

**THE PROCEEDINGS OF THE CITY COUNCIL OF BOSSIER CITY  
STATE OF LOUISIANA TAKEN AT THE REGULAR MEETING  
FEBRUARY 16, 2010**

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, February 16, 2010 at 3:00 PM

Invocation was given by Council Member Jeffery Darby

Pledge of Allegiance by Council Member Timothy Larkin

**Roll Call as Follows:**

**Present:** Honorable Don Williams, President, Honorable Councilors, Timothy Larkin, David Montgomery, Jr., Scott Irwin, Jeffery Darby, David Jones, James Knight

**Absent:** none

**Present:** Mayor Lorenz Walker, James Hall, City Attorney, Helen Thornton, City Clerk.

**By: Mr. Jones**

Motion made to approve minutes of the February 2, 2010 meeting and dispense with the reading.

**Seconded by Mr. Irwin**

**Vote in favor of motion is unanimous.**

**By: Mr. Jones**

Motion made to add under reports Joe Buffington, Director of Finance, for update on budget, and approve agenda as amended.

**Seconded by Mr. Knight**

**Vote in favor of motion is unanimous.**

John Liberman with SCCA (Sports Car Club of America) addressed the Council concerning the use of the parking lot at Coleman Street for their monthly events.

The parking lot is owned by the City of Bossier City and the Bossier Parish Police Jury.

**By: Mr. Montgomery**

Motion made to give support contingent upon commitment of the Bossier Parish Police Jury.

**Seconded by Mr. Jones**

**Vote in favor of motion is unanimous.**

**Update given by Joe Buffington, Director of Finance, concerning the City's budget.**

The following Ordinance offered and adopted:

**ORDINANCE NO. 16 OF 2010**

**AN ORDINANCE TO REPEAL ORDINANCE NO. 67 OF 2007 AND TO APPROPRIATE \$441,213 TO COME FROM THE RIVERBOAT GAMING CAPITAL PROJECTS FUND TO BE USED AS THE CITY OF BOSSIER CITY'S SHARE OF THE COST OF THE U.S. ARMY CORPS OF ENGINEERS BODCAU DAM CONTROL STRUCTURE FEASIBILITY STUDY.**

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**WHEREAS**, Ordinance No. 67 of 2007 appropriated \$380,547 to be used for the U.S. Army Corp of Engineers Bodcau Dam Control Structure Feasibility Study of which only \$46,167 has been used leaving \$334,380 available for this study; and

**WHEREAS**, the Corp of Engineers has determined that an additional \$106,833 is required from the City of Bossier City to be used to study/evaluate the structural integrity of the Bodcau Dam, making the total funds required to complete the study to be \$441,213; and

**WHEREAS**, future construction costs as a result of this study shall be provided for in a future ordinance.

**NOW, THEREFORE, BE IT ORDAINED** that the Bossier City Council of the City of Bossier City, in regular session convened, does hereby repeal Ordinance No. 67 of 2007 and to appropriate \$441,213 to come from the Riverboat Gaming Capital Projects Fund to be used as the City of Bossier City's share of the cost of the U.S. Army Corps of Engineers Bodcau Dam Control Structure Feasibility Study.

**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. Irwin and seconded by Mr. Larkin, and adopted on the 16th day of February, 2010, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Jones, Mr. Knight

NAYS: none

ABSENT: none

ABSTAIN: none

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Don Williams, President

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Helen Thornton, City Clerk

The following Ordinance offered and adopted:

**ORDINANCE NO. 17 OF 2010**

**AN ORDINANCE TO ENLARGE THE LIMITS AND BOUNDARIES OF THE CITY OF BOSSIER CITY BY ANNEXING A 4.418 ACRE TRACT LOCATED IN THE NORTH HALF (N/2) OF SECTION 14, TOWNSHIP 18 NORTH, RANGE 13 WEST, BOSSIER PARISH, LOUISIANA. (SWAN LAKE ROAD AT VIKING DRIVE)**

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WHEREAS, a petition signed by the property owner has been filed with the City Council of the City of Bossier City, requesting that the property described in Exhibit "A", attached and made a part hereof, be included in the City Limits of the City of Bossier City Parish of Bossier, Louisiana, subject to the conditions set forth herein.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Bossier City, in regular session convened, that the limits and boundaries of the City of Bossier City are hereby enlarged and extended so as to include with the limits and boundaries of the City of Bossier City, the property described in Exhibit "A".

BE IT FURTHER ORDAINED, that the final adoption of this Ordinance is contingent upon approval of the annexation by the United States Department of Justice.

BE IT FURTHER ORDAINED, that the above referenced annexed area shall be in Council District Number 4 of the City of Bossier City, Louisiana.

BE IT FURTHER ORDAINED, that all Ordinances, or parts of Ordinances, in conflict herewith are hereby repealed.

The above and foregoing Ordinance, read in full at open and legal session convened, was on motion of Mr. Jones, seconded by Mr. Irwin, and adopted on this the 16<sup>th</sup> day of February, 2010 by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Jones, Mr. Knight

NAYES: none

ABSENT: none

ABSTAIN: none

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Don Williams, President

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Helen Thornton, City Clerk

The following Ordinance offered and adopted:

**ORDINANCE NO. 18 OF 2010**

**AN ORDINANCE TO ENLARGE THE LIMITS AND BOUNDARIES OF THE CITY OF BOSSIER CITY BY ANNEXING A 56.26 ACRES, MORE OR LESS, LOCATED IN SECTION 15, TOWNSHIP 18 NORTH, RANGE 13 WEST, BOSSIER PARISH, LOUISIANA. (VIKING DRIVE)**

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**WHEREAS**, a petition signed by the property owner has been filed with the City Council of the City of Bossier City, requesting that the property described in Exhibit "A", attached and made a part hereof, be included in the City Limits of the City of Bossier City Parish of Bossier, Louisiana, subject to the conditions set forth herein.

**NOW, THEREFORE, BE IT ORDAINED**, by the City Council of the City of Bossier City, in regular session convened, that the limits and boundaries of the City of Bossier City are hereby enlarged and extended so as to include with the limits and boundaries of the City of Bossier City, the property described in Exhibit "A".

**BE IT FURTHER ORDAINED**, that the final adoption of this Ordinance is contingent upon approval of the annexation by the United States Department of Justice.

**BE IT FURTHER ORDAINED**, that the above referenced annexed area shall be in Council District Number 4 of the City of Bossier City, Louisiana.

**BE IT FURTHER ORDAINED**, that all Ordinances, or parts of Ordinances, in conflict herewith are hereby repealed.

The above and foregoing Ordinance, read in full at open and legal session convened, was on motion of Mr. Jones, seconded by Mr. Larkin, and adopted on this the 16<sup>th</sup> day of February, 2010 by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Jones, Mr. Knight

NAYES: none

ABSENT: none

ABSTAIN: none

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Don Williams, President

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Helen Thornton, City Clerk

The following Ordinance offered and adopted:

**ORDINANCE NO. 19 OF 2010**

**AN ORDINANCE TO HIRE MANCHAC CONSULTING GROUP TO PROVIDE PLANS AND SPECIFICATIONS FOR THE REHABILITATION OF THE NORTHEAST WASTE TREATMENT PLANT HEADWORKS AND PROVIDE AN AUTOMATED WATER METER STUDY**

**WHEREAS**, Manchac Consulting Group will provide plans and specifications for the rehabilitation of the Northeast Waste Treatment Plant Headworks and provide an automated water meter study.

**WHEREAS**, The total fee for these engineering services will be \$402,700 and will come from utilities retained earnings.

**NOW, THEREFORE, BE IT ORDAINED** that the Bossier City Council of the City of Bossier City, in regular session convened, does hereby enter into an agreement with Manchac Consulting Group for the engineering services listed above.

**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. Larkin and seconded by Mr. Jones, and adopted on the 16th day of \_February, 2010, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Jones,  
Mr. Larkin

NAYS: none

ABSENT: none

ABSTAIN: none

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Don Williams, President

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Helen Thornton, City Clerk

The following ordinance offered and adopted:

ORDINANCE NO. 20 OF 2010

AN ORDINANCE AMENDING ORDINANCE NO. 126 OF 2003, THE BOSSIER CITY UNIFIED DEVELOPMENT CODE, TO REFLECT TEXT CHANGES TO CLASSIFICATION OF RESTAURANTS BY TYPE. (MPC)

BE IT ORDAINED, SUBSECTIONS d. and e., of Section 5.4.4D.2 are amended to remove the following text: (underlined text to be removed)

**d. Uses Not Included**

Fast-food restaurant; drive-through window (Fast Food restaurant, Section 5.4.4D.1).

**e. Related but Different Uses and Distinctions**

- (1) Fast-food restaurants are characterized by a high percentage of carry-out service and have limited table service. Any establishment otherwise meeting the characteristics of this category but including a drive-through window shall be classified as a fast food restaurant with drive-through (Fast Food Restaurant, Section 5.4.4D.1)

Motion was made by Mr. Larkin and seconded by Mr. Knight to adopt the above ordinance. Upon the following vote, the ordinance was duly

adopted this 16th day of February, 2010.

YEAS: Mr. Larkin, Mr. Montgomery, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Jones, Mr. Knight

NAYS: none

ABSTAIN: none

ABSENT: none

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DON WILLIAMS, PRESIDENT

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HELEN THORNTON, CITY CLERK

**By: Mr. Darby**

**Motion made to introduce Ordinance to authorize Mayor Walker to execute a lease agreement for 2292 Barksdale Blvd, Suite A & B, for Veterans Affairs Office**

**Seconded by Mr. Jones**

**Vote in favor of motion is unanimous.**

**By: Mr. Jones**

**Motion made to introduce Ordinance to adopt the 2010 Utilities Fund Capital Improvement Budget.**

**Seconded by Mr. Darby**

**Vote in favor of motion is unanimous.**

**By: Mr. Larkin**

**Motion made to introduce Ordinance to adopt the 2010 Sales Tax Capital Improvement Budget.**

**Seconded by Mr. Jones**

**Vote in favor of motion is unanimous.**

**By: Mr. Irwin**

**Motion made to introduce Ordinance to adopt the 2010 Riverboat Gaming Capital Improvement Budget.**

**Seconded by Mr. Jones**

**Vote in favor of motion is unanimous.**

**By: Mr. Darby**

**Motion made to introduce Ordinance declaring lot 36-B Riverside Subdivision surplus.**

**Seconded by Mr. Jones**

**Vote in favor of motion is unanimous**

#### **Resolution # 4 of 2010**

### **A RESOLUTION ADOPTING THE CITY OF BOSSIER CITY'S CURRENT INVESTMENT POLICY IN ACCORDANCE WITH LA. REVISED STATUTE R.S. 33:2955 (D) AND SECTION 16.02 (J) OF THE BOSSIER CITY CHARTER.**

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#### **I. Introduction**

In accordance with the provision of R.S. 33:2955 (D) and the authority of Section 16.02 (J) of the Charter of the City of Bossier City, the Director of Finance is authorized and required to make rules and regulations and to establish administrative policies and procedures relating to the cash management and investment policies of the City.

It is anticipated that this policy statement will be reviewed and evaluated on a

regular basis, to ensure that the policies and procedures expressed herein are responsive to the prevailing cash management and investment environment. This policy statement must, therefore, be appropriately amended, expanded, or purged on continuing basis.

## **II. General Policies**

In general, the City Of Bossier shall operate under the "Prudent Person" rule, exercising judgment and care, under the circumstances prevailing, which people of ordinary prudence would employ in the management of their own affairs - not in regard to speculation, but as to the permanent disposition of their funds, considering both income and safety of capital.

The assets of the City Of Bossier shall be held in trust by the fiduciary (fiduciaries) designated by the City Of Bossier.

This policy is not intended to remain static. Normally, the City Of Bossier will review this policy at least annually and, if deemed advisable, recommend changes. Recommendations from outside professionals leading to improvements in policies, procedures, and operations are always welcome.

## **OBJECTIVES**

The primary investment objective of the City Of Bossier is to ensure that the current and future obligations are adequately funded in a cost effective manner. The goals of this investment policy shall be (1) safety of principal, (2) liquidity, and (3) yield.

Preservation of capital and the realization of sufficient total return to ensure the ongoing financial integrity of the funds are essential. Preservation of capital encompasses two goals:

- Managing the risk of loss of principal for the fund as a whole.
- Managing the erosion of principal value through inflation.

The City Of Bossier shall establish internal controls for any derivatives in use to ensure that the risks inherent in derivatives are adequately managed. For purposes of this policy, "derivative" means any financial instrument created from or whose value depends on the value of one or more underlying assets or indexes of asset value.

## **RESPONSIBILITY**

The investment of funds shall be managed by the Comptroller, subject to the approval of the Director of Finance, and may be accomplished by the selection of an investment manager (s). The selection must be approved by the City Council in accordance with the criteria established by the Director of Finance. The investment manager (s) must acknowledge in writing his obligations as a fiduciary responsible for the investment of the City Of Bossier assets.

Prospective investment managers shall be registered investment advisors with the Securities and Exchange Commission under the Investment Act of 1940 or bank trust departments regulated by the Office of the Comptroller of the Currency.

## **GUIDELINES**

The assets of the City Of Bossier shall be invested, as provided in R.S.33:2955 (A) (1), as amended, in following:

1. Direct U.S. Treasury obligations, the principal and interest of which are fully

guaranteed by the U.S. government.

2. Bonds, debentures, notes or other evidence of indebtedness issued or guaranteed by federal agencies and provided such obligations are backed by the full faith and credit of the U.S., including U.S. Export Import Bank, Farmers Home Administration, Federal Financing Bank, Federal Housing Administration Debentures, General Services Administration, Government National Mortgage Association (guaranteed mortgage-backed bonds and guaranteed pass-through obligations), U.S. Maritime Administration (guaranteed Title XI financing), and U.S. Department of Housing and Urban Development.
3. Bonds, debentures, notes, or other evidence of indebtedness issued or guaranteed by U.S. government instrumentalities, which are federally sponsored, including Federal Home Loan Bank System, Federal Home Loan Mortgage Corporation, Federal National Mortgage Association, Student Loan Marketing Association, and Resolution Funding Corporation.
4. Direct security repurchase agreements of any federal bank entry only securities enumerated in paragraphs (1) through (3) above. "Direct security repurchase agreement" means an agreement under which the political subdivision buys, holds for a specified time, and then sells back those securities and obligations enumerated in paragraphs (1) through (3).
5. Time certificates of deposit of state banks organized under the laws of Louisiana, or national banks having their principal offices in the state of Louisiana, savings accounts or shares of savings and loan associations and savings banks, or share accounts and share certificates accounts of federally or state chartered credit unions issuing time certificate of deposit, provided that the rate of interest paid for time certificates of deposit shall be not less than fifty basis points below the prevailing market interest rate on direct obligations of the U.S. Treasury with a similar length of maturity. Funds invested in accordance with this paragraph shall not exceed at any time the amount insured by the Federal Deposit Insurance Corporation in any one bank, or in any one savings and loan association, or by the National Credit Union Administration in any one credit union, unless the uninsured portion is collateralized by the pledge of securities in the manner provided in R.S. 39:1221.
6. Mutual or trust fund institutions which are registered with the Securities and Exchange Commission under the Securities Act of 1933 and the Investment Act of 1940, and which have underlying investments consisting solely of and limited to securities of the U.S. government or its agencies. Investment of funds in mutual or trust fund institutions shall be limited to 25% of the monies considered available for investment as provided by R.S. 33:2955(A) (2). The Attorney General has determined that only mutual funds created as a Massachusetts business trust are acceptable investments (Op. Atty. Gen. 88-546 (A)).
7. Bonds, debentures, notes, or other evidence of indebtedness issued by the State of Louisiana or any of its political subdivisions with the exception of those of the City of Bossier City. The indebtedness shall have a minimum investment grade rating of Baa3 or higher by Moody's Investor Service, a rating of BBB- or higher by the Standard and Poor Corporation or a rating of BBB- or higher by Fitch, Inc. and have a final maturity of no more than three years, except that such three year limitation shall not apply to (a) funds held by a trustee, escrow agent, paying agent, or other third party custodian in connection with a bond issue or (b) investment of funds held by either a hospital service district, a governmental 501(c)(3), or a public trust authority.

The City of Bossier City shall also include in the footnotes to the Consolidated Annual Financial Report the disclosures required by Governmental Accounting Standards Board Statements 3 and 40. These footnotes shall address the common deposit and investments risks related to credit risk, concentration of credit risk, interest rate risk and foreign currency risk.

**BE IT RESOLVED** that the Investment Policy referenced herein is hereby adopted.

The above and foregoing resolution read in full at open and legal session convened, was on motion of Mr. Jones, seconded by Mr. Larkin, and adopted on the 16<sup>th</sup> day of February 2010 by the following vote:

AYES; Mr. Larkin, Mr. Montgomery, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Jones, Mr. Knight

NAYS: none

ABSENT: none

ABSTAIN: none

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Don Williams, President

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Helen Thornton, City Clerk

**The following Ordinance offered and adopted:**

**ORDINANCE NO. 21 OF 2010**

**AN ORDINANCE DECLARING THAT AN EMERGENCY EXISTS IN THE CITY OF BOSSIER CITY WHICH AFFECTS THE BOSSIER CITY AND BOSSIER PARISH COMMUNITIES WATER SUPPLY DUE TO A RAW WATER LINE BREAK ALONG THE RED RIVER THAT PROVIDES HALF OF THE RAW WATER FEED TO THE WATER TREATMENT PLANT THUS AUTHORIZING REPAIRS FROM THE WATER CONTINGENCY FUNDS NOT TO EXCEED \$250,000.**

**WHEREAS**, a 20" raw water line feeding the Water Treatment Plant is broken and is affecting the water supply for Bossier City and Bossier Parish Communities and must be repaired;

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of Bossier City, Louisiana, in regular session convened, hereby declares that this situation affects the water supply of the citizens of Bossier City and Bossier Parish Communities due to collapse of the raw water line along the Red River;

**BE IT FURTHER ORDAINED**, that funds to repair the raw water line will come from Utilities Retained Earnings, in an amount not to exceed \$250,000, 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. Jones, and seconded by Mr. Irwin, and adopted on the 16<sup>th</sup> day of February, 2010, by the following vote:

AYES: Mr. Larkin, Mr. Montgomery, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Jones, Mr. Larkin

NAYS: none

ABSENT: none

ABSTAIN: none

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Don Williams, President

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Helen Thornton, City Clerk

**By: Mr. Irwin**

**Motion made to approve parade permit for Savannah Place 5K Run for Haiti, March 13, 2010.**

**Seconded by Mr. Jones**

**Vote in favor of motion is unanimous.**

**By: Mr. Darby**

**Motion made to approve parade permit for Faith & Fitness 5K Run, April 17, 2010.**

**Seconded by Mr. Jones**

**Vote in favor of motion is unanimous.**

**Councilman Darby urges the citizens in his district and all citizens of Bossier City to vote for the upcoming Tax Renewal Election to be held May 1, 2010, supporting our Police and Fire Departments.**

**There being no further business to come before this meeting, meeting adjourned at 3:56 PM by Mr. Williams.**

**Respectfully submitted:**

**Helen Thornton**

**City Clerk**

**Publish: February 26, 2010**

**Bossier Press Tribune**