

**PROCEEDINGS OF THE CITY COUNCIL OF BOSSIER CITY
STATE OF LOUISIANA TAKEN AT THE REGULAR MEETING
JUNE 2, 2009**

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, June 2, 2009 at 3:00 PM

Invocation was given by Council Member Scott Irwin

Pledge of Allegiance led by Council Member Timothy Larkin

Roll Call as Follows:

Present: Honorable Scott Irwin, President; Honorable Councilors, Timothy Larkin, David Montgomery, Jr., Don Williams, David Jones

Absent: James Rogers, Jeffery Darby

Present: Mayor Lorenz Walker, Phyllis McGraw, Deputy City Clerk, Helen Thornton, City Clerk

By: Mr. Jones

Motion made to approve minutes of the Special meeting May 14, 2009 and the Regular Meeting May 19, 2009 and dispense with the reading.

Seconded by Mr. Williams

Vote in favor of motion is unanimous.

Addition to Agenda: Ordinance to conduct a study of weather warning sirens and weather radio warnings

By: Mr. Williams

Motion made to add to agenda

Seconded by Mr. Jones

No Public Comment

Vote in favor of motion is unanimous

By: Mr. Williams

Motion made to approve agenda as amended

Seconded by Mr. Larkin

Vote in favor of motion is unanimous.

Committee Reports:

Marshal Johnny Wyatt briefed the Council on the important service his office displayed in the arrest/sentencing of John Nichols charged with sexual exploitation of children.

The following bids read by Steve Westbrook:

- A. Walbrook baseball field improvements for Engineering Department
- | | |
|-------------------------|-------------------------|
| 1. Douglas Construction | Base Bid - \$620,800.00 |
| | Add Alt #1 \$112,308.00 |
| | Total - \$733,108.00 |
| 2. Sumrall Construction | Base Bid - \$553,775.00 |

| | | |
|---|------------|--------------|
| | Add Alt#1 | \$251,400.00 |
| | Total - | \$805,175.00 |
| 3. SFC Contract Service | Base Bid - | \$677,600.00 |
| | Add Alt#1 | \$170,315.00 |
| | Total - | \$847,915.00 |
| 4. Boggs & Poole Contracting - Non-responsive | | |

By: Mr. Williams

Motion made to approve reading of bids.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

B. Wetwell rehab for Meadowview No. 2 Lift Station for Engineering

Department:

| | |
|----------------------------|--------------|
| 1. Peck Construction Co. | \$110,939.00 |
| 2. Wicker Construction Co. | \$144,800.00 |
| 3. Yor Wic Construction | \$136,692.00 |

By: Mr. Williams

Motion made to approve reading of bids.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

C. Benton Road 12" water main replacement for Engineering Department

| | |
|-------------------------|--------------|
| 1. A & A Cable | \$393,186.06 |
| 2. David Lawler | \$402,180.00 |
| 3. JPD Construction | \$467,490.00 |
| 4. Perot Plumbing | \$458,500.00 |
| 5. Wicker Construction | \$376,140.00 |
| 6. Yor Wic Construction | \$483,600.00 |

By: Mr. Jones

Motion made to approve reading of bids.

Seconded by Mr. Williams

Vote in favor of motion is unanimous

D. Old Brownlee Road sewer extension and abandonment for Engineering Department

| | |
|-------------------------|--------------|
| 1. Pulley Construction | \$539,445.00 |
| 2. Wicker Construction | \$447,720.00 |
| 3. Yor Wic Construction | \$694,225.00 |

By: Mr. Williams

Motion made to approve reading of bids.

Seconded by Mr. Jones

Vote in favor of motion is unanimous

E. Bossier City Municipal Complex Information Services optional standby

generator for Engineering Department

- | | |
|---------------------------|--------------|
| 1. Camus Electric | \$151,700.00 |
| 2. Hope Contractors | \$178,500.00 |
| 3. Jack Spring Electrical | \$182,874.00 |
| 4. Rimmer Hall Electric | \$146,900.00 |
| 5. R-S-H Systems | \$173,200.00 |

By: Mr. Williams

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. 35 Of 2009

AN ORDINANCE APPROPRIATING \$12,500.00 FROM THE GENERAL FUND UNAPPROPRIATED FUND BALANCE TO ASSIST IN FUNDING EXPENSES FOR FIREWORKS FOR THE 4TH OF JULY RIVERFRONT FESTIVAL SPONSORED BY KTBS CHANNEL 3.

WHEREAS, the Shreveport Times is not able to assist with funding the 4th of July Riverfront Fireworks Display as they have in the past; and

WHEREAS, KTBS Channel 3 will sponsor this event and has requested the City of Bossier City and City of Shreveport to assist with funding the fireworks display for the 4th of July Riverfront Festival;

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City, Louisiana, in regular session convened, that \$12,500.00 is appropriated from General Fund Unappropriated Fund Balance to assist in funding expenses for the fireworks display in conjunction with the 4th of July Riverfront Festival Sponsored by KTBS Channel 3.

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Don Williams, and seconded by Mr. David Jones, and adopted on the 2nd, day of June, 2009, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin, Mr. Williams and Mr. Jones

NAYS: none

ABSENT: Dr. Rogers and Mr. Darby

ABSTAIN: none

Scott Irwin, President

Helen Thornton, City Clerk

The following Ordinance offered and adopted:

Ordinance No. 36 Of 2009

AN ORDINANCE APPROPRIATING \$50,000 FROM SALES TAX CAPITAL IMPROVEMENT FUND TO CONSTRUCT A FENCE AROUND THE NEW BASEBALL FIELD AT BOSSIER PARISH COMMUNITY COLLEGE AND AUTHORIZING MAYOR LORENZ WALKER TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT IN CONJUNCTION THEREWITH.

WHEREAS, Bossier Parish Community College has constructed a new baseball facility costing approximately 1 million dollars; and

WHEREAS, the funds available for the facility have been depleted but the facility needs to be fenced;

WHEREAS, Bossier Parish Community College has requested the that City of Bossier City enter into a Cooperative Agreement in which the City of Bossier would pay up to \$50,000 for the fence around the new Bossier Parish Community College Baseball Facility and the City's Recreation Department would be provided the ability to use this facility when it is not being used for Bossier Parish Community College Baseball activities;

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City, Louisiana, in regular session convened, that \$50,000 is hereby appropriated from the Sales Tax Capital Improvement Fund for the purpose of constructing a fence around the new Bossier Parish Community College Field; and

BE IT FURTHER ORDAINED, that Mayor Lorenz Walker is authorized to execute a cooperative endeavor agreement providing that in return for the \$50,000 the Bossier City Parks and Recreation Department shall be allowed to use the baseball facility at BPCC when it is not being used for Bossier Parish Community College Baseball activities;

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Don Williams, and seconded by Mr. David Montgomery, Jr., and adopted on the 2nd, day of June, 2009, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin and Mr. Williams

NAYS: none

ABSENT: Dr. Rogers and Mr. Darby

ABSTAIN: Mr. Jones

Scott Irwin, President

Helen Thornton, City Clerk

The following Ordinance offered and adopted:

ORDINANCE NO. 37 OF 2009

AN ORDINANCE TO APPROPRIATE \$650,000 TO COME FROM THE 2007 TRANSPORTATION IMPROVEMENT BOND FUND TO BE USED TO CONSTRUCT DUAL NORTH BOUND LEFT HAND TURN POCKETS ON BARKSDALE BOULEVARD ONTO LOUISIANA HIGHWAY 511 AND TO PROVIDE FOR A SECONDARY ACCESS STREET TO ALFRED LANE.

WHEREAS, construction of dual north bound left-hand turn pockets on Barksdale Boulevard onto Highway 511 shall block safe access onto Alfred Lane from south bound Barksdale Boulevard; and

WHEREAS, construction of a new street from Rossie Lee Drive into the South Bossier Mobile Home Park will provide for access to Alfred Lane, thereby providing for a safe secondary way to access all commercial and residential properties on Alfred Lane; and

WHEREAS, budget amounts to construct the above described are:

| | |
|---|------------------|
| • Acquire Right-of-Way and relocate mobile homes and construct new street | \$470,000 |
| • Construct dual left turns | <u>\$180,000</u> |
| Total Budget | \$650,000 |

NOW, THEREFORE, BE IT ORDAINED that the City Council of Bossier City, in regular session convened, does hereby appropriate \$650,000 to come from the 2007 Transportation Improvement Bond Fund to be used to construct dual north bound left hand turn pockets on Barksdale boulevard onto Louisiana highway 511 and to provide for a secondary access street to Alfred Lane.

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

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. David Jones and seconded by Mr. Don Williams, and adopted on the 2nd day of June, 2009, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin, Mr. Williams and Mr. Jones

NAYS: none

ABSENT: Dr. Rogers and Mr. Darby

ABSTAIN: none

Scott Irwin, President

Helen Thornton, City Clerk

The following Ordinance offered and adopted:

ORDINANCE NO. 38 OF 2009

AN ORDINANCE TO APPROPRIATE \$160,000 TO COME FROM THE 2007 TRANSPORTATION IMPROVEMENT BOND FUND TO BE USED TO CONSTRUCT NEW TRAFFIC SIGNALS FOR THE INTERSECTION OF BARKSDALE BOULEVARD AND GOLDEN MEADOWS DRIVE.

WHEREAS, a new residential development to be located on the west side of Barksdale Boulevard at Golden Meadows Drive will require new traffic signals at this intersection with a total budge of \$160,000; and

WHEREAS, \$160,000 is available in the 2007 Transportation Improvement Bond Fund for this purpose.

NOW, THEREFORE, BE IT ORDAINED that the City Council of Bossier City, in regular session convened, does hereby appropriate \$160,000 to come from the 2007 Transportation Improvement Bond Fund to be used to construct new traffic signals for the intersection of Barksdale Boulevard and Golden Meadows Drive.

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

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Don Williams and seconded by Mr. David Jones, and adopted on the 2nd day of June, 2009, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin, Mr. Williams and Mr. Jones

NAYS: none
ABSENT: Dr. Rogers and Mr. Darby
ABSTAIN: none

Scott Irwin, President

Helen Thornton, City Clerk

ORDINANCE NO. 39 OF 2009

AN ORDINANCE TO DECLARE CERTAIN MOVABLE EQUIPMENT OWNED BY CITY OF BOSSIER CITY AS SURPLUS TO THE CITY'S NEED AND PROVIDE FOR SALVAGE AND DISPOSAL ACCORDING TO LAW.

WHEREAS, the City has accumulated certain movable equipment which is now surplus to the City's need and it is in the best interest of the City to salvage and dispose of said equipment according to law.

BE IT ORDAINED by the City Council of the City of Bossier City, Louisiana, in regular session convened that the following equipment described is surplus to the City's needs:

| <u>DESCRIPTION</u> | <u>REF. NO.</u> | <u>SERIAL NUMBER</u> |
|-------------------------|-----------------|----------------------|
| <u>DEPT.</u> | <u>MILEAGE</u> | |
| 1. Exmark Mower | 6471 | 293002 |
| Warehouse | 929 | |
| 2. Exmark Mower | 6475 | 331640 |
| Street | 2059 | |
| 3. Exmark Mower | 6484 | 332939 |
| Street | 484 | |
| 4. Exmark Mower | 6487 | 353603 |
| Park & Rec. | 2014 | |
| 5. Exmark Mower | 6490 | 352180 |
| Street | 114 | |
| 6. Exmark Mower | 6494 | 476775 |
| Street | 2145 | |
| 7. Ford Crown Vic. 1999 | 1273 | 2FAFP71W2XX240072 |
| Police Dept. | 119,067 | |
| 8. Ford Ranger | 2002 | 2186 |
| Water admin. | 99,223 | 1FTYR10U02PB31800 |

HOW, THEREFORE, BE IT FURTHER ORDAINED by the City Council of the City of Bossier City, Louisiana, in regular session convened that the Purchasing Agent is authorized to dispose of said equipment in accordance to law.

The above and foregoing ORDINANCE was read in full at open and regular session convened, was on motion of Mr. David Jones, seconded by Mr. Don Williams and adopted on this 2nd day of June, 2008, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin, Mr. Williams and Mr. Jones

NAYS: none

ABSENT: Dr. Rogers and Mr. Darby

ABSTAIN: none

Scott Irwin, President

Helen Thornton, City Clerk

ORDINANCE NO. 40 OF 2009
AN ORDINANCE TO ESTABLISH SUPPLEMENTAL LAND USE REGULATIONS
TO ENSURE COMPATIBILITY OF THE MANNER OF CONDUCTING GAS AND
OTHER HYDROCARBON WELL OPERATIONS WITH NEARBY USES

WHEREAS, the exploration, development, and production of natural gas and other hydrocarbons in the City of Bossier is hereby declared to possess such importance to the health, safety, and general welfare of the citizens of the City of Bossier City that the establishment of reasonable and uniform supplemental land use regulations is essential in order to avoid the creation of nuisances; ensure the compatibility of the manner of conducting gas and other hydrocarbon well drilling and related operations with nearby uses, both public and private, on legal grounds which specifically include general aesthetics, community enhancement, and protection of property values; and to protect and conserve public water supplies; and

WHEREAS, these regulations are intended to coexist without conflict with either state regulation of mineral drilling and production, any legal responsibilities of local governments under FEMA (including with respect to floodways and floodplains), any federal statutes or regulations (including the Pipeline Safety Act, 42 U.S.C. 60101 – 60137), or with other local regulations (such as City clean water regulations) which already may address any subject matter of this ordinance; and

WHEREAS, La. Const. [1974] art. I, § 4 provides in pertinent part, as follows:

. . . Every person has the right to acquire, own, control, use, enjoy, protect and dispose of private property. This right is subject to reasonable statutory restrictions and the reasonable exercise of the police power; and

WHEREAS, La. Const. [1974] art. VI, § 17 provides in pertinent part, as follows:

. . . [A] local governmental subdivision may . . . adopt regulations for land use, zoning, and historic preservation, which authority is declared to be a public purpose;

WHEREAS, gas well and other hydrocarbon drilling and related activities are acknowledged to be industrial uses of land which, while potentially beneficial to Louisiana and its citizens, are subject to reasonable regulation without prohibition, in a manner supplemental to other regulation of land uses for public benefits stated herein.

NOW, THEREFORE, BE IT ORDAINED by the Bossier City Council of Bossier City that the following land use regulations are adopted for the City of Bossier:

SEC. 1: DEFINITIONS

FIRM means Flood Insurance Rate Map.

Gas means any fluid, either combustible or noncombustible, which is produced in a natural state from the earth and which maintains a gaseous or rarefied state at standard temperature and pressure conditions and/or the gaseous components or vapors occurring in or derived from petroleum or natural gas.

Protected use means a residence, religious institution, commercial building, public building, hospital building, school or public park.

Public building means all buildings used or designed to and intended to be used for the purpose of assembly of persons for such purposes as deliberation, entertainment, amusement, or health care. Public buildings include, but shall not be limited to, theaters, assembly halls, auditoriums, armories, mortuary chapels, dance halls, exhibition halls, museums, gymnasiums, bowling lanes, libraries, skating rinks, courtrooms, restaurants, shopping malls, stores, and hospitals.

Public park means any land area dedicated to and/or maintained by the City for traditional park-like recreational activities, but shall not include privately-owned amusement parks or privately-owned or privately-managed golf courses.

Religious institution means any building in which persons regularly assemble for religious worship and activities intended primarily for purposes connected with such worship or for propagating a particular form of religious belief.

Residence means a house, duplex, apartment, townhouse, condominium, mobile home, or other building designed for dwelling purposes.

Right-of-way means public rights-of-way including streets, easements, servitudes, and other property within the City which is dedicated to the use and benefit of the public.

Rural area means any area outside the limits of a municipality in which (a.) the proposed well is located on an open space of not less than twenty-five (25) acres, and (b.) no operations are to be conducted within five hundred (500) feet of a protected use. The measurement of the five hundred (500) foot distance shall be made from the well bore, in a straight line, without regard to intervening structures or objects, to the closest point of the building or property line of the protected use, or as otherwise measured under regulation of such distances by the Office of Conservation.

School means any public and private, primary through post-secondary educational facility, and any licensed day care center.

Street means any street, highway, sidewalk, alley, avenue, public parking area, or other public right-of-way, including the entire right-of-way.

Urban area means any area other than a rural area.

Well means a hole or holes, bore or bores, to any horizon, formation, or strata for the purpose of producing gas, liquid hydrocarbon, brine water or sulphur water, or for use as an injection well for secondary recovery, disposal or production of gas, or other hydrocarbons from the earth.

SEC. 2: GENERAL LAND USE REGULATIONS

2-1: *Site Access*. No site access shall be allowed across any public park or any other property owned or maintained by the City, except for public roads or streets which may be designated as either truck routes or commercial delivery routes by the City as provided in this ordinance, without the prior consent of the Bossier City Council.

2-2: *Drilling within Floodplain or Floodway*. Drilling activities within any floodplain or floodway identified by FEMA on the most current FIRM shall recognize the legal responsibilities of the City through its City engineer to FEMA.

2-3: *Abatement of Dust, Vibration, or Odors.* All drilling, production, compression and transmission operations shall be conducted in such a manner as to minimize, so far as practicable, dust, vibration, or noxious odors, and shall be in accordance with the best accepted practices incident to drilling for the production of gas and other hydrocarbon substances in urban areas. All equipment used shall be so constructed and operated so that vibrations, dust, odor or other harmful or annoying substances or effect will be minimized by the operations carried on at any drilling or production site or from anything incident thereto; nor shall the site or structures thereon be permitted to become dilapidated, unsightly or unsafe. Proven, reasonable, and feasible technological improvements in industry standards of drilling and production in this area shall be adopted if capable of reducing factors of dust, vibration, and odor that may create a nuisance.

In addition to the forgoing, the placement of fill material may not cause the release of dust and/or odor that may create a nuisance, or damage any public improvements or public infrastructure. Further, no fill material shall be placed in a floodplain or floodway identified by FEMA on the most current FIRM without the prior consent of the City engineer.

2-4: *Lighting.* No person shall permit any lights located on the site of any gas well to be directed in such a manner to that they shine directly on public roads or streets, adjacent property, or property within three hundred (300) feet of the site. Additionally, to the extent practicable, and taking into account safety considerations, site lighting shall be directed downward and internally so as to avoid glare on public roads and streets, adjacent dwellings and buildings, and dwellings and buildings within three hundred (300) feet of the site.

2-5: *Abatement of Exhaust Fumes.* Exhaust from any internal combustion engine or compressor, stationary or mounted on wheels, used in connection with the drilling of any well or for use on any production equipment shall not be discharged into the open air unless it is equipped with an exhaust muffler or mufflers, or an exhaust muffler box, sufficient to suppress noise and disruptive vibrations and minimize the escape of gases, fumes, or ignited carbon or soot in order to prevent the creation of a nuisance. This

equipment shall be maintained and kept in good operating condition according to the manufacturer's specifications.

2-6: *Electric Pumping.* Only electric prime movers or motors shall be allowed for the purpose of pumping wells after drilling. No electric power shall be generated on location unless otherwise approved by the City engineer. All electrical installations and equipment shall conform to the ordinances of the City and the appropriate national codes.

2-7: *Vehicle Restriction.*

- a. Except as otherwise expressly permitted by state law or City ordinance, vehicles in excess of three (3) tons shall be restricted in their use of public highways, streets or roads to those (1.) defined herein as truck routes, (2.) which may be designated as commercial delivery routes by the City, or (3.) for which a special use permit has been issued by the City engineer. The City engineer is authorized to issue such special use permits if, in his discretion, the public interest requires it, under such conditions, including the payment of permit fees and/or the posting of bonds for such use, as he in his discretion may deem necessary for the protection of the City, its road system, and the public. The vehicles shall be operated on a truck route wherever capable of being used; they shall be operated on a commercial delivery route only when it is not possible to use a truck route to fulfill the purpose for which such vehicle is then being operated. Truck routes are state-maintained highways and roads within the City limits. Commercial delivery routes are any street or road so designated by the Bossier City Council for the use by any commercial motor vehicle, truck-tractor, trailer, semi-trailer, or any combination thereof.

- b. Notwithstanding the foregoing, but in further clarification thereof, except as otherwise expressly permitted by state law or City ordinance, no vehicle in excess of three (3) tons shall be permitted in any residential neighborhood or residentially zoned area unless specifically allowed by definition or designation of a truck route or commercial delivery route thereon or there through, or otherwise by specific authorization of the City engineer under a special use permit.
- c. The provisions of this section shall not apply to (1.) vehicles making deliveries to or picking up items from a residence located in a residential neighborhood or residentially zoned area, or (2.) public vehicles.

2-8: *Signage.* A sign shall be immediately and prominently displayed at the gate of the site of any gas well. Such sign shall be of durable material, maintained in good condition and shall have a surface area of not less than two (2) square feet nor more than four (4) square feet and shall be lettered with the following:

- a. Well name and number,
- b. Name of operator.
- c. The emergency 911 number, and
- d. 24-hour emergency number for operator.

2-9: *Required Incident Reporting.* In the event of a fire or discovery of a fire, smoke, or unauthorized release of flammable or hazardous materials on any property, the operator shall, immediately upon discovery, report such condition to the District Fire Chief/911 Communications District having jurisdiction at the site in addition to any other required notification.

2-10: *Venting.* No person shall allow, or cause or permit gases to be vented into the atmosphere or to be burned by open flame except as provided by law or as allowed by the State of Louisiana.

2-11: *Installation of Pipelines or Flowlines on, under or across Public Property.*

Except as may otherwise be specifically addressed by agreement with the Bossier City Council regarding use of public rights of way, installation and operation of flowlines and pipelines (those not exempt from City regulation under federal or state rules and regulations regarding mapping, inventorying, location or relocation, including pipelines over, under, along, or across a public street or alley) shall be subject to the requirement that the operator:

a. Not interfere with or damage existing utilities, including but not limited to: water, sewer or gas lines, storm drains, electric lines or the facilities of any public utilities located in public rights-of-way, utility easements, or other public property.

b. Furnish the City engineer prior to commencement of work with a plat showing the location of such pipelines or flowlines, including GIS information sufficient to locate the pipelines or flowlines in the future, including the beginning and end points of the pipeline or flowline and sufficient points in between the pipeline or flowline route and the depth of cover information; and detailed cross-section drawings for all public rights-of-ways and easement crossings as allowed by the City.

c. Comply with City codes and regulations.

2-12: *Use of Public Water Supplies.* No person may use public water supplies in drilling and production operations of a gas well (specifically including fracing operations) unless the operator has complied with all regulations set forth in this ordinance as well as any water conservation regulations which may be imposed by the City.

2-13: *Discharge.* Unless otherwise specifically allowed by state regulation or private contract, no person shall place, deposit, discharge, or cause or permit to be placed, deposited or discharged, any oil, naphtha, petroleum, asphalt, tar, hydrocarbon substances or any refuse including wastewater or brine from any gas operation or the contents of any container used in connection with any gas operation in, into, or upon:

a. any public right-of-way, alley, street, lot, storm drain, ditch or sewer, or sanitary drain without permits from the appropriate City departments, or

b. any body of water, or

c. any private property.

2-14: *Disposal Wells and Compressor Stations limited to Industrial Locations.*

Commercial salt water disposal wells and compressor stations shall be limited to industrially zoned locations. Additionally, compressor stations shall be limited to structures which shall be enclosed so as to provide maximum practicable noise abatement. The operation of compressor equipment shall not create any noise that causes the exterior noise level to exceed the pre-development ambient noise levels as measured within three hundred (300) feet of the compressor station building(s). The operator of the compressor station shall be responsible for establishing and reporting to the City engineer the pre-development ambient noise levels.

2-15: *No Explosives.* Use of explosive charges within the City shall require advance notification to the City engineer

2-16: *No Debris, Grass, Weeds, or Trash.* The public street or road entrance and property on which a well site is located shall at all times be kept free of mud, debris, pools of water or other liquids, contaminated soil, weeds, brush, trash or other waste material within a radius of one hundred (100) feet around any separators, tanks and producing wells.

All drill and operation sites shall be kept clear of high grass, weeds, and combustible trash within a radius on-site of one hundred (100) feet around any gas tank or tanks or producing wells.

2-17: *Accessibility to Emergency Shut-Off Valves.* All wells shall have emergency shut-off valves accessible to the District Fire Chief/911 Communications District having jurisdiction at the site.

SEC. 3: URBAN AREAS

3-1: Any well to be drilled in an urban area must comply with the fencing and screening requirements set forth in this ordinance. Additionally, except in industrially zoned districts, storage of pipe, equipment, or materials on a drilling or operation site is prohibited except during the drilling or servicing of a well on the site.

3-2: With the exception of drilling, completion, and reworking operations, all work on a drill site, access roads, pipelines, truck deliveries of equipment and materials associated with drilling and/or production, well servicing, site preparation and other

related work conducted on the well site shall be subject to the following limitations except in cases of fires, blowouts, explosions and any other emergencies or where the delivery of equipment is necessary to prevent the cessation of drilling or production:

Operations within 500 feet of a protected use: 8 a.m. – 5 p.m., Monday – Saturday,

Operations between 500 feet and 2,500 feet of a protected use: 5 a.m. – 10 p.m., Monday – Saturday,

Operations 5,000 feet or more from a protected use: 24 hours, Monday - Saturday.

Measurement of the distances shall be made from the well bore, in a straight line, without regard to intervening structures or objects, to the closest point of the building or property line of the protected use, or as otherwise measured under regulation of such distances by the Office of Conservation.

3-3: Noise.

- a. No well shall be drilled, redrilled or any equipment operated at any location within an urban area in such a manner as to create any noise which causes the exterior noise level when measured at the nearest protected use receiver's/receptor's property line or one hundred (100) feet from the nearest protected use structure (as measured to the closest exterior point of the building), whichever is closer to the receiver/receptor, that exceeds the ambient noise level by more than five (5) decibels during daytime hours and more than three (3) decibels during nighttime hours. Fracing operations may not exceed the ambient noise level by more than ten (10) decibels. Backflow operations may not exceed the ambient noise level by more than five (5) decibels during nighttime hours.
- b. The operator shall be responsible for establishing and reporting to the City engineer the pre-drilling ambient noise level prior to the

commencement of initial operations at the site. Once the drilling is complete, the operator shall be required to establish a new ambient noise level prior to the installation of any new noise generating equipment.

- c. Adjustments to the noise standards set forth in subsection a. of this section may be permitted in accordance with the following:

| Permitted increase (dBA): | Duration of Increase (minutes, in cumulative minutes during any one (1) hour): |
|---------------------------|--|
| 5 | 15 |
| 10 | 5 |
| 15 | 1 |
| 20 | less than 1 |

- d. The exterior noise level generated by the drilling, redrilling or other operations of all wells located within five hundred (500) feet of a protected use shall be continuously monitored to ensure compliance. The cost of such monitoring shall be borne by the operator.

- e. Acoustical blankets, sound walls, mufflers or other alternative methods as approved by the City engineer may be used to ensure compliance. All soundproofing shall comply with accepted industry standards and subject to approval by the District Fire Chief/911 Communications District having jurisdiction at the site.

- f. The sound level meter used in conducting noise evaluations shall meet the American National Standard Institute's Standard for sound meters or an

instrument and the associated recording and analyzing equipment which will provide equivalent data.

SEC. 4: RURAL AREAS

Any well to be drilled in a rural area must comply with the fencing requirements set forth in this ordinance, unless otherwise specified by private contract.

SEC. 5: FENCES AND SCREENING

5-1: With the exception of the period(s) of drilling operations, permanent chain link fences with a secured gate are required on the site of any well which fencing shall completely enclose all production equipment. Fences shall meet the following minimum specifications:

- a. The fence shall be at least six (6) feet in height.
- b. Support posts shall be set in concrete and shall be imbedded into the ground to a depth sufficient to maintain the stability of the fence, provided, however, so long as stability of the fence is maintained, temporary fence posts shall not be required to be set in concrete.
- c. The chain link fence shall have a minimum thickness of eleven (11) gauge.
- d. Posts and rails shall be three-eighths-inch round steel bolt stock. Adjustable tighteners shall be turnbuckle or equivalent having a six-inch minimum take-up. Tension bars shall have a minimum thickness of one-fourth (1/4) by three-fourths (3/4) inch.
- e. A Knox padlock or Knox box with key shall be provided to the District Fire Chief/911 Communications District having jurisdiction at the site to access the well site in case of emergency.

5-2: Wells in urban areas will be subject to any screening measures as may be provided in regulations adopted by the Bossier City Council.

SEC. 6: APPEALS

Any appeals from the provisions of this ordinance shall be administered as appeals to the Bossier City Council from the decision of a public official related to land use or the control of nuisances under the provisions of pertinent City ordinances.

SEC. 7: VIOLATIONS

Failure to comply with the provisions or requirements of this ordinance shall be punishable by the City by a fine, per day, in the maximum amount authorized by the City, and/or the issuance of temporary restraining orders and injunctive relief (both preliminary and permanent) without the necessity of the City proving irreparable harm or furnishing bond or other security and with the City, should it prevail in whole or in part, being entitled to recover all of its reasonable attorney's fees and costs. Additionally, any forbearance by the City in any instance shall not constitute a waiver of authority to seek enforcement in any other instance.

SEC. 8: SEVERABILITY

If any provision of this ordinance is held to be invalid, illegal, or unenforceable, that shall not affect or impair, in any way, the validity, legality, or enforceability of the remainder of this ordinance.

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Don Williams, and seconded by Mr. David Jones, and adopted on the 2nd, day of June, 2009, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin, Mr. Williams and Mr. Jones

NAYS: none

ABSENT: Dr. Rogers and Mr. Darby

ABSTAIN: none

Scott Irwin, President

Helen Thornton, City Clerk

The following Ordinance offered and adopted:

Ordinance No. 41 Of 2009

AN ORDINANCE TO ENACT CHAPTER 99 OF THE BOSSIER CITY CODE OF ORDINANCES ENTITLED UTILITY AND PIPELINES.

CHAPTER 99 UTILITY AND PIPELINES*

Sec. 99-1. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Common Carrier means any person under the definition of "person" in this section, who:

(1) owns, operates, or manages a pipeline or any part of a pipeline in the City of Bossier City for the transportation of crude petroleum to or for the public for hire, or engages in the business of transporting crude petroleum by pipeline;

(2) owns, operates, or manages a pipeline or any part of a pipeline in the City of Bossier City for the transportation of crude petroleum to or for the public for hire and the pipeline is constructed or maintained on, over, or under a public street, or is an entity in favor of whom the right of eminent domain exists;

(3) owns, operates, or manages a pipeline or any part of a pipeline in the City of Bossier City for the transportation of crude petroleum to or for the public for hire which is or may be constructed, operated, or maintained across, on, along, over, or under the right-of-way of a railroad, corporation, or other common carrier required by law to transport crude petroleum as a common carrier;

(4) under lease, contract of purchase, agreement to buy or sell, or other agreement or arrangement of any kind, owns, operates, manages, or participates in ownership, operation, or management of a pipeline or part of a pipeline in the City of Bossier City for the transportation of crude petroleum, bought of others, from an oil field or place of production within this city or parish to any distributing, refining, or marketing center or reshipping point within this state;

(5) owns, operates, or manages, wholly or partially, pipelines for the transportation for hire of coal in whatever form or of any mixture of substances including coal in whatever form; or

(6) owns, operates, or manages, wholly or partially, pipelines for the transportation of carbon dioxide or hydrogen in whatever form to or for the public for hire.

Person means any individual, group of individuals, firm, partnership, association, corporation or other legal entity, natural or civil, not regularly and routinely engaged in the public utility business in the city, under regulation of the state public service commission, and charging retail rates to its utility customers on a monthly basis.

Pipeline means any pipe or other conduit in or through which is transported, transmitted or contained any substance which may be transported or contained in pipelines, such as liquids, solids, gases or other such things, whether singularly or in combination with any other thing.

Public utility means any person under the definition of "person" in this section, who is regularly and routinely engaged in the public utility business in the City of Bossier City under regulation of the state public service commission, and charging retail rates to its utility customers on a monthly basis. *Natural Gas Transporter* means any person under the definition of "person" in this section, who owns or operates a pipeline within the City of Bossier City for the gathering, transportation, transmission or distribution of natural gas, which said pipeline does not extend beyond the boundaries of the state of Louisiana.

Utility line means any pipe, wire, cable or other conduit in or through which is transported, transmitted or contained any substance which may be transported or contained in utility lines, such as liquids, solids, gases, electricity or electrical impulses or amplifications, sound waves or vibrations, sewage or other such things, whether singularly or in combination with any other thing.

Sec. 99-2. Installation on City rights-of-way by public utilities, common carriers or natural gas transporters; bonds required.

Annually, during the month of January, each public utility, common carrier or natural gas transporter in the city shall post with the city a bond, or other security satisfactory to the city, in the sum of \$5,000.00, to guarantee proper repair and restoration of any and all

damage sustained by the city street system arising out of the installation, erection or maintenance of its utility lines or pipelines on any public right-of-way forming a part of the city street system during the calendar year. No work involving the installation, erection, replacement, connection or disconnection to or from, or other maintenance on or of a utility line on any public right-of-way forming a part of the city street system shall be performed by a public utility, common carrier or natural gas transporter unless and until the required bond has been furnished.

Sec. 99-3. Specifications and conditions for bonds required of public utilities, common carriers or natural gas transporters.

(a) The bond required of public utilities in section 99-2 shall be on a form furnished by the City of Bossier City, and shall contain the following conditions:

- (1) Traffic on the road shall not be unduly interfered with during the period of construction;
- (2) Upon completion of such construction, the street or highway shall be promptly restored to its former condition of usefulness, at the expense of the public utility, common carrier or natural gas transporter, and the restoration shall be subject to the supervision and approval of City Engineer;
- (3) When laying utility lines or pipelines, all requirements of the state department of transportation and development for the laying of similar lines across state highways, including requirements for depth, height, character and quality of the conduit and manner of construction, shall apply; provided, however, that a utility line or pipeline running parallel to a street or highway shall be laid in or on the outer edge of the ditch line of the street or highway farthest removed from the edge of the street surface and, provided, further, that all underground utility lines shall be laid to a minimum depth of 24 inches below the surface and provided, further, that all underground pipelines shall be laid to a minimum depth of 48 inches lower than the lowest part of the drainage or bar ditch;
- (4) The public utility shall compensate the city for all damages resulting to any city street in the laying, maintaining, erecting or installation of any utility line which is not corrected or restored by the public utility;
- (5) The public utility shall protect and hold harmless the City of Bossier City and its agents and employees against any claims, damages or losses for personal injury or property damage sustained by third parties by reason of such construction.

Sec. 99-4. Failure of public utility, common carrier or natural gas transporter to repair or restore city streets.

If a public utility, common carrier or natural gas transporter neglects, refuses or otherwise fails to properly repair and restore any damage sustained by the city street system arising out of the installation, erection or maintenance of its utility lines or pipelines on any public right-of-way forming a part of the city street system within 30 days from the date written notice of such damage is mailed to the public utility by the City, the public utility, common carrier or natural gas transporter shall become liable for criminal penalties as provided in this article, and the city may make the repairs and restoration, and the cost therefore shall be recovered under the bond or other security or from the public utility, or both. The obligation on such bond shall be in solido.

Sec. 99-5. Permit required for cutting roads by public utilities, common carriers or natural gas transporter; emergency repairs.

- (a) Public utilities, common carriers or natural gas transporters shall not cut, break, dig through or into, or otherwise sever or damage, the paved surface of any city street without obtaining a written permit to do so from the City Engineer.
- (b) If emergency repairs are necessary to maintain service in or through the utility line or pipeline, the public utility, common carrier or natural gas transporter making the emergency repairs shall comply with the provisions of this section within ten days from the completion date of the emergency repairs.

Sec. 99-6. Compliance required.

It shall be unlawful for any person to maintain, dig for or erect, install or replace,

or disconnect or connect to or from a utility line or pipeline along, under, across or over any public right-of-way which is a part of the city street system without complying with this article, obtaining a permit from the city to do so, paying the required fee therefore, and giving bond as required in this article to guarantee the repair and restoration of any damages which the city street system may sustain.

Sec. 99-7. Conditions for issuance of permit.

No permit shall be issued, except upon the following conditions:

(1) Traffic on the street shall not be unduly interfered with during the period of construction;

(2) Upon completion of such construction, the street or highway shall be promptly restored to its former condition of usefulness, at the expense of the applicant for the permit, and the restoration shall be subject to the supervision and approval of the City Engineer of the city;

(3) When laying the utility lines or pipelines, all requirements of the department of transportation and development for the laying of similar lines across state highways, including requirements for depth, height, character and quality of the conduit or pipeline and manner of construction, shall apply; provided, however, that a utility line running parallel to a street or highway shall be laid in or on the outer edge of the ditch line of the street or highway farthest removed from the edge of the street surface and, provided, further, that all underground utility lines shall be laid to a minimum depth of 24 inches below the surface and provided, further, that all underground pipelines (exclusive of utility lines) shall be laid to a minimum depth of 48 inches lower than the lowest part of the drainage or bar ditch;

(4) The applicant shall compensate the city for all damages resulting to any city street in the laying, maintaining, erecting or installation of any utility line which is not corrected or restored by the applicant;

(5) The applicant shall protect, hold harmless, and indemnify the city and its agents and employees against any claims, damages or losses for personal injury or property damage sustained by third parties by reason of the exercise of the permit;

(6) The applicant shall agree to remove and dispose of the utility lines or pipelines larger than 4 inches in diameter, including abandoned casings, as soon as they stop serving a useful purpose. Where it is not possible nor feasible to remove pipelines and/or casings under existing public right of ways, such pipelines and/or casings may be abandoned in place provided removals shall be accomplished by the owner, as near to the street or highway on each side as possible and in all cases, beyond existing ditches to right of way lines, and further provided that all pipelines and/or casings abandoned under the street or highway shall be abandoned in accordance with the Louisiana Department of Public Transportation ("DOTD") Title 49 (i.e., pipelines must be purged, capped, and filled with grout);

(7) When laying pipelines, the applicant must agree to comply with all of the Standards for the Installation of Pipelines on State Highways required by the DOTD, including its Engineering and Directives Standard Manual in effect at the time of said laying of the pipelines; and

(8) When laying pipelines, the applicant must agree to relocate or lower any pipeline at no cost to the city, should same become necessary due to any reason, including widening or lowering or any other alteration to the roadway or right of way;

(9) Prior to commencement of laying pipelines, the applicant shall furnish the city engineer with a plat showing the location of such pipelines or flowlines, including GIS information sufficient to locate the pipelines or flowlines in the future, including the beginning and end points of the pipeline or flowline and sufficient points in between the pipeline or flowline route and the depth of cover information; and detailed cross-section drawings for all public rights-of-ways and easement crossings as allowed by the city. Failure to provide necessary GIS information shall act as a release of the city from responsibility for any damages or cost of repair to such pipelines or flowlines arising from any activity by or under authority of the city;

Sec. 99-8. Requirements of persons desiring permits.

Any person desiring to obtain a permit for any construction provided for in this

article shall:

(1) Submit a written application and shall file a survey with the application showing the location of the proposed construction;

(2) Pay to the city a fee \$500.00, which shall be used to offset the cost of an inspector to inspect the work to be done by the applicant;

(3) Give a bond in an amount that the City Engineer shall require, not to exceed \$5.00 per linear foot for the proposed work the applicant desires to be done, which bond shall be subject to approval by the City Engineer, and shall be conditioned upon the applicant's complying with all conditions of the permit. Such bond shall continue in full force until the applicant has fully complied with all conditions of the permit. In lieu of a separate bond for each application for a permit, the applicant may give a bond in the amount of \$5,000.00 to cover all work done, or to be done, during the calendar year.

Sec. 99-9. Requests for permits for work that may interfere with other utility lines or pipelines.

No permit shall be granted for work that will interfere with any other utility line or pipeline.

Sec. 99-10. Emergency repairs.

If emergency repairs are necessary to maintain service in or through any utility line or pipeline, the person making the emergency repairs shall comply with the provisions of section ____ within ten days from the completion date of the emergency repairs.

Sec. 99-11. Consent and approval of landowners required.

Nothing contained in this article shall be construed as relieving a public utility, common carrier or natural gas transporter or person from obtaining the consent and approval of the owner of lands embraced within the right-of-way of a city street to the operations undertaken by a public utility, common carrier or natural gas transporter or any person on, over or under a city street.

Sec. 99-12. Violations; penalties.

Any person or public utility, common carrier or natural gas transporter found guilty of violating any provision of this article, upon conviction, shall be punished as provided in section 1-9.

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. David Jones, and seconded by Mr. Don Williams, and adopted on the 2nd, day of June, 2009, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin, Mr. Williams and Mr. Jones

NAYS: none

ABSENT: Dr. Rogers and Mr. Darby

ABSTAIN: none

Scott Irwin, President

Helen Thornton, City Clerk

New Business:

By: Mr. Williams

Motion made to approve selection of Bossier Press-Tribune as the City of Bossier's Official Journal for a one year period, effective June 1, 2009-May 31, 2010.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

The following Ordinance offered and adopted:

ORDINANCE NO. 42 OF 2009

AN ORDINANCE DECLARING THAT AN EMERGENCY EXISTS IN THE CITY OF BOSSIER CITY WHICH AFFECTS PUBLIC HEALTH AND SAFETY DUE TO THE COLLAPSING OF THE HEAD WORKS AT THE RED RIVER TREATMENT PLANT AUTHORIZING \$12,500,000 FROM THE 2008 UTILITY BOND ISSUE FUND FOR THE DESIGN AND CONSTRUCTION OF A NEW HEADWORKS.

WHEREAS, the collapsing of the head works at the Red River Treatment Plant has created a situation affecting the health and safety of the citizens.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City, Louisiana, in regular session convened, hereby declares that this situation affects the health and safety of the citizens of Bossier City due to the head works failure at this location.

BE IT FURTHER ORDAINED, with the furtherance of this ordinance, the funds to design and construct a new head works will come from the 2008 Utility Bond Issue not to exceed \$12,500,000 and that previously funded projects will be deferred to fund this emergency until other funds are made available.

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Don Williams, and seconded by Mr. David Jones, and adopted on the 2nd day of June, 2009, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin, Mr. Williams and Mr. Jones

NAYS: none

ABSENT: Dr. Rogers and Mr. Darby

ABSTAIN: none

Scott Irwin, President

Helen Thornton, City Clerk

By: Mr. Williams

Motion made to introduce Ordinance to amend the Waste Water Masterplan contract with CDM to provide for the design and inspection of new headworks at the Red

River Waste Treatment Plant the amended fee is estimated to be \$831,800.00 based on a construction cost of \$9,800.00 bringing the total contract with CDM to \$1,931,800.00

Seconded by Mr. Williams

Vote in favor of motion is unanimous.

By: Mr. Williams

Motion made to introduce Ordinance authorizing Mayor Walker to execute the attached maintenance agreement including mowing and litter pickup for fiscal year ending June 30, 2010 with the State of Louisiana DOTD.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to introduce Ordinance appropriating \$24,000.00 from the Unappropriated General Fund Balance to engage Public Solutions Group LTD to develop a strategy for alternative fuel use and a clean air plan in the City of Bossier.

Seconded by Mr. Williams

Vote in favor of motion is unanimous.

By: Mr. Williams

Motion made to introduce Ordinance to enlarge the limits and boundaries of the City of Bossier City by annexing the streets or highways referenced herein.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to introduce Ordinance appropriating \$13,800.00 from the Public Service and Sanitation Fund for a study of the solid waste drop-off facility for repairs and renovations.

Seconded by Mr. Williams

Vote favor of motion is unanimous.

By: Mr. Jones

Motion made to introduce Ordinance to appropriate \$20,405.00 from the Bond Issue Capital Projects Fund to be used to contract with Civil Design Group Engineers to be used to provide the engineering design of traffic signal systems at the Swan Lake Road/Shed Road intersection and the Swan Lake Road/Viking Drive intersection as part of the overall proposed improvements to Swan Lake Road (Shed Road to I-220 section)

Seconded by Mr. Williams

Vote in favor of motion is unanimous.

Public Hearing to allow an amendment to our FY 2008 CDGB Funds.

Bob Brown present

No Public Comment

RESOLUTION NO. 10 OF 2009

A RESOLUTION ADOPTING AN AMENDMENT TO THE FISCAL YEAR 2008 ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND A RESOLUTION SUPPORTING THE CITY'S APPLICATION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR FUNDING (ENTITLEMENT STATUS) UNDER AUTHORITY OF THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 AND TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 (42 U.S.C. 3535) (d) and (42 U.S.C. 5301) (et.seq.)

WHEREAS, the primary objective of the American Recovery and Reinvestment Act of 2009 provide a necessary boost to our economy; to create jobs; restore economic growth and strengthen America's middle class.

WHEREAS, the primary objective of the Community Development Entitlement Program is the development of viable urban communities, including decent housing, a suitable living environment, expanding economic opportunities for persons of low and moderate income, and whereas, consistent with this primary objective; the Federal Assistance realized from this application is for the support of community development activities which are directed toward the following specific objectives:

- (1) The elimination of slums and blight and the prevention of blighting influences and the deterioration of property and neighborhood and community facilities of importance to the welfare of the community, principally persons of low and moderate income;
- (2) The elimination of conditions which are detrimental to health, safety and public welfare, through code enforcement, demolition, interim rehabilitation assistance, and related activities;
- (3) The conversation of the city's housing stock in order to provide a decent home and a suitable living environment for all persons, but principally those of low and moderate income;
- (4) The improvement of the quality of community services, principally for persons of low and moderate income, which are essential for sound community development;
- (5) The reduction of the isolation of income groups within communities and geographical areas and the promotion of an increase in the diversity and vitality of neighborhoods of housing opportunities for person of lower income and the revitalization of deteriorating neighborhoods to attract persons of higher income; and
- (6) The restoration and preservation of properties of special value or historic, architecture or aesthetic reasons.

WHEREAS, the City of Bossier City possesses legal authority to apply for this grant amendment:

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Bossier City, Louisiana that the City of Bossier City Council hereby supports the City's Five-Year Consolidated Strategy Plan and Action Plan and application to the U.S. Department of Housing and Urban Development for funding (Entitlement Status) under authority of the Consolidation for the following: Comprehensive Housing Affordability Strategy (CHAS): title I of the Cranston-Gonzalez National Affordable Housing Act, 42 U.S.C. 12702-12711; Community Development Block Grants (CDBG): title I of the Housing and Community Development Act of 1974, 42 U.S.C. 5304-5320; Emergency Shelter Grants (ESG): title VI, subtitle B, of the Stewart B. McKinney Homeless

Assistance Act, 42 U.S.C. 11371-11378; HOME Investment Partnerships (HOME): title II of the Cranston-Gonzalez Nation Affordable Housing Act, 42 U.S.C. 12741-12839; Housing Opportunities for Persons With AIDS (HOPWA): the AIDS; Housing Opportunity Act, 42 U.S.C. 12901-12912; Also serving as a basis for determining requirements in this rule are the Fair Housing Act (42 U.S.C. 3601-3619), title VI of the Civil Rights Act of 1964 section 504 of the Rehabilitation Act of 1973, title II of the Americans With Disabilities Act, and Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u).

BE IT FURTHER RESOLVED that the City of Bossier City hereby supports Lorenz J. Walker, Mayor of Bossier City, Louisiana, the chief official of Bossier City, to apply for and sign all documents as necessary and following amounts:

| <u>Name</u> | <u>FY</u> | <u>HUD # ID#</u> | <u>Amount</u> |
|--|-------------|------------------|------------------|
| Administration \$14,200 | 2008 | 001 | |
| Location: Bossier City Hall - 620 Benton Road, Bossier City, LA 71111 Implementing Agency: City of Bossier City - Community Development Department Regulatory Cites: 24 CFR 570.206 - 24 CFR 570.208(a)(1) | | | |
| NZBZ Corporation, Inc. – Housing Counseling \$21,000 | 2008 | 002 | |
| Location: CT 108.01 Outcome/Objective Number: Performance Indicator: Regulatory Cites: | | | |
| Mitchell Park Improvements \$106,826 | 2008 | 002 | |
| Location: CT 113 Outcome/Objective Number: SL-3 Performance Indicator: Number of persons assisted with the infrastructure activity. Regulatory Cites: 24CFR 570.208(a)(1)(i); 24 CFR 570.201(c) | | | |
| Total: | | | \$142,026 |

BE IT FURTHER RESOLVED, that the City of Bossier City hereby supports Lorenz Walker, Mayor of Bossier City, Louisiana, the chief official of Bossier City, to apply for and sign all documents as necessary and appropriate in the City’s application of Housing and Urban Development Programs.

This resolution having been submitted to a vote and declared adopted on the 2nd day of June, 2009 by the following vote is on motion of Mr. David Jones and seconded by Mr. Don Williams.

AYES: Mr. Larkin, Mr. Montgomery, Jr., Mr. Irwin, Mr. Williams and Mr. Jones

NAYS: none

ABSENT: Dr. Rogers and Mr. Darby

ABSTAIN: none

Scott Irwin, President

Helen Thornton, City Clerk

By: Mr. Williams

Motion made to introduce Ordinance to conduct a study of weather sirens and weather radio warnings.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

There being no further business to come before this meeting, meeting adjourned at 3:41PM by President Irwin.

Respectfully submitted:

Helen Thornton, City Clerk

Publish: June 12, 2009

Bossier Press Tribune