

**PROCEEDINGS OF THE CITY COUNCIL OF BOSSIER CITY  
STATE OF LOUISIANA TAKEN AT THE REGULAR MEETING  
JULY 22, 2008**

The City Council of the City of Bossier City, State of Louisiana, met in regular session in Council Chambers, 620 Benton Road, Bossier City, Louisiana, Tuesday, July 22, 2008 at 3:00 PM

Invocation was given by Council Member James Rogers

Pledge of Allegiance let by Council Member Jeffery Darby

Roll Call as Follows:

Present: Honorable Scott Irwin, President; Honorable Councilors, Timothy Larkin, David Montgomery, Jr., Jeffery Darby, David Jones, Dr. James Rogers

Absent: Don Williams

Present: Mayor Lorenz Walker, James Hall, City Attorney, Phyllis McGraw, Deputy City Clerk and Helen Thornton, City Clerk.

By: Dr. Rogers

Motion made to approve minutes of July 8, 2008 meeting and dispense with the reading.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to approve agenda

Seconded by Dr. Rogers

Vote in favor of motion is unanimous.

Fire Chief Sammy Halphen presented the Citizen's Life Saving Award to Ms Krystal Keenan a lifeguard that saved the life of Mr. Matthew Parker on June 20, 2008.

Old Business:

The following bids read by Steve Westbrook for Bossier City North elevated water storage tank chemical building for Utilities Department:

- |    |                           |              |
|----|---------------------------|--------------|
| 1. | Boggs & Poole Contracting | \$647,000.00 |
| 2. | McInnis Brothers          | \$478,800.00 |

By: Dr. Rogers

Motion made to approve reading of bids.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

The following Ordinance offered and adopted:

**ORDINANCE NO. 58 OF 2008**

**AN ORDINANCE TO APPROPRIATE \$100,000 TO COME FROM THE 1991 JAIL AND MUNICIPAL BUILDING FUND TO BE USED TO CORRECT DEFICIENCIES TO THE ELECTRICAL SERVICE TO THE BOSSIER CITY POLICE DEPARTMENT.**

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**WHEREAS**, Purtle and Associates, Electrical Engineers, have accomplished a thorough study of the electrical service to the Bossier City Police Department; and

**WHEREAS**, the fees for the study by Purtle and Associates, the recommended electrical repairs and improvements, and contingencies may amount to \$100,000, which is available for these uses from the 1991 Jail and Municipal Building Fund.

**NOW, THEREFORE, BE IT ORDAINED** that the Bossier City Council of the City of Bossier City, in regular session convened, does hereby appropriate \$100,000 to come from the 1991 Jail and Municipal Building Fund to be used to correct deficiencies to the electrical service to the Bossier City Police Department.

**BE IT FURTHER ORDAINED**, that the Mayor is authorized to sign any and all documents in connection with the furtherance of this Ordinance.

The above and foregoing Ordinance, read in full at open and legal session convened, was on motion of Mr. Jeff Darby and seconded by Dr. James Rogers, and adopted on the 22nd day of July, 2008, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin, Mr. Darby, Mr. Jones and Dr. Rogers

NAYS: none

ABSENT: Mr. Williams

ABSTAIN: none

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Scott Irwin, President

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Helen Thornton, City Clerk

The following Ordinance offered and adopted:

**ORDINANCE NO. 59 OF 2008**

**AN ORDINANCE TO APPROPRIATE \$65,000 FROM THE CIVIC CENTER FUND TO BE USED TO CONSTRUCT A NEW AT-GRADE DELIVERY DOCK FOR THE BOSSIER CIVIC CENTER.**

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**WHEREAS**, the 2008 Capital Improvements Budget for the Bossier Civic Center provided \$130,000 to be used to install terrazzo floors on the second floor of the Civic Center; and

**WHEREAS**, terrazzo floors cost considerably more than the \$130,000 allocated; and

**WHEREAS**, a new at-grade delivery dock toward the rear of the Civic Center is warranted because of the inaccessibility of an existing delivery dock at the side of the Civic Center; and

**WHEREAS**, funds originally appropriated for terrazzo floors shall be re-appropriated to construct the new holding dock with access funds to stay in the Civic Center Fund for future capital improvements.

**NOW, THEREFORE, BE IT ORDAINED** that the Bossier City Council of the City of Bossier City, in regular session convened, does hereby appropriate \$65,000 from the Civic Center Fund to be used to construct a new at-grade delivery dock for the Bossier City Civic Center.

**BE IT FURTHER ORDAINED**, that the Mayor is authorized to sign any and all documents in connection with the furtherance of this Ordinance.

The above and foregoing Ordinance, read in full at open and legal session convened, was on motion of Dr. James Rogers and seconded by Mr. David Jones, and adopted on the 22nd day of July, 2008, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr. Mr. Irwin, Mr. Darby, Mr. Jones and Dr. Rogers

NAYS: none

ABSENT: Mr. Williams

ABSTAIN: none

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Scott Irwin, President

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Helen Thornton, City Clerk

On Motion of Mr. David Jones, seconded by Dr. James Rogers, the following ordinance was offered:

Ordinance No. 60 of 2008

**An ordinance granting preliminary approval for the issuance, sale and delivery of not to exceed ONE HUNDRED TWENTY-FIVE MILLION AND NO/100 (\$125,000,000) DOLLARS of Utility Revenue Bonds of the City of Bossier City, State of Louisiana, in one or more series, for the purpose of making additions, improvements, extensions, renewals, replacements or repairs to the waterworks plant and system and the sewer utility system; providing certain terms of said utilities revenue bonds; making application to the State Bond Commission for the approval of said utilities revenue bonds; and providing for other matters in connection therewith.**

WHEREAS, the City of Bossier City, a municipality established pursuant to the Constitution and laws of the State of Louisiana (the “City” or the “Issuer”), wishes to consider issuing not to exceed One Hundred Twenty Five Million Dollars (\$125,000,000.00) utility revenue bonds (“Utility Revenue Bonds”), in one or more series, for the purpose of making additions, improvements, extensions, renewals, replacements or repairs to the waterworks plant and system and the sewer utility system (the “System”), and paying the costs of issuance of the Utilities Revenue Bonds; and

WHEREAS, the City Council of the City of Bossier City, State of Louisiana, as governing authority thereof, passed an ordinance on December 18, 2007, amending Section 28-3 of the Code of Ordinances of Bossier City, Louisiana to increase charges for sewer and water users effective with the billing received by such users in January 2008 to provide funds for the payment of such Utility Revenue Bonds; and

WHEREAS, the Issuer desires to make formal application to the State Bond Commission for approval of the Utility Revenue Bonds;

WHEREAS, the Issuer desires to make other provisions in connection therewith;

NOW, THEREFORE, BE IT RESOLVED by the City Council, acting as the governing authority of the Issuer, that:

SECTION 1. Preliminary approval is given to the issuance of not to exceed One Hundred Twenty-Five Million Dollars (\$125,000,000.00) Utility Revenue Bonds, in one or more series, pursuant to Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, for the purpose of constructing, acquiring, extending and/or improving the System and paying the costs of issuance of the Utility Revenue Bonds. The Utility Revenue Bonds will be payable in principal and interest solely from the income and revenues derived by the City from the operation of the System, after paying the reasonable and necessary expenses of operating and maintaining the System. The Utility Revenue Bonds shall mature over a period not exceeding thirty years and shall bear interest at a rate or rates not to exceed seven percent (7%) per annum, to be determined by subsequent proceedings of the Issuer at the time of the sale of the Utility Revenue Bonds. The Utility Revenue Bonds shall be in fully registered form, and shall be sold at and have such additional terms and provisions as may be determined by the Issuer.

SECTION 2. The Issuer anticipates that prior to issuance of the Utility Revenue Bonds, it may incur a portion of the costs of the project and has a reasonable expectation to pay such expenses from a portion of the proceeds of the Utility Revenue Bonds upon their issuance. The Issuer hereby directs that any such allocation of the proceeds of the Utility Revenue Bonds for reimbursement to be made with respect to the capital expenditures (as defined in Treasury Regulation 1.150-1 [b]) upon the delivery of the Utility Revenue Bonds and not later than one year after the date of (i) the date such expenditure was made or (ii) the date the improvements were placed in service; the Corporation intends this Ordinance to be a declaration of intent to reimburse in accordance with the provisions of the Treasury Regulation 1.150-2.

SECTION 3. Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana, for approval of the issuance and sale of the Utility Revenue Bonds and for consent and authority to proceed with the issuance and sale of the Utility Revenue Bonds, as provided above, and Bond Counsel is directed to make application to the State Bond Commission in accord with the foregoing on behalf of the Issuer.

SECTION 4. The City, by virtue of this ordinance, resolves that it understands, agrees and binds itself, its successors and assigns to full and continuing compliance with the “State Bond Commission Policy on Approval of Proposed Use of Swaps, or other Forms of Derivative Products, Hedges, etc.” as adopted by the Commission on July 20, 2006, as to the borrowing and other matters subject to the approval of the Commission, including subsequent application and approval under said

Policy of the implementation or use of any swap or other product or enhancement covered thereby.

SECTION 5. Merrill Lynch and Crews & Associates are hereby selected as Underwriters in connection with the issuance, sale and delivery of the Bonds.

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

YEAS: Mr. Larkin, Mr. Montgomery, Jr. Mr. Irwin, Mr. Darby, Mr. Jones and Dr. Rogers

NAYS: none

ABSENT: Mr. Williams

And the Ordinance was declared adopted on this, the 22nd day of July, 2008.

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Scott Irwin, President

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Helen Thornton, Clerk of Council

/s/

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**STATE OF LOUISIANA**

**PARISH OF BOSSIER**

I, **HELEN THORNTON**, certify that I am the duly qualified Clerk of the City Council of the City of Bossier City, Bossier Parish, Louisiana.

I further certify that the foregoing is a true and correct copy of an excerpt from the minutes of a public meeting of the City Council of the City of Bossier City, held on \_\_\_\_\_, 2008, and of a Ordinance adopted at said meeting, as said minutes and Ordinance appear officially of record in my possession.

**IN FAITH WHEREOF**, witness my official signature and the impress of the official seal of the City of Bossier City, Bossier Parish, Louisiana, on this \_\_\_<sup>th</sup> day of \_\_\_\_\_, 2008.

**Council**

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**Helen Thornton, Clerk of**

[S E A L]

**The following Ordinance offered and adopted:  
Ordinance No. 61 Of 2008**

**AN ORDINANCE DECLARING A 1998 DODGE VAN AND A 2001 DODGE PICK UP TRUCK SURPLUS TO THE NEEDS OF THE CITY OF BOSSIER AND AUTHORIZING THE DONATION OF SAID VEHICLES TO THE LASALLE PARISH SHERIFF'S DEPARTMENT.**

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**WHEREAS**, the City of Bossier owns a 1998 Dodge Van, VIN #2B4FP2537WR781096 and a 2001 Dodge Pick Up Truck, VIN #1B7HC16X81S780761 which is surplus to the needs of Bossier City; and

**WHEREAS**, the LaSalle Parish Sheriff's Department has requested the donation of the referenced vehicles to assist in law enforcement efforts in LaSalle Parish.

**WHEREAS**, the nominal amount of revenue generated by the sale of these vehicles is insignificant compared to the greater good this donation would provide for the LaSalle Parish Sheriff's Department and donations of surplus equipment between political subdivisions whose functions include public safety is authorized by the state constitution; and

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of Bossier City, Louisiana, in regular session convened, that the 1998 Dodge Van, VIN #2B4FP2537WR781096 and 2001 Dodge Pick Up Truck, VIN #1B7HC16X81S780761 is hereby declared surplus to the needs of the City of Bossier City;

**BE IT FURTHER ORDAINED**, that Mayor Lorenz Walker is authorized to execute any and all documents necessary to accomplish this donation.

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Dr. James Rogers, and seconded by Mr. David Jones, and adopted on the 22nd, day of July, 2008, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr. Mr. Irwin, Mr. Darby, Mr. Jones and Dr. Rogers  
NAYS: none  
ABSENT: Mr. Williams  
ABSTAIN: none

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**Scott Irwin, President**

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**Helen Thornton, City Clerk**

Hearing to review the recommendation of demolition and removal of dilapidated structure located at the following address:

702 Yarborough Street

This hearing continued from June 3 meeting.

Contractor present at hearing and stated the work would be completed in 30 days.

By: Mr. Montgomery

Motion made to give 30 days to complete project.

Seconded by Dr. Rogers

Vote in favor of motion is unanimous.

New Business:

By: Dr. Rogers

Motion made to introduce Ordinance levying a tax of 21.69 mills on all taxable property within the limits of the City of Bossier City, Louisiana, for the year 2008, and providing the manner of assessment and collection thereof.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to introduce Ordinance to declare certain equipment owned by the City of Bossier City as surplus to the City's need and provide for salvage and disposal according to law.

Seconded by Dr. Rogers

Vote in favor of motion is unanimous.

By: Dr. Rogers

Motion made to introduce Ordinance to repeal Ordinance No. 123 of 2006 and to clarify and enact a flood damage prevention ordinance in order for the City of Bossier City to remain consistent with the National Flood Insurance Program Regulations.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to introduce Ordinance to appropriate \$52,600.00 to come from the 2008 Utility Bond Issue to be used to contract with Mike McSwain Architect for the design of a new four-bay garage addition to be constructed at the Bossier City Public Service Complex.

Seconded by Dr. Rogers

Vote in favor of motion is unanimous.

By: Mr. Darby

Motion made to introduce Ordinance appropriating One Million Dollars (\$1,000,000.00) from the River Gaming Capital Projects Fund to purchase an in-car video system for the Bossier City Police Department.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to approve report of change order for the Highway 80 lighting project – Industrial Drive to I-220, an increase of \$205.90, total of contract with increase \$399,405.90

Seconded by Dr. Rogers

Vote in favor of motion is unanimous.

By: Dr. Rogers

Motion made to approve change order for the Pierre Bossier Mall tributary ditch reconstruction project, an increase of \$3,710.00, total of contract with increase \$98,260.00.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

By: Dr. Rogers

Motion made to approve change order for the Loreco ditch repair project, an increase of \$3,981.24, total of contract with increase \$58,528.69.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

By: Dr. Rogers

Motion made to approve change order for North Bossier Park walking trail, an increase of \$10,726.80, total of contract with increase \$157,105.90.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

By: Dr. Rogers

Motion made to approve change order for City garage asphalt parking lot, a decrease of \$3,460.00, total of contract with decrease \$126,180.00.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

Hearing to review the recommendation of demolition and removal of dilapidated structure located at the following address:

716 St. Charles Street

Present: Kenny Carrington

Robin Harvill, curator ad hoc

Jacqueline Wright

Ms. Harvill explained that the property had been sold to Ms. Wright and it was her intention to have property demolished.

By: Mr. Montgomery

Motion made to give owner 30-days to have structure demolished.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

Mr. Irwin announced the City Council will hold a Special Meeting, Friday, July 25, 2008 to adopt a Resolution to request the Louisiana Department of National Resources, Office of State Mineral Board, to lease certain mineral interest owned by the City of Bossier City. Meeting will be held at 8:30 AM, 620 Benton Road, Council Chambers, Bossier City, Louisiana.

There being no further business to come before this meeting, meeting adjourned at 3:22 PM by Mr. Irwin

Respectfully submitted:

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HELEN THORNTON  
CITY CLERK

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