Benton, LA, address for the property located adjacent to Edwards Subdivision. He stated that after researching this property, he determined that the driveway located on Edwards Street has been in place since 1982 and was in place prior to Mr. Sullivan purchasing his property.

Mr. Hicks stated that he has children who will be driving soon and will use the Edwards Street driveway to access their home. He stated that the United States Postal Service Mail Carrier approached him and requested that the mail marked for 297 Linton Road be delivered to the 21 Edwards Street due to safety concerns on Linton Road. He further stated that the mailbox has not been put up at the Edwards Street address because the mail carrier has been on vacation and he has been awaiting his return for instructions in order to place the mailbox in the correct location.

Mr. Hicks stated that he can provide the police jury with a water bill for 21 Edwards Street, Benton, LA. He stated that he does not know when the 21 Edwards Street address was established, but it was existing when he purchased

the property. He further stated that according to the City of Bossier City Water Department, 21 Edwards Street has been an established address since at least 1991.

Mr. Hicks stated that he purchased the property approximately three years ago and has been in the process of building a home. He stated that he and his family moved into the home less than one year ago. He further stated that approximately two and one-half miles of fencing is being rebuilt. Mr. Hicks stated that trucks were using the Edwards Street entrance to his property during construction of his home. He stated that once the circle driveway for his home was complete, he would not allow large trucks on the driveway. He provided additional information on access to his property.

Mr. Hicks stated that the school bus picks up and drops off his children at the Edwards Street driveway. He stated that only residential traffic is accessing his property from Edwards Street.

Mr. Benton asked if Mr. Hicks is operating a commercial business from his home at 297 Linton Road/21 Edwards Street, Benton, LA. Mr. Hicks stated that he owns his business, and his trucks are located on Bester Street, Shreveport, LA, and on a yard he rents on Linton Road, Benton, LA.

Mr. Benton asked who is accessing the Edwards Street driveway in the mornings. Mr. Hicks stated that his children and his wife use the Edwards Street driveway.

Mr. Benton asked about the claim from Mr. Sullivan that Mr. Hicks cut and removed a portion of Mr. Sullivan's fencing. Mr. Hicks stated that he did cut Mr. Sullivan's fencing in order to access his water main due to a leak. He stated that Mr. Sullivan's fence is on his property. There was further discussion pertaining to the fence and whose property the fence is located.

Mr. Skaggs stated that some of these issues are a civil matter and not within the jurisdiction of the parish. He stated that each party has presented their information to the police jury, and these issues will be presented to the Parish Attorney for review. Mr. Skaggs stated that two issues that need to be considered are 1) is the parish setting a precedence by potentially allowing access to a tract of land that is not part of a subdivision, and 2) a determination needs to be made by the Benton-Parish Metropolitan Planning Commission if a business is being conducted from a residential tract of land.

Mr. Hicks provide a packet to be placed into the record for consideration.

Mr. Skaggs stated that all information will be presented to the Parish Attorney and a recommendation will be made at the June 2, 2021, police jury meeting.

Mr. Salzer asked when the Edwards Subdivision plat was approved. Mr. Hudson stated that the Edwards Subdivision plat shows that it was approved in 1979.

Mr. Marsiglia stated that riding 4-wheelers and ATVs on a public roadway is illegal. Mr. Hicks stated that he has addressed this concern.

Mr. Skip James, 119 Edwards Street, Benton, LA, stated that his property is adjacent to Mr. Hicks' property and across the street from Mr. Sullivan's property. Mr. James stated that he has had no issues with Mr. Hicks, but has ongoing issues with Mr. Sullivan. He provided additional information on the issues with Mr. Sullivan.

Ms. Hauser announced the public hearing to consider approval of the plat of the proposed development of Faith Ranch Subdivision, located in Sections 29 and 30, Township 19 North, Range 11 West, Bossier Parish, LA. She stated that the property is located adjacent to Faith Plantation Subdivision, Unit Nos. 1 and 2, located off LA Highway 157. This matter was tabled on May 5, 2021.

Mr. Chris Myers, Coyle Engineering Co., Inc., stated that the proposed plat has been revised to reflect a 25-foot utility easement along the right-of-way on each lot.

There being no opposition, **motion was made by Mr. Jorden, seconded by Mr. Brotherton, to approve the plat of the proposed development of Faith Ranch Subdivision, located in Sections 29 and 30, Township 19 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. Skaggs, seconded by Mr. Benton, to schedule a public hearing on June 16, 2021, to consider the application of Rodolfo Vargas, El Patio Bossier, to the Bossier City-Parish Metropolitan Planning Commission, for a Conditional Use Approval for the sale of high and low content alcohol for on-premise consumption at a restaurant located at 5515 Airline Drive, Bossier City, LA. She stated that this property is located on Airline Drive next to Hartz Chicken Buffet.

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. Skaggs, to schedule a public hearing on June 16, 2021, to consider the application of the Bossier City-Parish Metropolitan Planning Commission to review and approve the Alcohol Density Conditional Use Overlay District.

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

Motion was made by Mr. Marsiglia, seconded by Mr. Rodgers, to schedule a public hearing on July 7, 2021, to consider the application of Matt Abrams, Abrams Architecture and Design, to the Bossier City-Parish Metropolitan Planning Commission, for a zoning amendment to change the zoning classification of a tract of land being 22.45 acres, more or less, located in Section 32, Township 19 North, Range 13 West, Bossier Parish, LA, from R-A, Residence-Agricultural District, to B-1, Business, Commercial Office District, for a proposed commercial development. (Black Stag Development) She stated that this property is located on the Southeast corner of Benton Road and Vanceville Road.

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

Mr. Salzer reported on a meeting of the Consolidated Waterworks/Sewerage District No. 1 Board of Appeals held at 1:00 p.m. today. Mr. Salzer, Mr. Jorden, Mr. Marsiglia, Mr. Skaggs, Ms. Jessica Aldridge, Ms. Alicia Fuller, Ms. Jennifer Rose, and Ms. Julie Gill were present at this hearing.

Mr. Salzer reported that for the first time no sewer cut-offs were issued for a billing cycle, and all customers paid in full prior to today's hearing.

Motion was made by Mr. Brotherton, seconded by Mr. Salzer, to adopt a resolution providing for canvassing the returns and declaring the results of the special election held in the Parish of Bossier, State of Louisiana, on Saturday, April 24, 2021, to submit to the qualified electors thereof certain local option propositions relative to the sale of alcoholic beverages.

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

The following resolution was offered by Mr. Brotherton, and seconded by Mr. Salzer:

RESOLUTION

A resolution providing for canvassing the returns and declaring the results of the special election held in the Parish of Bossier, State of Louisiana, on Saturday, April 24, 2021, to submit to the qualified electors thereof certain local option propositions relative to the sale of alcoholic beverages.

BE IT RESOLVED by the Police Jury of the Parish of Bossier, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of Bossier, State of Louisiana (the "Parish"), that:

SECTION 1. Canvass. This Governing Authority does now proceed in open and public session to examine the official tabulations of votes cast at the special election held in the Parish of Bossier, State of Louisiana, on SATURDAY, APRIL 24, 2021 (the "Election"), to submit to the qualified electors thereof certain local option propositions relative to the sale of alcoholic beverages pursuant to the following propositions (the "Propositions"):

PROPOSITION NO. 1

Shall the sale of beverages of alcoholic content containing not more than six percent alcohol by volume be permitted by package only and not for consumption on the premises in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 2

Shall the sale of beverages of alcoholic content containing not more than six percent alcohol by volume for consumption on the premises be permitted in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 3

Shall the sale of beverage alcohol containing one-half of one percent alcohol by volume and above for consumption on the premises be permitted in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 4

Shall the sale of beverages of alcoholic content containing one-half of one percent alcohol by volume and above by the package only and not for consumption on the premises be permitted in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 5

Shall the sale of beverages of high and low alcoholic content be permitted only on the premises of restaurant establishments which have been issued an "R" permit as defined by law in Police Jury District 1, Bossier Parish, Louisiana?

This Governing Authority does further proceed to examine and canvass the returns of the Election thereof.

SECTION 2. Election Results. According to the official certified tabulation of votes cast at said Election,

(i) there was a total of **352** votes cast **IN FAVOR OF** Proposition No. 1 and a total of **268** votes cast **AGAINST** Proposition No. 1, resulting in a majority of **84** votes cast **IN FAVOR OF** Proposition No. 1;

(ii) there was a total of **319** votes cast **IN FAVOR OF** Proposition No. 2 and a total of **301** votes cast **AGAINST** Proposition No. 2, resulting in a majority of **18** votes cast **IN FAVOR OF** Proposition No. 2;

(iii) there was a total of **333** votes cast **IN FAVOR OF** Proposition No. 3 and a total of **283** votes cast **AGAINST** Proposition No. 3, resulting in a majority of **50** votes cast **IN FAVOR OF** Proposition No. 3;

(iv) there was a total of **335** votes cast **IN FAVOR OF** Proposition No. 4 and a total of **276** votes cast **AGAINST** Proposition No. 4, resulting in a majority of **59** votes cast **IN FAVOR OF** Proposition No. 4; and

(v) there was a total of **361** votes cast **IN FAVOR OF** Proposition No. 5 and a total of **253** votes cast **AGAINST** Proposition No. 5, resulting in a majority of **108** votes cast **IN FAVOR OF** Proposition No. 5.

The Propositions were therefore duly **CARRIED** by a majority of the votes cast by the qualified electors voting at the Election.

SECTION 3. Promulgation of Election Result. The results of said election shall be promulgated by publication in the manner provided by law, after receipt from the Secretary of State's office of the actual costs of the election, as required by Act 205 of the Regular Session of the Legislature of Louisiana for the year 2019.

SECTION 4. Declaration. The foregoing results of the Election are hereby declared by this Governing Authority and shall be published as required by law.

SECTION 5. Procès Verbal. A *Procès Verbal* of the canvass of the returns of the Election shall be made and a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages

in and for the Parish of Bossier, who shall record the same in the Mortgage Records of said Parish; and another copy thereof shall be retained in the archives of this Governing Authority.

This resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Gray, Mr. Jorden, Mr. Marsiglia, Mr. Plummer, Mr. Rimmer, Mr. Rodgers, Mr. Salzer, Mr. Skaggs
 NAYS: None
 ABSENT: None

And the resolution was declared adopted on this, the 19th day of May, 2021.

/s/ Rachel D. Hauser Secretary /s/ Jerome Darby President

PROCÈS VERBAL OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE PARISH OF BOSSIER, STATE OF LOUISIANA, ON SATURDAY, APRIL 24, 2021.

BE IT KNOWN AND REMEMBERED that on Wednesday, May 19, 2021, at 2:00 p.m., at its regular meeting place, the Police Jury Meeting Room, Bossier Parish Courthouse, 204 Burt Boulevard, Benton, Louisiana, the Police Jury of the Parish of Bossier, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of Bossier, State of Louisiana (the "Parish"), and being the authority ordering the special election held therein on Saturday, April 24, 2021, with the following members present:

Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Gray, Mr. Jorden, Mr. Marsiglia, Mr. Plummer, Mr. Rimmer, Mr. Rodgers, Mr. Salzer, Mr. Skaggs;

There being none absent;

did, in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following propositions, to wit:

PROPOSITION NO. 1

Shall the sale of beverages of alcoholic content containing not more than six percent alcohol by volume be permitted by package only and not for consumption on the premises in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 2

Shall the sale of beverages of alcoholic content containing not more than six percent alcohol by volume for consumption on the premises be permitted in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 3

Shall the sale of beverage alcohol containing one-half of one percent alcohol by volume and above for consumption on the premises be permitted in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 4

Shall the sale of beverages of alcoholic content containing one-half of one percent alcohol by volume and above by the package only and not for consumption on the premises be permitted in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 5

Shall the sale of beverages of high and low alcoholic content be permitted only on the premises of restaurant establishments which have been issued an "R" permit as defined by law in Police Jury District 1, Bossier Parish, Louisiana?

There was found by said count and canvass that:

- (i) there was a total of **352** votes cast **IN FAVOR OF** Proposition No. 1 and a total of **268** votes cast **AGAINST** Proposition No. 1, as hereinabove set forth, and that there was a majority of **84** votes cast **IN FAVOR OF** Proposition No. 1 as hereinabove set forth;
- (ii) there was a total of **319** votes cast **IN FAVOR OF** Proposition No. 2 and a total of **301** votes cast **AGAINST** Proposition No. 2, as hereinabove set forth, and that there was a majority of **18** votes cast **IN FAVOR OF** Proposition No. 2 as hereinabove set forth;
- (iii) there was a total of **333** votes cast **IN FAVOR OF** Proposition No. 3 and a total of **283** votes cast **AGAINST** Proposition No. 3, as hereinabove set forth, and that there was a majority of **50** votes cast **IN FAVOR OF** Proposition No. 3 as hereinabove set forth;
- (iv) there was a total of **335** votes cast **IN FAVOR OF** Proposition No. 4 and a total of **276** votes cast **AGAINST** Proposition No. 4, as hereinabove set forth, and that there was a majority of **59** votes cast **IN FAVOR OF** Proposition No. 4 as hereinabove set forth; and
- (v) there was a total of **361** votes cast **IN FAVOR OF** Proposition No. 5 and a total of **253** votes cast **AGAINST** Proposition No. 5, as hereinabove set forth, and that there was a majority of **108** votes cast **IN FAVOR OF** Proposition No. 5 as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Propositions as hereinabove set forth were duly **CARRIED** by a majority of the votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, April 24, 2021.

Results by precinct are available from the Secretary of this Governing Authority during regular business hours or via the Louisiana Secretary of State's website (voterportal.sos.la.gov).

Exhibit "A" attached hereto and made a part of this *Procès Verbal* is a copy of the Notice of Special Election and proof of publication thereof.

THUS DONE AND SIGNED at Benton, Louisiana, on this, the 19th day of May, 2021.

ATTEST: /s/ Jerome Darby President
/s/ Rachel D. Hauser Secretary

EXHIBIT "A"

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted by the Police Jury of the Parish of Bossier, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of Bossier, State of Louisiana, on February 3, 2021, NOTICE IS HEREBY GIVEN that a special election will be held within Police Jury District 1, Bossier Parish, Louisiana (the "District") on **SATURDAY, APRIL 24, 2021**, and that at the said election there will be submitted to all registered voters in the District qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following propositions, to-wit:

PROPOSITION NO. 1

Shall the sale of beverages of alcoholic content containing not more than six percent alcohol by volume be permitted by package only and not for consumption on the premises in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 2

Shall the sale of beverages of alcoholic content containing not more than six percent alcohol by volume for consumption on the premises be permitted in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 3

Shall the sale of beverage alcohol containing one-half of one percent alcohol by volume and above for consumption on the premises be permitted in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 4

Shall the sale of beverages of alcoholic content containing one-half of one percent alcohol by volume and above by the package only and not for consumption on the premises be permitted in Police Jury District 1, Bossier Parish, Louisiana?

PROPOSITION NO. 5

Shall the sale of beverages of high and low alcoholic content be permitted only on the premises of restaurant establishments which have been issued an "R" permit as defined by law in Police Jury District 1, Bossier Parish, Louisiana?

The said special election shall be held at the polling places for the following precincts, which polls will open at seven o'clock (7:00) a.m. and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to wit:

PRECINCTS

- 04-06-1
- 04-06-2
- 04-07-1
- 04-07-2
- 04-08E
- 04-09

The polling places at the precincts set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The estimated cost of this election as determined by the Secretary of State based upon the provisions of Chapter 8-A of Title 18 and actual costs of similar elections is \$14,200.

The said special election will be held in accordance with the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 and Chapter 3 of Title 26 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the Police Jury Meeting Room, Bossier Parish Courthouse, 204 Burt Boulevard, Benton, Louisiana, on **WEDNESDAY, MAY 19, 2021**, at **TWO O'CLOCK (2:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the District are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Benton, Louisiana, on this, the 3rd day of February, 2021.

ATTEST:

/s/ Jerome Darby

President

/s/ Rachel D. Hauser

Secretary

The Bossier Press Tribune

6346 Venecia Drive
Bossier City, LA 71111
318-747-7900

STATE of LOUISIANA

PARISH OF BOSSIER

BEFORE ME, the undersigned authority,

Randall E. Brown

deposes and says:

That he is the Publisher of the Bossier Press Tribune, a one day a week newspaper published in the City of Bossier City, Bossier Parish, Louisiana, and that the attached Notice was duly published in the said newspaper on the following dates:

Wednesday, February 10, 2021

Wednesday, February 17, 2021

Wednesday, February 24, 2021

Wednesday, March 3, 2021

Randall E. Brown

Randall E. Brown, Publisher

Sworn to and subscribed before me this

5th day of March, 2021

Anita Sterling

Anita Sterling, Notary ID# 53089
Notary Public
Notary ID No. 53089
Bossier Parish, Louisiana

PROCLAMATION

I, the undersigned President of the Policy Jury of the Parish of Bossier, State of Louisiana, acting as the governing authority of the Parish of Bossier, State of Louisiana (the "Parish"), do hereby declare, proclaim and announce that the propositions submitted at the special election held in the Parish on Saturday, April 24, 2021, were CARRIED by a majority of the votes cast at the said special election, all as described and set out in the above *Procès Verbal*.

THUS DONE AND SIGNED at Benton, Louisiana, on this, the 19th day of May, 2021.

/s/ Jerome Darby

President

Motion was made by Mr. Brotherton, seconded by Mr. Jorden, to adopt an ordinance amending Chapter 6, Section 6-3, of the Bossier Parish Code of Ordinances "Sale of Alcoholic Beverages Containing More Than 3.2 Percent Alcohol by Weight Prohibited in Certain Wards" by allowing a certain area contained within Ward 6 described as Police Jury District 1, to sell alcoholic beverages of low and high content alcohol.

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

ORDINANCE NO. 4832

AN ORDINANCE AMENDING CHAPTER 6, SECTION 6-3, OF THE BOSSIER PARISH CODE OF ORDINANCES "SALE OF ALCOHOLIC BEVERAGES CONTAINING MORE THAN 3.2 PERCENT ALCOHOL BY WEIGHT PROHIBITED IN CERTAIN WARDS" BY ALLOWING A CERTAIN AREA IN WARD 6 DESCRIBED AS POLICE JURY DISTRICT 1, TO SELL ALCOHOLIC BEVERAGES OF LOW AND HIGH CONTENT ALCOHOL

SECTION 1. BE IT ORDAINED BY THE BOSSIER PARISH POLICE JURY that Chapter 6, Section 6-3, of the Bossier Parish Code of Ordinances is hereby amended to read as follows:

The sale of alcoholic beverages containing more than 3.2 percent alcohol by weight is hereby prohibited in ward three, outside the Town of Plain Dealing, ward four, ward five, and ward six, outside Police Jury District 1 and Police Jury District 2, as described in Section 38-2.

The ordinance was offered by Mr. Brotherton, seconded by Mr. Jorden. Upon unanimous vote, it was duly adopted on this 19th day of May, 2021.

RACHEL D. HAUSER
PARISH SECRETARY

JEROME DARBY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Altimus reported on the Bossier Parish Industrial Tax Exemption Program Review Committee meeting recently held in the matter of the ITEP application of Centric Pipe, LLC, 430 Hamilton Road, Bossier City, LA 71111. He stated that the recommendation of the Bossier Parish Industrial Tax Exemption Program Review Committee was unanimous to approve the ITEP application of Centric Pipe, LLC.

Motion was made by Mr. Benton, seconded by Mr. Skaggs, to accept the recommendation of the Bossier Parish Industrial Tax Exemption Program Review Committee to approve the ITEP application of Centric Pipe, LLC.

The President called for public comment. There being none, motion carried with the following votes recorded:

- AYES: Mr. Benton, Mr. Brotherton, Mr. Darby, Mr. Gray, Mr. Jorden, Mr. Marsiglia, Mr. Plummer, Mr. Rimmer, Mr. Rodgers, Mr. Salzer, Mr. Skaggs
- NAYS: Mr. Cochran
- ABSTAIN: None
- ABSENT: None

Ms. Hauser requested that no action be taken on Agenda Item No. 9, discussion of Louisiana Highway 537 road and bridge.

Motion was made by Mr. Benton, seconded by Mr. Marsiglia, to adopt a resolution proclaiming May 22, 2021, as National Maritime Day.

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

RESOLUTION

WHEREAS, on May 22, 1819, the steamship *The Savannah* set sail from Savannah, Georgia, on the first successful transoceanic voyage under steam propulsion, thus making a material contribution to the advancement of ocean transportation; and

WHEREAS, on May 20, 1933, the Senate and House of Representatives of the United States of America in Congress assembled and approved that May 22 of each year shall be designated and known as National Maritime Day; and

WHEREAS, during WW II in what became the world’s largest sealift operation, more than 250,000 members of the American Merchant Marine served their country, with more than 6,700 giving their lives, hundreds being detained as prisoners of war and more than 800 ships being sunk or damaged; and

WHEREAS, waterways have enabled much of the commerce that has expanded America’s economy, sprouted cities near waterways and facilitated vast domestic and international commerce crucial to our economy today; and

WHEREAS, merchant mariners have served America with distinction throughout our history, but especially at critical moments of war and natural disaster; and

WHEREAS, the United States Merchant Marine and thousands of other workers in our Nation’s maritime industry continue to make immeasurable contributions to our economic strength and our ongoing efforts to build a more peaceful world; and

WHEREAS, the United States Merchant Marine also shepherds the safe passage of American goods, move exports to customers around the world, support the flow of domestic commerce on our maritime highways, strengthen our Nation’s economy, bolster job creation and, along with the transportation industry, employ Americans on ships and tugs, and in ports, like our Port of Caddo Bossier; and

WHEREAS, it is the desire of the Bossier Parish Police Jury to increase the awareness of the maritime industry within Caddo and Bossier Parishes, and the State of Louisiana.

NOW THEREFORE, BE IT RESOLVED THAT the Bossier Parish Police Jury joins the President of the United States of America in proclaiming May 22, 2021, as National Maritime Day and calls upon the citizens of Bossier Parish to celebrate this observance.

The resolution was offered by Mr. Benton, seconded by Mr. Marsiglia. Upon unanimous vote, it was duly adopted on this 19th day of May, 2021.

RACHEL D. HAUSER
PARISH SECRETARY

JEROME DARBY, PRESIDENT
BOSSIER PARISH POLICE JURY

Motion was made by Mr. Brotherton, seconded by Mr. Jorden, to accept the resignation of Ms. Barbara Burns from the South Bossier Parish Fire District No. 2 Board of Commissioners effective March 31, 2021.

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

Motion was made by Mr. Brotherton, seconded by Mr. Rimmer, to appoint Mr. Robert Chambers to the South Bossier Parish Fire District No. 2 Board of Commissioners, to fill the vacancy created by the resignation of Ms. Barbara Burns, term to expire December 31, 2022.

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. Marsiglia, to reappoint Mr. David Brian to the Bossier Parish Emergency Medical Services District Board of Commissioners for a two-year term, term to expire June 1, 2023.

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 accept the streets and drainage in Waterford Bend Subdivision, Unit No. 3, 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. 4833

WHEREAS, the Bossier Parish Police Jury in regular and legal session convened on the 19th day of May, 2021, has received a request from Southern Home Builders, Inc., that the parish accept into its system for permanent maintenance, the streets and drainage in Waterford Bend Subdivision, Unit No. 3; 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.

THEREFORE, BE IT RESOLVED by the Bossier Parish Police Jury that it does accept the two-year maintenance bond of Southern Home Builders, 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 Waterford Bend Subdivision, Unit No. 3, Bossier Parish, Louisiana:

Abita Chase - 0.206 miles

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. Skaggs, seconded by Mr. Plummer. Upon unanimous vote, it was duly adopted on this 19th day of May, 2021.

RACHEL D. HAUSER
PARISH SECRETARY

JEROME DARBY, PRESIDENT
BOSSIER PARISH POLICE JURY

Mr. Hudson recommended acceptance of the streets and drainage in St. Charles Court Village Subdivision, Unit No. 9, into the parish road system, with the stipulation that no building permits are to be issued until such time that sewer force mains are complete, as well as completion of any other sewer improvements needed, and subject to approval by the Parish Engineer. He stated that additional seeding of the right-of-way is needed.

Motion was made by Mr. Skaggs, seconded by Mr. Plummer, to accept the streets and drainage in St. Charles Court Village Subdivision, Unit No. 9, into the parish road system for permanent maintenance, with the stipulation that no building permits are to be issued until such time that sewer force mains are complete, as well as completion of any other sewer improvements needed, and subject to approval by the Parish Engineer.

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

ORDINANCE NO. 4834

WHEREAS, the Bossier Parish Police Jury in regular and legal session convened on the 19th day of May, 2021, has received a request from H&H Contracting Company, Inc., that the parish accept into its system for permanent maintenance, the streets and drainage in St. Charles Court Village Subdivision, Unit No. 9; 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.

THEREFORE, BE IT RESOLVED by the Bossier Parish Police Jury that it does accept the two-year maintenance bond of H&H Contracting Company, 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 St. Charles Court Village Subdivision, Unit No. 9, Bossier Parish, Louisiana:

Conti Way - 0.145 miles

Dumaine Drive - 0.035 miles

Poydra Avenue - 0.137 miles

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. Skaggs, seconded by Mr. Plummer. Upon unanimous vote, it was duly adopted on this 19th day of May, 2021.

RACHEL D. HAUSER
PARISH SECRETARY

JEROME DARBY, PRESIDENT
BOSSIER PARISH POLICE JURY

Jurors were provided a copy of district highway reports.

Mr. Altimus presented a request from Officer Russell Craig to donate a Bossier Parish Commercial Vehicle Enforcement Unit vehicle to the Red River Parish Commercial Vehicle Enforcement Unit to replace the vehicle the police jury donated to them several years ago. He stated that an item will be placed on the June 2, 2021, police jury agenda for consideration.

Mr. Hudson reported on a meeting with the Bossier Parish School Board concerning T.L. Rhodes drainage improvements. He stated that a Local Services Agreement is being prepared for execution between the Bossier Parish Police Jury and the Bossier Parish School Board in connection with this project.

Mr. Hudson reported that bids will be received June 15, 2021, for Project No. 2019-128, White Oak Ditch Improvements project, and Project No. 2019-127, Realignment of Linton Road Bridge Over Flat River project. He further stated that bids for Project No. 2019-125, Caplis Sligo Road Bridge Over Red Chute Bayou, will be received June 25, 2021.

Mr. Hudson introduced Mr. Kaybien Smallwood, an intern that will be assisting the engineering department for the summer.

Mr. Ford provided an update on the Linton Road Bridge over Black Bayou project.

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

Mr. Warren Saucier, Parks and Recreation Director, presented an update on activities at parks throughout Bossier Parish.

Mr. Salzer extended appreciation to Ms. Alicia Fuller, Consolidated Waterworks/Sewerage District No. 1 of the Parish of Bossier, for her diligence in working to ensure that all accounts remain current.

Mr. Darby reported on the Police Jury Association’s Annual Convention previously held in Baton Rouge, LA, on May 12-14, 2021. He provided information on the Criminal & Juvenile Justice Committee meeting and the Health and Hospital Committee meeting.

Jurors extended congratulations to Mr. Bob Brotherton for being elected vice president for the Police Jury Association of Louisiana.

Reports were made on the recent Police Jury Association of Louisiana annual convention held in Baton Rouge, LA.

Mr. Darby requested adoption of a resolution in memory of former Governor Buddy Roemer who recently passed away.

Finance Committee Meeting – May 19, 2021, 1:30 p.m.

The Finance Committee of the Bossier Parish Police Jury met on this 19th day of May, 2021, at 1:30 p.m., in the Police Jury Meeting Room, Bossier Parish Courthouse, Benton, Louisiana, with all members present.

Motion was made by Mr. Benton, seconded by Mr. Rimmer, to approve payment of accounts payable invoices for the month of April, 2021.

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

Ms. Stacie Fernandez, Parish Treasurer, stated that an application has been submitted for the American Rescue Plan Act. She stated that the parish will be receiving \$12.2 million for 2021 and \$12.2 million for 2022. She recommended that a separate fund be created for the American Rescue Plan Act funds, and that no funds be spent from that fund without police jury approval.

Motion was made by Mr. Salzer, seconded by Mr. Gray, to amend the agenda to authorize creation of the American Rescue Plan Act fund, and that police jury approval is required for any monies to be spent from the fund.

The Chairman called for public comment. There being none, **motion carried with the following votes recorded:**

- AYES:** Mr. Benton, Mr. Brotherton, Mr. Cochran, Mr. Darby, Mr. Gray, Mr. Jorden, Mr. Marsiglia, Mr. Plummer, Mr. Rimmer, Mr. Rodgers, Mr. Salzer, Mr. Skaggs
- NAYS:** None
- ABSTAIN:** None
- ABSENT:** None

Mr. Rodgers asked what kind of projects qualify for use of funds from the American Rescue Plan Act. Ms. Fernandez stated that these funds cannot be spent on roads or deficient pension plans. She stated that the funds can be used for the following: support public health response, replace public sector revenue loss, water and sewer infrastructure, equity-focused services, address negative economic impacts, premium pay for essential workers, broadband infrastructure.

Ms. Fernandez provided additional information on the American Rescue Plan Act. She stated that these funds will be submitted directly to the entities from the federal government. She further stated that a Road Improvement Relief Fund is planned.

Ms. Fernandez stated that the \$12.2 million funds for 2021 must be spent by December 31, 2024.

Motion was made by Mr. Salzer, seconded by Mr. Brotherton, to authorize creation of the American Rescue Plan Act fund, and that police jury approval is required for any monies to be spent from the fund.

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

The Finance Committee 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 19th day of May, 2021, the meeting was adjourned by the President at 3:00 p.m.

RACHEL D. HAUSER
PARISH SECRETARY

JEROME DARBY, PRESIDENT
BOSSIER PARISH POLICE JURY