

**PROCEEDINGS OF THE CITY COUNCIL OF BOSSIER CITY
STATE OF LOUISIANA TAKEN AT THE REGULAR MEETING
TUESDAY, MAY 4, 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, May 4, 2010 at 3:00 PM

Invocation was given by Council Member Scott Irwin

Pledge of Allegiance led by Council Member James Knight

Roll Call as Follows:

Present: Honorable Don Williams, President; Honorable Council Members Scott Irwin, Jeffery Darby, David Jones, James Knight

Absent: Timothy Larkin, David Montgomery, Jr.

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

By: Mr. Jones

Motion made to approve minutes of the April 20, 2010 meeting and dispense with the reading.

Seconded by Mr. Knight

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to add to agenda Resolution approving parade permit for Radiant Life Church

Seconded by Mr. Knight

No Public Comment

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to approve agenda as amended.

Seconded by Mr. Knight

Vote in favor of motion is unanimous.

Mayor Walker conveys his thanks to the Citizens of Bossier City, Fire and Police Departments for the passage of the tax renewal.

Mayor Walker reads Proclamation for "National Day of Prayer"

The following Ordinance offered and adopted:

ORDINANCE NO. 46 OF 2010

**AN ORDINANCE TO APPROPRIATE \$125,188 TO COME FROM
THE 2007 BOND FUND TO BE USED FOR ENGINEERING
TECHNICAL REVIEWS OF CONTRACTOR SUBMITTALS AS
PART OF THE TRAFFIC STREET WIDENING PROJECT.**

WHEREAS, technical review of construction submittals will be required as part of the rail bridge construction segment of the Traffic Street Widening Project; and

WHEREAS, Aillet, Fenner, Jolly & McClelland Engineers propose a not to exceed fee of \$20,000 and AE COM Engineers propose a not to exceed fee of \$105,188 for technical reviews.

NOW, THEREFORE, BE IT ORDAINED that the City Council of Bossier City, in regular session convened, does hereby appropriate \$125,188 to come from the 2007 Bond Fund to be used for engineering technical reviews of contractor submittals as part of the Traffic Street Widening Project.

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. Knight and seconded by Mr. Irwin, and adopted on the 4th day of May, 2010, by the following vote:

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

NAYS: none

ABSENT: Mr. Larkin, Mr. Montgomery

ABSTAIN: none

Don Williams, President

Helen Thornton, City Clerk

The following Ordinance offered and adopted:

ORDINANCE NO. 47 OF 2010

AN ORDINANCE TO APPROPRIATE \$35,000 TO COME FROM THE SALES TAX CAPITAL IMPROVEMENT FUND TO BE USED TO CONTRACT WITH OWEN & WHITE ENGINEERS TO STUDY THE EFFECTS ON FLAT RIVER WATER SURFACE ELEVATION DUE TO THE LOSS OF STORAGE IN THE WILLOW CHUTE BASIN CAUSED BY THE CONSTRUCTION OF A LEVEE ALONG WILLOW CHUTE.

WHEREAS, the Bossier City Public Works Department desires that a study be done to determine the effects of a proposed levee along the right descending bank of Willow Chute Bayou; and

WHEREAS, the Bossier City Public Works Department would also require new drainage outfall designs for Carriage Oaks Crossing, Victorias Point and Carriage Oaks Subdivisions which shall also be a part of the Owen & White Study.

NOW, THEREFORE, BE IT ORDAINED that the Bossier City Council of the City of Bossier City, in regular session convened, does hereby appropriate \$35,000 to come from the Sales Tax Capital Improvement Fund to be used to contract with Owens & White Engineers to study the effects on Flat River Water Surface Elevation due to the loss of storage in the Willow Chute Basin caused by the construction of a levee along Willow Chute.

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. Jones, and adopted on the 4th day of May, 2010, by the following vote:

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

NAYS: none

ABSENT: Mr. Larkin, Mr. Montgomery

ABSTAIN: none

Don Williams, President

Helen Thornton, City Clerk

The following Ordinance offered and adopted:

ORDINANCE NO. 48 OF 2010

AN ORDINANCE TO APPROPRIATE \$40,000 TO COME FROM THE SALES TAX CAPITAL IMPROVEMENT FUND TO SUPPLEMENT THE ALREADY APPROPRIATED \$125,000 TO BE USED TO PURCHASE A 60-FOOT BUCKET TRUCK FOR THE TRAFFIC ENGINEERING DIVISION.

WHEREAS, \$125,000 was appropriated in the 2010 Capital Improvement Budget for the purpose of purchasing a new 60-foot bucket truck for the Traffic Engineering Division; and

WHEREAS, the lowest bid for said 60-foot bucket truck exceeds the appropriated amount of \$125,000 necessitating the allocation of additional funds.

NOW, THEREFORE, BE IT ORDAINED that the City Council of Bossier City, in regular session convened, does hereby appropriate \$40,000 to come from the Sales Tax Capital Improvement Fund to supplement the already appropriated \$125,000 to be used to purchase a 60-foot bucket truck for the Traffic Engineering Division.

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. Jones and seconded by Mr. Knight, and adopted on the 4th day of May, 2010, by the following vote:

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

NAYS: none

ABSENT: Mr. Larkin, Mr. Montgomery

ABSTAIN: none

Don Williams, President

Helen Thornton, City Clerk

The following Ordinance offered and adopted:

Ordinance No.49 Of 2010

AN ORDINANCE AUTHORIZING THE SALE OF LOT 3 COMMERCE INDUSTRIAL PARK, UNIT NO. 1, TO QUALITY LAND AND INVESTMENTS, L.L.C. AND AUTHORIZING MAYOR LORENZ WALKER TO EXECUTE ANY AND ALL DOCUMENTS IN CONNECTION THEREWITH.

WHEREAS, the referenced property is owned jointly by the Bossier Parish Police Jury and the City of Bossier City and the Bossier Parish Police Jury has negotiated an option to sell this approximately 20 acre tract of land to Quality Land and Investments, L.L.C. for **FOUR HUNDRED THOUSAND AND NO/100 (\$400,000.00) DOLLARS**; and

WHEREAS, said purchase is contingent on the completion of an approximately 14,000 square foot building on the referenced property within three (3) years and the creation of 85 new, full time equivalent jobs at its facility within 3 years.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City, Louisiana, in regular session convened, that Mayor Lorenz Walker is authorized to execute any and all documents necessary to complete the sale of Lot 3, Commerce Industrial Park, Unit No. 1, Bossier Parish Louisiana (being 20.00 acres, more or less) to Quality Land And Investments, L.L.C..

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Irwin, and seconded by Mr. Jones, and adopted on the 4th, day of May, 2010, by the following vote:

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

NAYS: none

ABSENT: Mr. Larkin, Mr. Montgomery

ABSTAIN: none

Don Williams, President

Helen Thornton, City Clerk

By: Mr. Irwin

Motion made to introduce Ordinance prohibiting the attached list of vehicles from being driven to employee's homes.

Seconded by Mr. Darby

Vote in favor of motion is unanimous.

By: Mr. Darby

Motion made to introduce Ordinance to abandon a section of Fortune Drive as was originally dedicated to the public as part of the "Harrison Business Park" to make way for a proposed new business location.

Seconded by Mr. Irwin

Motion carried by the following vote:

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

Nays: none

Abstain: Mr. Jones

Absent: Mr. Larkin, Mr. Montgomery

By: Mr. Irwin

Motion made to introduce Ordinance to appropriate \$20,000 to come from the Sales Tax Capital Improvement Fund to be used to contribute toward the construction of approximately 300 feet of a city street and water main within the Harrison Business Park.

Seconded by Mr. Knight

Motion carried by the following vote:

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

Nays: none

Abstain: Mr. Jones

Absent: Mr. Larkin, Mr. Montgomery

By: Mr. Darby

Motion made to introduce Ordinance to repeal Ordinances 2 of 2006, 118 of 2002, 110 of 2001, and adopt a new ordinance whereby the City of Bossier City and Bossier Parish Police Jury agree that the Bossier Parish Police Jury shall own traffic signal systems and Bossier City shall maintain traffic signal systems.

Seconded by Mr. Jones

Vote in favor of motion is unanimous.

The following ordinance offered and adopted:

ORDINANCE NO. 50 OF 2010

AN ORDINANCE AMENDING ORDINANCE NO. 126 OF 2003, BY CHANGING THE ZONING CLASSIFICATION OF A TRACT OF LAND LOCATED IN SECTION 9, T18N-R13W, BOSSIER PARISH, LOUISIANA, FROM R-A, RESIDENTIAL-AGRICULTURE DISTRICT, TO B-2, LIMITED BUSINESS DISTRICT, FOR A CREDIT UNION. (CARTER FEDERAL CREDIT UNION)

SECTION 1. BE IT ORDAINED by the City Council of Bossier City, Louisiana, in

regular session convened, that Ordinance No. 126 of 2003 of the City Council of

the City of Bossier City, Louisiana, is hereby amended to provide that the zoning

classification is hereby changed from R-A, Residential-Agriculture District, to

B-2, Limited Business District for the following:

A certain tract of land containing 1.254 acres, more or less, being situated in Section 9, T18N-R13W, Bossier Parish, LA, and being more particularly described as follows: commencing at the southeast corner of said Section 9 and proceed north a distance of 3,363.46 feet; thence proceed

west a distance of 1,635.81 feet to a point on the north right of way of Greenacres Blvd. as recorded in conveyance Book 1207, Page 833 of the records of Bossier Parish, LA, said point also being the Point Of Beginning; thence proceed along said north right of way south 83° 29' 11" west a distance of 235.15 feet; thence continue along said north right of way north 50° 57' 58" west a distance of 28.31 feet to a point on the east right of way of Airline Dr.; thence leaving said north right of way proceed along said east right of way north 06° 27' 06" east a distance of 194.79 feet; thence proceed north 83° 29' 11" east a distance of 255.00 feet; thence proceed south 06° 27' 06" east a distance of 215.00 feet to the Point Of Beginning.

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

adopted this 4th day of May, 2010.

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

NAYS: none

ABSTAIN: none

ABSENT: Mr. Larkin, Mr. Montgomery

DON WILLIAMS, PRESIDENT

HELEN THORNTON, CITY CLERK

C-20-09

The following ordinance offered and adopted:

ORDINANCE NO. 51 OF 2010

AN ORDINANCE APPROVING A CONDITIONAL USE AT A B-3 LOCATION, 2112 VILLAGGIO BLVD., BOSSIER CITY, LA, FOR ON-PREMISE CONSUMPTION OF LOW AND HIGH CONTENT ALCOHOL AT A RESTAURANT.

WHEREAS, KENITH RICORD has applied to the Bossier City-Parish, Metropolitan Planning Commission for a Conditional Use at a B-3 location, 2112 Villaggio Blvd., Bossier City, LA, for on-premise consumption of low and high content alcohol at a restaurant, and

WHEREAS, a public hearing for the application was held on April 12, 2010, and

WHEREAS, the Planning Department has submitted the results of said public hearing, to the Mayor and the City Council of the City of Bossier City.

THE CITY COUNCIL OF THE CITY OF BOSSIER CITY HEREBY ORDAINS:

SECTION 1. That the Conditional Use for on-premise consumption of low and high content alcohol at a B-3 location, 2112 Villaggio Blvd. , Bossier City, LA 71111 is hereby approved.

Motion was made by Mr. Knight and seconded by Mr. Jones to adopt the above

ordinance. Upon the following vote, the ordinance was duly

adopted this 4th day of May, 2010.

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

NAYS: none

ABSTAIN: none

ABSENT: Mr. Larkin, Mr. Montgomery

DON WILLIAMS, PRESIDENT

HELEN THORNTON, CITY CLERK

C-21-10

By: Mr. Jones

Motion made to introduce Ordinance to appropriate \$40,000 to come from the Sales Tax Capital Improvement Fund to be used to install fences, gates and security lighting at the Public Service Complex.

Seconded by Mr. Irwin

Vote in favor of motion is unanimous.

The following Resolution offered and adopted:

RESOLUTION NO. 12 OF 2010

A RESOLUTION AUTHORIZING ONE LABORER I POSITION TO BE REPLACED

WHEREAS, Ordinance No. 2 of 2010 implemented a hiring freeze requiring Bossier City Council approval for the hiring of any personnel;

WHEREAS, one vacancy now exist in the Grass Cutting and Street Sweeping division and filling that positions will allow operations to continue;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Bossier City, Louisiana, in regular and legal session convened, that the administration is authorized to replace one Laborer I position.

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. Darby, and adopted on the 4th day of May, 2010, by the following vote:

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

NAYS: none

ABSENT: Mr. Larkin, Mr. Montgomery

ABSTAIN: none

Don Williams, President

Helen Thornton, City Clerk

By: Mr. Jones

Motion made to approve report of Change Order for Waller Ave/John Wesley Blvd lift station force main relocation, an increase of \$33,544, total of contract with increase \$221,894

Seconded by Mr. Knight

Vote in favor of motion is unanimous.

By: Mr. Jones

Motion made to approve report of Change Order for Riverside Drive Fire Station No. 6, an increase of \$11,854, total of contract with increase \$3,139,565

Seconded by Mr. Irwin

Vote in favor of motion is unanimous

By: Mr. Knight

Motion made to approve report of Change Order for concrete repairs city-wide 2009, increase of \$14,298.32, total of contract with increase \$936,498.32

Seconded by Mr. Darby

Vote in favor of motion is unanimous.

Hearing of appeal for inoperable vehicle located at 1518 Anita Street, Bossier City, Louisiana.

Present: Robert Guyton, Code Enforcement Officer
Owner not Present

By: Mr. Jones

Motion made to tow vehicle at 1518 Anita Street.

Seconded by Mr. Knight

Motion passed by the following vote:

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

Nays: none

Abstain: Mr. Darby

Absent: Mr. Larkin, Mr. Montgomery

Hearing for demolition at 1843 Green Street, Bossier City, Louisiana.

Present: Kenny Carrington, Code Enforcement Officer

Carolyn Lars, daughter of owner Martha Lars

Robin S. Harvill, Curator ad hoc, stated notice of the proceedings had been provided to owner as required interposes no objection.

Ms. Carolyn Lars requested a 90-day extension

By: Mr. Jones

Motion made to give Ms. Lars a 90-day extension to have structure brought up to standards

Seconded by Mr. Darby

Vote in favor of motion is unanimous.

Hearing of demolition at 1845 Green Street, Bossier City, Louisiana.

Present: Kenny Carrington, Code Enforcement Officer

Carolyn Lars, daughter of owner Martha Lars

Robin S. Harvill, Curator ad hoc, stated notice of the proceedings had been provided to owner as required interposes no objection.

Ms. Carolyn Lars requested a 90-day extension

By: Mr. Jones

Motion made to give Ms. Lars a 90-day extension to have structure brought up to standards.

Seconded by Mr. Irwin

Vote in favor of motion is unanimous.

THE FOLLOWING RESOLUTION OFFERED AND ADOPTED:

RESOLUTION No. 13 OF 2010

A RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL TO WAIVE THE PERMIT FEES AND COST FOR THE RADIANT LIFE CHURCH FOR THE JERICHO RIDE

BIKER EVENT TO BE HELD MAY 15, 2010

WHEREAS, THE CITY COUNCIL OF THE CITY OF BOSSIER CITY PASSED

ORDINANCE 103 OF 1993, REGULATING THE REQUIREMENTS TO HAVE PARADES,

MARATHONS, ETC., WITHIN THE CITY LIMITS OF THE CITY OF BOSSIER; AND

WHEREAS, A PROVISION OF THIS ORDINANCE PROVIDES FOR THE WAIVER BY

THE MAYOR AND CITY COUNCIL OF ALL FEES AND COST TO THE CITY OF BOSSIER CITY

INCURRED AS A RESULT OF THE SCHEDULING OF THE ABOVE-MENTIONED EVENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF BOSSIER CITY, LOUISIANA, IN REGULAR SESSION CONVENED, HEREBY WAIVES THE FEES

AND ANY COST TO THE CITY OF BOSSIER IN CONJUNCTION WITH THE RADIANT LIFE

CHURCH FOR THE JERICHO RIDE BIKER EVENT TO BE HELD MAY 15, 2010 AND

GRANTS PERMISSION TO BEGIN AT 10:00 A. M. THE PARADE ROUTE HAS BEEN

COORDINATED WITH AND APPROVED BY THE BOSSIER CITY POLICE DEPARTMENT. INSURANCE

CERTIFICATE SUPPLIED AND PAID OVERTIME IS COVERED FOR POLICE ESCORT BY APPLICANT JERRY

KENNEDY.

THE ABOVE AND FOREGOING RESOLUTION WAS READ IN FULL AT OPEN AND

LEGAL SESSION CONVENED, WAS ON MOTION OF Mr. Knight, AND SECONDED BY Mr. Jones, AND ADOPTED ON THE 4TH, DAY OF MAY, 2010, BY THE

FOLLOWING VOTE:

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

NAYS: none

ABSENT: Mr. Larkin, Mr. Montgomery

ABSTAIN: none

DON WILLIAMS, PRESIDENT

HELEN THORNTON, CITY CLERK

By: Mr. Jones

Motion made to enter into executive session to discuss pending litigation: U.L. Coleman Company, Sequoia Venture No. 2 and A Teague Parkway, L.L.C.

Seconded by Mr. Darby

Vote in favor of motion is unanimous.

3:19PM – Council recessed- executive session

4:10PM – Council reconvened

There being no further business to come before this meeting, meeting adjourned at 4:10PM by Mr. Williams.

Respectfully submitted:

Helen Thornton

City Clerk

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