

**PROCEEDINGS OF THE CITY COUNCIL OF BOSSIER CITY  
STATE OF LOUISIANA TAKEN AT THE REGULAR MEETING  
AUGUST 17, 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, Tuesday, August 17, 2010 at 3:00PM.

Invocation given by Council Member Jeffery Darby

Pledge of Allegiance led by Council Member Don Williams

Roll Call as Follows:

Present: Mr. Montgomery, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Jones, Mr. Knight

Absent: Mr. Larkin

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

By: Mr. Irwin

Motion made to approve minutes of the August 3, 2010 meeting and dispense with the reading.

Seconded by Mr. Williams

Vote in favor of motion is unanimous.

By: Mr. Williams

Motion made to approve agenda

Seconded by Mr. Darby

Vote in favor of motion is unanimous

Ceremonial Matters:

Fire Chief Sammy Halphen presented the Citizen's Life Saving Award to Ms. Kasey Lattier, Ms. Pamela Brooks and Bossier City Police Officer Taylor Brice. The action these three took saved the life of David Johnson who had a Sudden Cardiac Arrest at Hamilton Road and E. Texas while driving.

Financial update was given by Joe Buffington, Director of Finance.

The following bids read by Steve Westbrook:

**A. Asphalt Street Program for Public Works**

- |                               |              |
|-------------------------------|--------------|
| 1. Benton & Brown             | \$438,589.30 |
| 2. Best Yet Builders          | \$732,736.00 |
| 3. M & M Builders             | \$533,561.00 |
| 4. Specialty Trackhoe & Dozer | \$448,693.00 |

By: Mr. Williams

Motion made to approve reading of bids

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

**B. 20" Water Main Crossing @ Flat River for Engineering**

- |                              |              |
|------------------------------|--------------|
| 1. Crocker Construction      | \$189,373.00 |
| 2. David Lawler Construction | \$165,500.00 |
| 3. Pulley Construction       | \$225,000.00 |
| 4. Wicker Construction       | \$183,230.00 |
| 5. Yor Wic Construction      | \$169,700.00 |

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. 79 OF 2010**

**AN ORDINANCE TO ADOPT A BACKFLOW PREVENTION AND CROSS CONNECTION CONTROL PROGRAM**

---

WHEREAS, the following backflow prevention and cross connection control program will be implemented and followed

**BACKFLOW PREVENTION AND CROSS CONNECTION CONTROL**

**STATUTORY AUTHORIZATION, PURPOSE, AND METHODS**

**SECTION 1. STATUTORY AUTHORIZATION**

The Louisiana Administrative Code – Title 51 – Public Health Sanitary Code – Part X11 – Water Supplies 307 Responsibility of Owner, And 343 Cross Connections.

Louisiana State Plumbing Code 2000 edition, and Section 606 – Protection of Potable Water Supply, and Appendix D – Cross Connection Control.

## **SECTION 2. STATEMENT OF PURPOSE**

The purposes of this backflow prevention and cross-connection control ordinance are as follows:

1. To protect the public potable water supply for the City of Bossier City from the possibility of contamination or pollution by preventing the backflow of contaminants and pollutants.
2. To promote the elimination or control of cross-connections, actual or potential, between a customers' internal water systems, plumbing fixtures, industrial piping systems, and the public water supply.
3. To provide for a continuing "service protection" program of cross-connection control that will prevent the contamination or pollution of the public potable water supply system.
4. To provide for annual testing and maintenance of cross-connection and backflow prevention assemblies.

## **SECTION 3. METHODS REQUIRED**

Each existing or new structure is required to implement and maintain an adequate cross-connection control device or method for backflow prevention as mandated under state law and state regulations.

## **SECTION 4. DEFINITIONS**

The following definitions shall apply only to this Division. For those terms not defined in this Division, the definitions contained in the Louisiana State Plumbing Code 2000 edition (LSPC, 2000 Edition), and as amended, shall apply.

1. **"Administrative authority"** means the City of Bossier City, Chief Plumbing Inspector or any agent, employee, officer, department, or board of the City designated to enforce this ordinance.

2. **“Approved”** means accepted or acceptable under an applicable specification or standard stated or cited in the code, or accepted as suitable for the proposed use under procedures and authority of the administrative authority.
  
3. **“Approved backflow prevention assembly for containment”** means an air gap meeting ASME Standard A 112.1.2 - 1991 (R 1998) “Air Gaps in Plumbing Systems” or a backflow prevention assembly which is listed by the University of Southern California-Foundation for Cross Connection Control and Hydraulic Research (USCFCCCHR) as having met the requirements of ANSI/AWWA Standard C510-97 or ASSE Standard 1015-1993, “Double Check Valve Backflow-Prevention Assemblies”, or ANSI/AWWA Standard C511-97 or ASSE Standard 1013-1993, “Reduced-Pressure Principle Backflow Assemblies” for containment. The listing shall include the limitations of use based on the degree of hazard. The backflow prevention assembly must also be listed by the ASSE in Table 606 of the LSPC, 2000 Edition or other testing agency approved by the administrative authority. This term shall additionally include those backflow prevention assemblies meeting ANSI/ASSE Standard 1047-1995, “Backflow Preventer, Reduced Pressure Detector Assembly”, or ANSI/ASSE Standard 1048-1995, “Backflow Preventer, Double Check Detector Assembly”. (These detector assembly devices are often times used on fire protection/fire sprinkler systems to detect and monitor unauthorized water usage.)
  
4. **“Approved backflow prevention assembly for containment in fire protection system”** means a backflow prevention assembly listed in Table 606 of the LSPC, 2000 Edition to be used in a fire protection system which also meets the requirements of Factory Mutual Research Corporation (FM) and Underwriters Laboratory (UL) and the requirement of the standard Codes adopted by the City of Bossier city. Devices sized smaller than 2½ inches which have not been listed by Underwriters Laboratory (UL) and tested by Factory Mutual Research Corporation (FM) may be allowed if approved by the State Fire Marshal, and such device is listed in Table 606 of the LSPC, 2000 Edition. Any such device under this definition shall minimally meet the definition of an “approved backflow prevention assembly for containment”. In addition, the particular type of device to be used for a particular application/degree of hazard shall be selected and installed in accord with the requirements of Table D104 of the LSPC, 2000 Edition.
  
5. **“Approved testing agency”** means an organization primarily established for purposes of testing to approved standards and approved by the administrative authority (e.g., American Society of Mechanical Engineers (ASME), American Society of Sanitary Engineers (ASSE), American Water Works Association (AWWA), American National Standards Institute (ANSI), Factory Mutual Research Corporation (FM), Underwriters Laboratory (UL), University of Southern

California-Foundation for Cross Connection Control and Hydraulic Research (USC-FCCCHR), etc.).

6. **“Auxiliary water supply”** means any water supply on or available to the premises other than the water purveyor's approved public water supply such as, but not limited to, a private well, pond or river.
7. **“Backflow”** means the flow of water or other liquids, mixtures, or substance into the distribution pipes of a potable supply of water from any sources other than its intended source.
8. **“Backflow connection”** means any arrangement whereby backflow can occur.
9. **“Back-pressure backflow”** means backflow due to an increased pressure above the supply pressure. This may be due to pumps, boilers, gravity or other sources of pressure.
10. **“Backflow preventer”** means a device or method to prevent backflow into the potable water system.
11. **“Backflow prevention assembly general tester”** means those individuals holding a testing certificate from a nationally recognized backflow certification organization approved by the State Health Officer. Such individuals are not required to be a licensed plumber and are authorized to perform tests of backflow prevention devices and methods.
12. **“Backflow prevention assembly technician”** means a water supply protection specialist licensed by the State Plumbing Board of Louisiana pursuant to LA. R.S. 37:1361, *et seq.*, and its implementing regulations (LAC 46:LV.101, *et seq.*). All water supply protection specialists are Louisiana licensed plumbers who hold such a special endorsement on their plumbing license. Such individuals are authorized to test, install, repair, and maintain backflow prevention devices and methods.
13. **“Back-siphonage”** means the flowing back of used, contaminated, or polluted water from a plumbing fixture or vessel into a water supply pipe due to a negative pressure in such pipe. (See “backflow”)
14. **“Code”** The word “code” or “this code”, when used alone, shall mean these

regulations, subsequent amendments thereto or any emergency rule or regulation which the administrative authority having jurisdiction may lawfully adopt.

15. **“Containment”** means a method of backflow prevention which requires the installation of an air gap or a backflow prevention assembly immediately following the water meter or as close to that location as deemed practical by the administrative authority.
16. **“Contamination”** means an impairment of the quality of the potable water which creates an actual hazard to the public health through poisoning or through the spread of disease by sewage, industrial fluids or waste. Also defined as “high hazard.”
17. **“Cross-connection”** means any connection or arrangement, physical or otherwise, between a potable water supply system and any plumbing fixture or any tank, receptacle, equipment or device, through which it may be possible for non-potable, used, unclean, polluted or contaminated water, or other substances, to enter into any part of such potable water system under any condition.
18. **“Customer”** means the owner, operator, or occupant of a building or property which has a water service from a public water system, or the owner or operator of a private water system which has a water service from a public water system. “Customer” shall not include any residential connection used for dwelling purposes, unless: I.) the residence is also used as a business premises and the home-based business or occupation involves operation of a home-based business or occupation which the water purveyor or City Plumbing Inspector deems a potentially significant and high hazard to the City water supply; ii.) the domestic water service provided is also used for a landscape irrigation system; or, iii.) a separate water service has been installed for landscape irrigation and other non-domestic purposes.
19. **“Degree of hazard”** means the rating of a cross-connection or water service which indicates if it has the potential to cause contamination or pollution.
20. **“Domestic sewage”** means the liquid and water-borne wastes derived from the ordinary living processes, free from industrial wastes, and of such character as to permit satisfactory disposal, without special treatment, into the public sewer or by means of a private sewage disposal system.
21. **“Double check valve backflow prevention assembly”** means a backflow prevention device consisting of two independently acting internally

loaded check valves, four properly located test cocks, and two isolation valves.

22. **“Existing work”** means a plumbing system, or any part thereof which has been installed prior to the effective date of this Code.
23. **“Fire protection system”** means any system used for fire protection or suppression with a direct connection to the public water supply, including but not limited to sprinklers, stand-pipes, and siamese connections.
24. **“High hazard”** see contamination.
25. **“High hazard cross connection”** means a cross-connection which may cause an impairment of the quality of the potable water by creating an actual hazard to the public health, through poisoning or through the spread of disease by sewage, industrial fluids, or waste.
26. **“Industrial waste”** means any and all liquid or water-borne waste from industrial or commercial processes, except domestic sewage.
27. **“Isolation”** means a method of backflow prevention in which a backflow prevention assembly is located at the cross-connection rather than at the water service entrance.
28. **“Labeled”** means equipment or materials bearing a label or listing agency.
29. **“Liquid water”** means the discharge from any fixture, appliance or appurtenance in connection with a plumbing system which does not receive fecal matter.
30. **“Listed”** means equipment or materials included in a list published by a listing agency that maintains periodic inspection or current production of listed equipment or materials and whose listing states either that the equipment or material complies with approved standards or has been tested and found suitable for use in a specified manner.
31. **“Listing agency”** means an agency accepted by the administrative authority which is in the business of listing or labeling and which maintains a periodic inspection program on current production of listed models, and which makes available a published report of such listing in

which specific information is included that the product has been tested to approved standards and found safe for use in a specific manner. (e.g., USC-FCCCHR, ASSE, etc.)

32. **“Low hazard”** see pollution.
33. **“Low hazard cross-connection”** means a cross-connection which may cause an impairment of the quality of potable water to a degree which does not create a hazard to the public health, but which does adversely and unreasonably affect the aesthetic qualities of such potable waters for domestic use.
34. **“Main”** means the principal artery of any system of continuous piping to which branches may be connected.
35. **“May”** is a permissive term.
36. **“Pharmaceutical-grade antifreeze”** means a food-grade antifreeze such as an inhibited propylene glyco-based fluid.
37. **“Point of entry”** means the point of connection to the potable water system.
38. **“Point of introduction”** means the point at which any additive is introduced to the water supply system.
39. **“Pollution”** means an impairment of the quality of the potable water to a degree which does not create a hazard to the public health but which does adversely and unreasonably affect the aesthetic qualities of such potable waters for domestic use. Also defined as “low hazard.”
40. **“Potable water”** means water which is satisfactory for drinking, culinary, and domestic purposes and meets the requirements of the state and city departments of health.
41. **“Reduced pressure principle backflow prevention assembly”** means a backflow prevention device consisting of two independently acting internally loaded check valves, a differential pressure relief valve, four properly located test cocks, and two isolation valves.

42. **“Sewage”** means any liquid waste containing animal or vegetable matter in suspension or solution and may include liquids containing chemicals in solution.
43. **“Shall”** The word “shall” is a mandatory term.
44. **“Table D 104”** refers to the table marked D 104 in appendix D of the Louisiana State Plumbing Code, 2000 Edition. (Known as the containment device table)
45. **“Table D 105”** refers to the table marked D 105 in appendix D of the Louisiana State Plumbing Code, 2000 Edition. (Known as the fixture isolation table)
46. **“Section D 106”** refers to the Section marked D 106 in appendix D of the Louisiana State Plumbing Code, 2000 Edition.
47. **“Water service”** Depending on the context, “water service” means the physical connection between a public water system and a customer's building, property, or private water system, or the act of providing potable water to a customer.
48. **“Water supply system”** means the water supply system of a building or premises consisting of the building supply pipe, the water distributing pipes and the necessary connecting pipes, fittings, control valves, and all appurtenances carrying or supplying potable water in or adjacent to the building or premises.
49. **“Water Purveyor”** means the City of Bossier City Public Utilities Department.

## **SECTION 5. ADMINISTRATIVE AUTHORITY**

- (a) The Water Purveyor or Chief Plumbing Inspector shall have the right to enter, with the consent of the customer, or upon the basis of a suitable warrant issued by a court of appropriate jurisdiction, any property to inspect for cross-connections.
- (b) The State of Louisiana will approve training programs for “backflow prevention assembly technicians” and register “backflow prevention assembly technicians” who successfully complete a training program

approved by the State Plumbing Board of Louisiana as per LA. R.S. 37:1367(G) and LAC 46:LV.310, all of which applies to licensed plumbers.

In addition, the State Health Officer, through the LSPC, 2000 Edition, does accept certain persons as “general testers” per Section D108.1.1 thereof. Such individuals are known and defined herein as “backflow prevention assembly general testers”. The limitations of jurisdiction/authority of “backflow prevention assembly general testers” are described within said definition.

- (c) The Permits and Inspections Division shall collect a fee of \$30.00 for each inspection done by the Chief Plumbing Inspector. The inspection will only be for the Chief Plumbing Inspector to make sure that the air gap or backflow prevention device is in place and is the proper cross connection control device or method used in accord with Table D104 and Section D106.
- (d) The Chief Plumbing Inspector shall maintain records of cross connection hazard surveys, and the installation, testing, and repair of all backflow prevention assemblies installed on the City’s water system for containment purposes.
- (e) Notwithstanding anything herein to the contrary, the Water Purveyor and Chief Plumbing Inspector are authorized to take additional actions which may not be specifically covered herein that are deemed necessary to protect the City of Bossier City’s water supply from potential or actual cross connections in accord with the requirements of the Louisiana State Plumbing Code, 2000 Edition.
- (f) The individual with direct responsibility for backflow prevention for the City of Bossier City shall be a licensed Master Plumber holding a certification as a water supply specialist approved by the State Plumbing Board of Louisiana as per LA. R.S. 37:1367 (G) and LAC 46:LV.310. **(Chief Plumbing Inspector)**

## **SECTION 6. WATER SERVICES**

### **A. New water services.**

1. Plans shall be submitted to the Permits and Inspections Division for review on all new water services in order to determine the degree of hazard.

2. The Chief Plumbing Inspector shall approve the type of backflow prevention assembly or method required for containment based on the requirement of Table D104 and degree of hazard. If a cross-connection is not listed in Table D104, the Chief Plumbing Inspector shall use Table B1 of the “Manual for the Selection, Installation, Maintenance, and Field Testing of Backflow Prevention Devices” (CAN/CSA Standard B64.10-1994) as a guide to determine the type of device to require. (This document is referred to in Table 606 of the LSPC, 2000 Edition.)
3. The Chief Plumbing Inspector shall require the installation of the appropriate backflow prevention assembly or method for containment before the initiation of water service on all new construction, residential and, commercial.

B. Existing water service.

1. Any changes of, or additions to, existing water services shall be treated as new water services for the purpose of this ordinance.
2. Within six (6) months after adoption of this ordinance, the Water Purveyor shall publish and make available to each customer a copy of the standards used to determine the degree of hazard.
3. Each customer shall survey the activities and processes which receives water service and shall report to the Water Purveyor and Chief Plumbing Inspector if cross-connections exist and the degree of hazard. Upon a finding of hazard, the customer shall cause the appropriate backflow prevention assembly or method to be installed in a timely fashion.
4. For existing water services, the Water Purveyor or Chief Plumbing Inspector may inspect the premises to determine the degree of hazard. When high hazard cross-connections are found the Water Purveyor or Chief Plumbing Inspector shall:
  - i. Develop a schedule of compliance which the customer shall follow, or
  - ii. Terminate the water service until a backflow prevention assembly or method for containment required by the Water Purveyor or Chief

Plumbing Inspector has been installed.

5. Failure of the Water Purveyor or Chief Plumbing Inspector to notify a customer that the customer has a high hazard cross-connection and should install backflow prevention assemblies or methods for containment in no way relieves the customer of the responsibility to comply with all requirements of this section.

## **SECTION 7. CUSTOMER DUTIES**

- (a) The customer shall be responsible for ensuring that no cross-connections exist without approved backflow protection within the customer's premises starting at the point of service from the public potable water system.
- (b) The customer shall, at the customer's own expense, cause installation, operation, testing and maintenance of the backflow prevention assemblies required by the administrative authority. The customer shall advise the Chief Plumbing Inspector in advance of when a device is to be tested to allow the water Chief Plumbing Inspector the opportunity to witness the test.
- (c) Within two (2) days after testing and/or repairs are completed, the customer shall provide the Chief Plumbing Inspector with copies of records of the installation and of all tests and repairs made to the backflow prevention assembly on a form provided by the certified tester.
- (d) In the event of a backflow incident, the customer shall immediately notify the Chief Plumbing Inspector and Water Purveyor of the incident and take steps to confine the contamination or pollution. Water service will not be restored until corrective action is taken and approved after inspection by the Chief Plumbing Inspector.
- (e) In accordance with Section D108.3.4 of the LSPC, 2000 Edition, the customer shall maintain records of installations, tests, repairs, overhauls, or replacements of backflow prevention devices or methods for at least 5 years and, upon request, such records shall be made available to the administrative authority.

## **SECTION 8. REQUIREMENTS**

- A. Water Purveyor, and Chief Plumbing Inspector requirements:

1. For premises existing prior to the start of this program, the Water Purveyor or Chief Plumbing Inspector will perform evaluations and inspections of plans and/or premises and inform the customer by letter of any corrective action deemed necessary, the method of achieving the correction, and the time allowed for the correction to be made. Ordinarily, ninety (90) days will be allowed, however, this time period may be shortened depending upon the degree of hazard involved and the history of the device(s) in question.
2. The Chief Plumbing Inspector will not allow any cross-connection to remain unless it is protected by an approved backflow preventer or an air gap for which a permit has been issued and which will be regularly tested to insure satisfactory operation.
3. The Chief Plumbing Inspector shall notify the Customer by letter of any failure to comply at the time of the first re-inspection or immediately following the first re-inspection. The Chief Plumbing Inspector may allow an additional fifteen (15) days for the correction. In the event the Customer fails to comply with the necessary correction by the time of the second re-inspection, the Chief Plumbing Inspector will notify the Customer by letter that the water service to the Customer's premises will be terminated within five (5) days from the customer's receipt of such letter. In the event that the Customer informs the Chief Plumbing Inspector of extenuating circumstances as to why the correction has not been made, a time extension may be granted by the Chief Plumbing Inspector but in no case will exceed an additional thirty (30) days.
4. Notwithstanding anything to the contrary, if the Water Purveyor or Chief Plumbing Inspector determines at any time that a serious threat to the public health exists, the water service will be terminated immediately.
5. The Chief Plumbing Inspector shall have on file a list of Private Contractors who are certified backflow device testers and/or repairers. All charges for these tests, repairs, etc., will be paid by the Customer of the building or property.
6. The Chief Plumbing Inspector will begin initial premise inspections to determine the nature of existing or potential hazards, following the approval of this program by the city Council and Mayor. Initial focus will be on high hazard industries and commercial premises.

B. Customer requirements:

1. The Customer shall be responsible for the elimination or protection of all cross-connections on his premises.
2. The Customer, after having been informed by a letter from the Chief Plumbing Inspector, shall at his expense, install, maintain, and have tested, any and all backflow prevention devices or methods on his premises.
3. The Customer shall, at the Customer's own expense, correct any malfunction of the backflow prevention device or method which is revealed by periodic testing.
4. The Customer shall inform the Chief Plumbing Inspector of any proposed or modified cross-connection and also any existing cross-connection of which the Customer is aware but has not been found by the Chief Plumbing Inspector.
5. The Customer shall not install a bypass around any backflow prevention device or method unless there is a backflow prevention device or method of the same type on the bypass. Customers who cannot shut down operation for testing of the device(s) or method(s) must supply additional devices or methods necessary to allow testing to take place.
6. The Customer shall install backflow prevention devices or methods in a manner approved by the Chief Plumbing Inspector and in conformance with the installation requirements of Section 606 of the LSPC, 2000 Edition. In addition, devices having an atmospheric port or discharge shall be installed such that the port or discharge point is located at least 24 inches above the highest flood level which may have occurred in the previous 10 year period.
7. The Customer shall install only backflow prevention devices or methods approved by the Chief Plumbing Inspector.
8. No private supply shall be interconnected with the City of Bossier City public water supply system pre Section 608 of the LSPC, 2000 Edition.

9. In the event the Customer installs plumbing to provide potable water for domestic purposes which is on the Water Purveyor's side of the backflow prevention device or method, such plumbing must have its own backflow preventer installed.
10. The Customer shall be responsible for the payment of all fees for permits, annual or semi-annual device or method testing, re-testing in the case that the device or method fails to operate correctly, and second re-inspections for noncompliance with the Chief Plumbing Inspectors requirements.

**SECTION 9. REQUIRED BACKFLOW PREVENTION ASSEMBLIES OR METHODS FOR CONTAINMENT**

**A. Water Service Assemblies:**

An air gap or an approved reduced pressure principle backflow prevention assembly is required for water services having one or more potential cross-connections which the administrative authority classifies as high hazard as defined by tables D104 and D105.

**B. Fire Protection System Assemblies:**

1. All proposed installations of fire suppression systems shall be reviewed by the Chief Plumbing Inspector to determine the appropriate type of backflow prevention devices or methods required.
2. For all proposed fire suppression systems using antifreeze, a reduced pressure principle (#10 on Table D104) backflow prevention device shall be installed at the point of entry. The customer shall provide the City with the design and chemical usage of the fire suppression system.
3. All existing fire suppression systems shall meet the requirements of Sec. 9 above. An inspection by a fire suppression specialist shall be done to determine whether antifreeze has been utilized in the suppression system. The inspection shall be done at the expense of the customer. If it cannot be certified that antifreeze has been used, then a backflow prevention device shall be installed as prescribed by Table D104 and as approved by the Chief Plumbing Inspector. Installation shall be at the expense of the customer. The required backflow prevention devices or methods shall be installed at the time the system is repaired or

changed, or within twelve (12) months after adoption of this ordinance, whichever occurs first.

4. In the event cross-connections, such as those found in using auxiliary water supply systems or in providing other water additives such as foaming agents, are necessary for the proper operation of the fire suppression system, then an air gap or a reduced pressure principle backflow prevention device shall be installed in an approved manner.

## **SECTION 10. REGISTRATION**

### **A. Technician Registration:**

Any backflow prevention assembly technician licensed by the State of Louisiana must register with the Permits and Inspections Division before performing work within the City of Bossier City. Any licensed backflow prevention assembly technician shall include his or her state registration number on all correspondence and forms required by or associated with this ordinance.

### **B. General Tester Registration:**

Any backflow prevention assembly general tester shall present a copy of his/her testing certificate from a nationally recognized backflow certification organization and shall register with the Permits and Inspections Division before performing work within the City of Bossier City.

## **SECTION 11. NON-COMPLIANCE BY REGISTERED TECHNICIANS OR GENERAL TESTERS**

- (a) The local registration of a technician or general tester may be revoked or suspended for a period of up to two (2) years for non-compliance with this ordinance.
- (b) Any of the following conditions constitute non-compliance:
  1. Improper testing or repair of backflow prevention assemblies or methods;

2. Improper reporting of the results of testing or of repairs made to backflow prevention assemblies or methods;
3. Failure to meet registration requirements;
4. Related unethical practices.

**SECTION 12. INSTALLATION OF BACKFLOW PREVENTION ASSEMBLIES OR METHODS**

- (a) The required backflow prevention assemblies or methods for containment shall be installed in the manner recommended by the manufacturer and in accord with the requirements of Section 606 of the LSPC, 2000 Edition, immediately following the meter or as close to that location as deemed practical by the Chief Plumbing Inspector. In any case, it shall be located upstream from any branch piping. Installation at this point does not eliminate the responsibility of the customer to protect the water supply system from contamination or pollution between the backflow prevention assembly or methods and the water main.
- (b) Reduced pressure principle backflow prevention assemblies shall be installed so as to be protected from flooding. The port or discharge point shall be installed such that it is located at least 24 inches above the highest flood level which may have occurred in the previous 10 year period.
- (c) Reduced pressure principle backflow prevention assemblies or methods shall not be installed in underground vaults or pits, unless a gravity drainage system (designed by a Louisiana registered engineer) for the particular site has been approved by the state health officer. (The intent of the exception to this section is to possibly allow below grade installations on particular sites or lots having sufficiently hilly ground at the proposed location of the device such that when the vault or pit is constructed it may be equipped with positive gravity drainage openings as to prevent any part of the device from being submerged. A recommended design standard for such an installation may be found in Sections 606.4.1 and 606.4.2 of the 1994 Standard Plumbing Code.)
- (d) All backflow prevention assemblies or methods shall be protected from freezing. Those devices used for seasonal services may be removed in lieu of being protected from freezing; however, the devices must be reinstalled and tested by a registered backflow prevention assembly technician prior to service being reactivated.

- (e) If hot water is used within the water supply system, thermal expansion shall be provided for when installing a backflow prevention assembly or method for containment in accordance with Section 613.2 Thermal Expansion Control of the LSPC, 2000 Edition.
- (f) Provisions shall be made to convey the discharge of water from reduced pressure principle backflow prevention assemblies or methods to a suitable drain through an air gap.
- (g) No backflow prevention assemblies or methods shall be installed in a place where they would create a safety hazard, such as, but not limited to, over an electrical panel, or above ceiling level.
- (h) If interruption of water service during testing and repair of backflow prevention assemblies or methods for containment is unacceptable to the customer, another backflow prevention assembly or method of equivalent or higher protection, sized to handle the temporary water flow needed during the time of testing or repair, shall be installed in parallel piping.
- (I) All backflow prevention assemblies or methods shall be installed so that they are readily accessible for testing, and inspection.
- (j) All shut-off valves shall conform with the current edition of the 2000 Edition Louisiana State Plumbing Code requirements for either ball or resilient seat gate valves. Full port ball valves shall be used on assemblies installed in piping two inches or smaller, and full port resilient wedge-type shut off valves on assemblies installed in piping larger than two inches.

**SECTION 13. TESTING OF BACKFLOW PREVENTION ASSEMBLIES  
OR METHODS**

- (a) Testing of backflow prevention assemblies or methods shall be performed by a backflow prevention assembly technician or by a backflow prevention assembly general tester registered with the Permits and Inspections Division. The costs of tests required in the following paragraphs shall be borne by the customer.
- (b) Backflow prevention assemblies or methods shall be tested upon installation; when cleaned, repaired, or overhauled; when relocated; and, shall be tested and inspected at least once annually. Backflow

prevention devices shall be tested in accordance with CAN/CSA Standard B64.10-1994 or ASSE Standard 5010-1998.

- (c) Backflow prevention assemblies or methods which are in place, but have been out of operation for more than three (3) months, shall be tested before being put back into operation. Backflow prevention assemblies or methods used in seasonal applications shall be tested before being put into operation each season.
- (d) Any backflow prevention assembly or method which fails a periodic test shall be repaired or replaced by a backflow prevention assembly technician when such assembly is located on private property. When such a device is located on public property, a backflow prevention assembly general tester may repair or replace the device if authorized by the Water Purveyor. When water service has been terminated for non-compliance, the backflow prevention assembly or method shall be repaired or replaced prior to the resumption of water service. Backflow prevention assemblies or methods shall be re-tested by a registered backflow prevention assembly technician or by a backflow prevention assembly general tester immediately after repair or replacement.
- (e) The Chief Plumbing Inspector may require backflow prevention assemblies or methods to be tested at any time in addition to the annual testing requirement.
- (f) The registered backflow prevention assembly technician or backflow prevention assembly general tester shall report the testing of backflow prevention assembly or method to the customer and to the Chief Plumbing Inspector within two (2) days of the test.

(g) The Chief Plumbing Inspector may require, at its own cost, additional tests of individual backflow prevention assemblies or methods as it shall deem necessary to verify test procedures and results.

#### **SECTION 14. REPAIR OF BACKFLOW PREVENTION ASSEMBLIES OR METHODS**

- (a) All repairs to backflow prevention assemblies shall be performed by a licensed plumber holding a special “water supply protection specialist” endorsement on his plumbing license, herein defined as “backflow prevention assembly technician”.
- (b) The registered backflow prevention assembly technician shall not change the design, material, or operational characteristics of a backflow prevention assembly or method during repair or maintenance, and shall use only original manufacturer replacement parts, if available; if

not available, shall use replacement parts approved by the Chief Plumbing Inspector.

- (c) The registered backflow prevention assembly technician shall report the repair, overhaul, or replacement of any backflow prevention assembly or method to the customer and to the Chief Plumbing Inspector on the form provided by the tester within two (2) days of the repair.

## **SECTION 15. CUSTOMER NON COMPLIANCE**

- (a) The water service may be discontinued in the case of non-compliance with this ordinance. Non-compliance includes, but is not limited to, the following:
  - 1. Refusal to allow the Chief Plumbing Inspector or Water Purveyor access to the property to inspect for cross-connection;
  - 2. Removal of a backflow prevention assembly or method which has been required by the Chief Plumbing Inspector.
  - 3. Bypassing of a backflow prevention assembly or method which has been required by the Chief Plumbing Inspector.
  - 4. Providing inadequate backflow prevention when potential or actual cross connections exist.
  - 5. Failure to install a backflow prevention assembly or method which has been required by the Chief Plumbing Inspector.
  - 6. Failure to test and/or properly repair a backflow prevention assembly or method as required by the Chief Plumbing Inspector.
  - 7. Failure to comply with the requirements of this ordinance.

## **SECTION 16. PENALTY FOR VIOLATION**

Apart from any other penalties or sanctions imposed by local or state laws, any person found guilty of violating any provision of this Section shall be guilty of a misdemeanor

and, upon conviction thereof, shall be punished in accordance with Section of the City Code. Each day that a violation is allowed to continue shall constitute a separate and distinct violation

**NOW, THEREFORE, BE IT ORDAINED** that the Bossier City Council of the City of Bossier City, in regular session convened, does hereby adopt the backflow prevention and cross connection control program

The above and foregoing Ordinance, read in full at open and legal session convened, was on motion of Mr. Williams and seconded by Mr. Jones, and adopted on the 17th day of August, 2010, by the following vote: (No Public Comment)

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

NAYS: none

ABSENT: Mr. Larkin

ABSTAIN: none

---

David Jones, President

---

Helen Thornton, City Clerk

The following Ordinance offered and adopted:

**ORDINANCE NO. 80 OF 2010**

**AN ORDINANCE TO REPEAL CODE OF ORDINANCES CH. 114, ARTICLE II, SEC. 114-34 , COST AND CONDITION OF WATER METERS; SUPERVISION OF TAPS; TAPPING**

---

**WHEREAS**, Ch. 114, Article II, Sec. 114-34 of the code of ordinances is repealed

**NOW, THEREFORE, BE IT ORDAINED** that the Bossier City Council of the City of Bossier City, in regular session convened, does hereby repeal Ch. 114, Article II, Sec. 114-34 of the code of ordinances

The above and foregoing Ordinance, read in full at open and legal session convened, was on motion of Mr. Irwin and seconded by Mr. Darby, and adopted on the 17th day of August, 2010, by the following vote: (No Public Comment)

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

NAYS: none

ABSENT: Mr. Larkin

ABSTAIN: none

---

David Jones, President

---

Helen Thornton, City Clerk

The following Ordinance offered and adopted:

**ORDINANCE NO. 81 OF 2010**

**AN ORDINANCE TO ADD CH. 114, ARTICLE II, SEC. 114-34 , COST AND CONDITION OF WATER METERS; SUPERVISION OF TAPS; TAPPING, TO THE CODE OF ORDINANCES**

---

**WHEREAS**, the following is added to Ch. 114, Article II, Sec. 114-34 of the code of ordinances

**CHAPTER 114 UTILITIES**

**ARTICLE II. WATER SERVICE**

**Sec. 114-34. Type, Cost and condition of water meters; supervision of taps; tapping fees.**

- (a) All water meters used in accordance with this chapter shall be of the type and maintained in a condition acceptable to the director of public utilities.
- (b) All water taps and/or connections to the main water line shall be by a plumbing or utility contractor, under the supervision of the city engineering department or the permits and inspections division.
- (c) All water meters, taps and/or connections to the main water line shall be permitted by the city permits and inspections division or the city engineering department.
- (d) The cost to the consumer for shall be as follows:

TABLE INSET:

Size of Meter Service (In Inches)	Cost
3/4.....	\$150.00
1.....	\$250.00
1 1/2.....	\$400.00
2.....	\$650.00
Connection permission for commercial meters over 2 inches shall be, per diameter inch of service line.....	600.00

(e) Larger water meter services or connections shall include cost of ~~a~~ meter, materials and labor for installation thereof.

(f) Inspection fees shall be as follows:

(1) 3/4-inch through 2-inch water meter services shall be \$30.00;

(2) Larger water service inspection fees shall be \$60.00.

**NOW, THEREFORE, BE IT ORDAINED** that the Bossier City Council of the City of Bossier City, in regular session convened, does hereby add Ch. 114, Article II, Sec. 114-34 to the code of ordinances

The above and foregoing Ordinance, read in full at open and legal session convened, was on motion of Mr. Darby and seconded by Mr. Irwin, and adopted on the 17th day of August, 2010, by the following vote: (No Public Comment)

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

NAYS: none

ABSENT: Mr. Larkin

ABSTAIN: none

---

David Jones, President

---

Helen Thornton, City Clerk

**Agenda item called:**

**Introduce Ordinance to adopt a Solar PV (photovoltaic) System and Solar Hot Water System Building Code**

**By: Mr. Montgomery**

Motion made to continue this item 14 days  
Seconded by Mr. Williams  
Vote in favor of motion is unanimous.

By: Mr. Williams

Motion made to introduce Ordinance to appropriate \$67,000 to come from the 2007 Bond Transportation Improvement Fund to be used to contract Mike McSwain Architect for design renovations to apartments at 4632 Swan Lake Rd, part of the Swan Lake Road widening.

Seconded by Mr. Jones

No Public Comment

Vote in favor of motion is unanimous

By: Mr. Irwin

Motion made to introduce Ordinance establishing Section 98-3 of the Code of Ordinances, prohibiting the use of city streets for conducting geological surveys for oil, gas or other minerals without consent of the City Council.

Seconded by Mr. Williams

No Public Comment

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to introduce Ordinance to appropriate \$3,963,900 for waste water engineering services.

Seconded by Mr. Williams

No Public Comment

Motion carried by the following vote:

Ayes: Mr. Montgomery, Mr. Irwin, Mr. Williams, Mr. Jones, Mr. Knight

Nays: Mr. Darby

Absent: Mr. Larkin

Abstain: none

By: Mr. Jones

Motion made to introduce Ordinance to appropriate \$4,370,033 to come from the 2008 Utility Bond Issue Fund to contract with Manchac Consulting Group for water engineering services.

Seconded by Mr. Williams

No Public Comment

Motion carried by the following vote:

Ayes: Mr. Montgomery, Mr. Irwin, Mr. Williams, Mr. Jones, Mr. Knight

Nays: Mr. Darby

Absent: Mr. Larkin

Abstain: none

By: Mr. Williams

Motion made to introduce Ordinance declaring Lot 2 located in Section 21, Township 18N, Range 13W, Northside Drive Subdivision surplus to the needs of the City.

Seconded by Mr. Jones

No Public Comment

Vote in favor of motion is unanimous.

On Motion of Mr. Jones, seconded by Mr. Williams, the following resolution was offered:

**RESOLUTION NO. 26 OF 2010**

**A RESOLUTION ADOPTING THE LOUISIANA STATE BOND COMMISSION'S POLICY ON USE OF SWAPS OR OTHER FORMS OF DERIVATIVE PRODUCTS IN CONNECTION WITH THE CITY'S BORROWING IN \$60,000,000 LOUISIANA LOCAL GOVERNMENT ENVIRONMENTAL FACILITIES AND COMMUNITY DEVELOPMENT AUTHORITY (CITY OF BOSSIER CITY PUBLIC IMPROVEMENT PROJECTS) SERIES 2010 AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.**

**WHEREAS**, the Louisiana State Bond Commission ("Commission") on July 20, 2006, adopted its Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc. (the "Policy");

**WHEREAS**, the City of Bossier City, Louisiana ("City") has requested funding from the Louisiana Local Government Environmental Facilities and Community Development Authority ("LCDA") for various public improvements to be made within the City;

**WHEREAS**, although the Commission's Policy is applicable to an "applicant/issuer," which in the financing presently under consideration by the City, is the LCDA, and no swaps or other derivative products are to be utilized in \$60,000,000 Louisiana Local Government Environmental Facilities And Community Development Authority (City of Bossier City Public Improvement Projects) Series 2010 (the "Financing"), the Commission has nevertheless requested the City adopt its Policy in the Financing;

**NOW, THEREFORE, BE IT RESOLVED** by the City of Bossier City, Louisiana, Bossier Parish, Louisiana, as follows:

**SECTION 1.** The City of Bossier City, Bossier Parish, Louisiana hereby adopts the Commission's Policy in connection with the financing, and specifically states:

By virtue of the LCDA's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval(s) resolved and set forth herein, the City resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further 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.," adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

**SECTION 2.** The City Clerk is empowered, authorized and requested to forward to the Commission a certified copy of this resolution.

**SECTION 3.** If any provision, item or application of this Resolution or the applications thereof are held invalid, such invalidity shall not affect other provisions, items or applications which can be given effect without the invalid provisions, items or applications; and, to this end, the provisions of this Resolution are hereby declared severable.

**SECTION 4.** This Resolution shall become effective immediately upon its adoption.

**SECTION 5.** All Resolutions in conflict herewith are hereby repealed.

The above and foregoing Resolution was read in full at open and legal session convened, was on motion of Mr. Jones, and second by Mr. Williams, and adopted on the 17<sup>th</sup> day of August, 2010, by the following vote:

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

NAYS: none

ABSENT: Mr. Larkin

ABSTAIN: none

---

DAVID JONES  
PRESIDENT

---

HELEN THORNTON  
CITY CLERK

(Other business not pertinent to the present excerpt may be found of record in the official minute book.)

Upon motion duly made and unanimously carried, the meeting was adjourned.

/s/ David Jones

DAVID JONES, President

/s/ Helen Thornton

HELEN THORNTON, City Clerk

**STATE OF LOUISIANA**

**PARISH OF BOSSIER**

I, **HELEN THORNTON**, certify that I am the duly qualified and acting City Clerk for the City of Bossier City, 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 of Bossier City, Louisiana, held on August 17, 2010, and of a resolution adopted at said meeting, as said minutes and resolution 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, Louisiana, on this, the 17<sup>th</sup> day of August, 2010.

---

**HELEN THORNTON, City Clerk**

[S E A L]

On Motion of Mr. Jones, seconded by Mr. Williams, the following resolution was offered:

**RESOLUTION NO. 27 OF 2010**

**A RESOLUTION AUTHORIZING THE CITY OF BOSSIER CITY, LOUISIANA TO PROCEED WITH DEVELOPMENT OF A PROJECT FOR REFUNDING OF CERTAIN OUTSTANDING PUBLIC IMPROVEMENT SALES TAX BONDS, SERIES 2002, OF THE CITY; AUTHORIZING ISSUANCE BY THE CITY OF NOT EXCEEDING \$24,000,000**

**OF SALES TAX REVENUE REFUNDING BONDS, 2010  
SERIES; MAKING APPLICATION TO THE STATE BOND  
COMMISSION AND PROVIDING FOR OTHER MATTERS IN  
CONNECTION THEREWITH.**

**WHEREAS**, the City of Bossier City, Louisiana (the “Issuer”), after examining available data, has determined that there is substantial need within the Issuer for refunding certain outstanding Public Improvement Sales Tax Bonds, Series 2002, by the Issuer, in accordance with the provisions of Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended; and

**WHEREAS**, issuance of public improvement sales tax revenue refunding bonds of the Issuer will assist in alleviating such need, and deliver to the Issuer positive net present value debt service savings, to the Issuer’s benefit;

**NOW, THEREFORE, BE IT RESOLVED** by the City of Bossier City, Louisiana, Bossier Parish, Louisiana, as follows:

**SECTION 1.** The City of Bossier City, Bossier Parish, Louisiana is hereby authorized to proceed with an advance refunding the Issuer’s outstanding Public Improvement Sales Tax Bonds, Series 2002, dated December 1, 2002, on original issue, involving the proposed issuance by the City of Bossier City of not exceeding \$24,000,000 Public Improvement Sales Tax Revenue Refunding Bonds, 2010 Series (the “Bonds”), to mature on or before December 1, 2022, at a rate or rates not exceeding 5% per annum.

**SECTION 2.** Application is hereby formally made to the Louisiana State Bond Commission, pursuant to the provisions of Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, for consent, approval and authority to issue, sell and deliver the bonds herein authorized, to be secured by and payable from sales tax revenues of the Issuer budgeted, allocated, available, dedicated, set aside or otherwise to be utilized to fund or make debt service payments on the Bonds.

By virtue of the Issuer’s application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission’s approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further 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.,” adopted by the Commission on

July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

**SECTION 3.** The City Clerk is empowered, authorized and requested to forward to the Louisiana State Bond Commission a certified copy of this resolution which shall constitute a formal application as herein provided.

**SECTION 4.** There being a real public necessity for the retention and employment of legal counsel to provide specialized legal services in connection with issuance of the Bonds by the Issuer, and it appearing that the public interest requires obtaining of such specialized legal services, Joseph A. Delafield, A Professional Corporation, of Lake Charles, Louisiana (“Bond Counsel”), is hereby employed for such purposes. The fee for the work to be performed by Bond Counsel is contingent upon the issuance, sale and delivery of the Bonds, and shall be in accordance with the maximum fee schedule of the Attorney General of the State of Louisiana for comprehensive legal and coordinate professional work of bond attorneys and bond counsel in the issuance of revenue bonds.

In conjunction with the City Clerk, Bond Counsel is hereby directed to forward a certified copy of this Resolution to State Bond Commission, Baton Rouge, Louisiana, along with a letter requesting prompt approval of this application.

**SECTION 5.** The employment of Stephens Inc., Baton Rouge, Louisiana, as Underwriter in connection with the Bonds is hereby approved. The compensation of the Underwriter shall be payable from the proceeds of the Bonds and shall be subject to the approval of the Issuer and the Louisiana State Bond Commission.

**SECTION 6.** Government Consultants of Louisiana, Inc., Baton Rouge, Louisiana, is hereby appointed as Financial Advisor to the Issuer in connection with issuance, sale and delivery of the Bonds.

The above and foregoing Resolution was read in full at open and legal session convened, was on motion of Mr. Jones, and second by Mr. Williams, and adopted on the 17<sup>th</sup> day of August, 2010, by the following vote:

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

Mr. Knight

NAYS: none

ABSENT: Mr. Larkin

ABSTAIN:

---

DAVID JONES  
PRESIDENT

---

HELEN THORNTON  
CITY CLERK

(Other business not pertinent to the present excerpt may be found of record in the official minute book.)

Upon motion duly made and unanimously carried, the meeting was adjourned.

/s/ David Jones

DAVID JONES, President

/s/ Helen Thornton

HELEN THORNTON, City Clerk

**STATE OF LOUISIANA**

**PARISH OF BOSSIER**

I, **HELEN THORNTON**, certify that I am the duly qualified and acting City Clerk for the City of Bossier City, 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 of Bossier City, Louisiana, held on August 17, 2010, and of a resolution adopted at said meeting, as said minutes and resolution 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, Louisiana, on this, the 17<sup>th</sup> day of August, 2010.

---

**HELEN THORNTON, City Clerk**

[S E A L]

On Motion of Mr. Mr. Williams, seconded by Mr. Mr. Jones, the following resolution was offered:

**RESOLUTION NO. 28 OF 2010**

**A RESOLUTION AUTHORIZING THE CITY OF BOSSIER CITY, LOUISIANA TO PROCEED WITH DEVELOPMENT OF A PROJECT FOR REFUNDING OF CERTAIN OUTSTANDING**

**UTILITIES REVENUE BONDS, SERIES 2002, OF THE CITY;  
AUTHORIZING ISSUANCE BY THE CITY OF NOT  
EXCEEDING \$13,500,000 OF UTILITIES REVENUE  
REFUNDING BONDS, 2010 SERIES; MAKING APPLICATION  
TO THE STATE BOND COMMISSION AND PROVIDING FOR  
OTHER MATTERS IN CONNECTION THEREWITH.**

**WHEREAS**, the City of Bossier City, Louisiana (the “Issuer”), after examining available data, has determined that there is substantial need within the Issuer for refunding certain outstanding Utilities Revenue Bonds, Series 2002, by the Issuer, in accordance with the provisions of Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended; and

**WHEREAS**, issuance of utilities revenue refunding bonds of the Issuer will assist in alleviating such need, and deliver to the Issuer positive net present value debt service savings, to the Issuer’s benefit;

**NOW, THEREFORE, BE IT RESOLVED** by the City of Bossier City, Louisiana, Bossier Parish, Louisiana, as follows:

**SECTION 1.** The City of Bossier City, Bossier Parish, Louisiana is hereby authorized to proceed with an advance refunding the Issuer’s outstanding Utilities Revenue Bonds, Series 2002, dated July 1, 2002, on original issue, involving the proposed issuance by the City of Bossier City of not exceeding \$13,500,000 Utilities Revenue Refunding Bonds, 2010 Series (the “Bonds”), to mature on or before October 1, 2022, at a rate or rates not exceeding 5% per annum.

**SECTION 2.** Application is hereby formally made to the Louisiana State Bond Commission, pursuant to the provisions of Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, for consent, approval and authority to issue, sell and deliver the bonds herein authorized, to be secured by and payable from income and revenues derived from the operation of the combined waterworks plant and system and utility system of the Issuer budgeted, allocated, available, dedicated, set aside or otherwise to be utilized to fund or make debt service payments on the Bonds.

By virtue of the Issuer’s application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission’s approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further

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.,” adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

**SECTION 3.** The City Clerk is empowered, authorized and requested to forward to the Louisiana State Bond Commission a certified copy of this resolution which shall constitute a formal application as herein provided.

**SECTION 4.** There being a real public necessity for the retention and employment of legal counsel to provide specialized legal services in connection with issuance of the Bonds by the Issuer, and it appearing that the public interest requires obtaining of such specialized legal services, Joseph A. Delafield, A Professional Corporation, of Lake Charles, Louisiana (“Bond Counsel”), is hereby employed for such purposes. The fee for the work to be performed by Bond Counsel is contingent upon the issuance, sale and delivery of the Bonds, and shall be in accordance with the maximum fee schedule of the Attorney General of the State of Louisiana for comprehensive legal and coordinate professional work of bond attorneys and bond counsel in the issuance of revenue bonds.

In conjunction with the City Clerk, Bond Counsel is hereby directed to forward a certified copy of this Resolution to State Bond Commission, Baton Rouge, Louisiana, along with a letter requesting prompt approval of this application.

**SECTION 5.** The employment of Stephens Inc., Baton Rouge, Louisiana, as Underwriter in connection with the Bonds is hereby approved. The compensation of the Underwriter shall be payable from the proceeds of the Bonds and shall be subject to the approval of the Issuer and the Louisiana State Bond Commission.

**SECTION 6.** Government Consultants of Louisiana, Inc., Baton Rouge, Louisiana, is hereby appointed as Financial Advisor to the Issuer in connection with issuance, sale and delivery of the Bonds.

The above and foregoing Resolution was read in full at open and legal session convened, was on motion of Mr. Williams, and second by Mr. Jones, and adopted on the 17<sup>th</sup> day of August, 2010, by the following vote:

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

Mr. Knight

NAYS: none

ABSENT: Mr. Larkin

ABSTAIN: none

---

DAVID JONES  
PRESIDENT

---

HELEN THORNTON  
CITY CLERK

(Other business not pertinent to the present excerpt may be found of record in the official minute book.)

Upon motion duly made and unanimously carried, the meeting was adjourned.

/s/ David Jones

DAVID JONES, President

/s/ Helen Thornton

HELEN THORNTON, City Clerk

**STATE OF LOUISIANA**

**PARISH OF BOSSIER**

I, **HELEN THORNTON**, certify that I am the duly qualified and acting City Clerk for the City of Bossier City, 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 of Bossier City, Louisiana, held on August 17, 2010, and of a resolution adopted at said meeting, as said minutes and resolution 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, Louisiana, on this, the 17<sup>th</sup> day of August, 2010.

---

**HELEN THORNTON, City Clerk**

[S E A L]

**RESOLUTION NO. 29 OF 2010**

**A RESOLUTION TO PROMOTE A LIFT STATIONS SUPERINTENDENT,  
HIRE ONE UTILITY WORKER I AND AN ELECTRICIAN III TO REPLACE  
VACANT POSITIONS IN PUBLIC UTILITIES**

---

**WHEREAS**, the City Council of the City of Bossier City authorizes the promotion of a lift stations superintendent, the hiring of one utility worker I and an electrician III to replace vacant positions in Public Utilities.

**NOW, THEREFORE, BE IT ORDAINED** that the City Council of the City of Bossier City, in regular session convened, does hereby authorize the promotion of a lift stations superintendent, the hiring of one utility worker I and an electrician III to replace vacant positions in Public Utilities.

The above and foregoing Resolution, read in full at open and legal session convened, was on motion of Mr. Knight, seconded by Mr. Darby, and adopted on the 17th day of August, 2010, by the following vote:

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

NAYS: none

ABSENT: Mr. Larkin

ABSTAIN: none

---

David Jones, Council President

---

Helen Thornton, City Clerk

**By: Mr. Williams**

**Motion made to approve report of Change Order for Concrete Repairs-City Wide 2009, an increase of \$66,546.56, total of contract with increase \$1,165,000.**

**Seconded by Mr. Jones**

**No Public Comment**

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

**Hearing to review the recommendation of demolition and removal of dilapidated structure at 200 Benoist Circle**

**Present: Mickey Frazier, Code Enforcement Officer**

**Robin Harvill, Curator ad hoc**

**Mike Adams, person wanting to purchase property, stated he has contract on the house**

**Tony Shirley, 216 Benoist, neighbor**

**Not Present: Robert Nebus, owner of property**

**Discussion:**

**Mr. Frazier stated the property had been condemned March 31, 2010**

**Mike Adams stated he has offered a contract to purchase property and would like to rebuild house.**

**Mr. Darby asks what is the difference in this property and the property on Green Street.**

**Mr. Frazier stated the houses on Green Street were purchased after the City issued the condemnation.**

**Mr. Hall stated the City should carry through with condemnation**

**By: Mr. Williams**

**Motion made to have property come into compliance within 30 days**

**Seconded by Mr. Montgomery**

**Mr. Williams withdraws his motion**

Mr. Knight would like to see property cleaned as soon as possible if Mike Adams purchases property.

By: Mr. Montgomery

Motion made to continue these items for 30 days, reporting back to Council, giving Mr. Adams time to have slab inspected, closing of the purchase of property and permits issued.

Seconded by Mr. Williams

Motion carried by the following vote:

Ayes: Mr. Montgomery, Mr. Irwin, Mr. Williams, Mr. Knight

Nays: Mr. Darby, Mr. Jones

Absent: Mr. Larkin

Abstain: none

By: Mr. Irwin

Motion made to approve placement in the official minutes of the Bossier City Council meeting minutes the name of Darren Barclay as the Police representative of the Municipal Fire and Police Civil Service Board. Term expires March 6, 2012.

Seconded by Mr. Williams

Vote in favor of motion is unanimous.

Mr. Jones stated the Council would like an updated list of vehicles/location of assigned vehicle's and driver's name.

Budget Workshop to follow Regular Meeting.

There being no further business to come before this meeting, meeting adjourned at 4:04PM by President Jones.

Respectfully submitted:

Helen Thornton  
City Clerk

Publish: September 1, 2010  
Bossier Press Tribune