

PROCEEDINGS OF THE CITY COUNCIL OF BOSSIER CITY
STATE OF LOUISIANA TAKEN AT THE REGULAR MEETING
June 3, 2014

The City Council of the City of Bossier City, State of Louisiana, met in regular session in Council Chambers, 620 Benton Road, Bossier City, Louisiana, June 3, 2014, at 3:00 PM

Invocation was given by Council Member Jeffery Darby

Pledge of Allegiance led by Council Member Timothy Larkin
Roll Call as follows:

Present: Honorable Councilor Jeffery Darby, President, Honorable Councilors, David Montgomery, Jr., Timothy Larkin, Scott Irwin, Don Williams, Jeff Free and Thomas Harvey

Also Present: Mayor Lorenz Walker, City Attorney Jimmy Hall and City Clerk Phyllis McGraw

By: Mr. Irwin

Motion to approve the minutes of the May 20, 2014, Regular Meeting and dispense with the reading.

Seconded by Mr. Larkin

No comment

Vote in favor of motion is unanimous

By: Mr. Free

Motion to approve agenda.

Seconded by Mr. Williams

No Comment

Vote in favor of motion is unanimous

Recognition of Guests:

None

Committee Reports:

None

Old Business:

Agenda item called: Adopt an Ordinance enacting Section 110-114 of the Bossier City Code of Ordinances, Prohibiting the Parking of Recreational Vehicles in Front or Side Yards.

Audience members speaking on this issue were Gaye England, James and Luna Pen Darvis, Gary Teague, Ken Phillips, James Lewis, Joanne Engi, Ralph Earles and Mike Parker

Ordinances adopted as follows:

The following Ordinance offered and adopted:

Ordinance No. 45 Of 2014

AN ORDINANCE ENACTING SECTION 110-114 OF THE BOSSIER CITY CODE OF ORDINANCES PROHIBITING THE PARKING OF RECREATIONAL VEHICLES IN FRONT OR SIDE YARDS.

WHEREAS, the parking of vehicles used for recreational purposes, campers, recreational vehicles, boats, ATV's or utility trailers upon the front yard, lawn, or side street yard of a corner lot destroys the landscape and impairs visibility by the public.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City, Louisiana, in regular session convened, that Section 110-114 of the Bossier City Code of Ordinances shall be enacted as follows:

- (a) Prohibited. No person shall park or store any vehicle used for recreational purposes, including but not limited to campers, recreational vehicles, boats, ATV's or utility trailers, upon the front yard, lawn, or side street yard of a corner lot. All such vehicles located in the front of residences must be parked in legal garages, carports, or on the paved driveway or surfaces.
- (b) The parking of any recreational vehicle at any time so as to obstruct the sidewalk is prohibited. All recreational vehicles shall be parked on private property and not on the public property right of way.
- (c) Penalty. Any person violating any provision of the section shall be fined not less than \$250.00 for each offense. Each day a vehicle is parked in violation of this ordinance shall be a separate offense.

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Timothy Larkin, and seconded by Mr. Scott Irwin, and adopted on the 3rd, day of June, 2014, by the following vote:

AYES: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Free and Mr. Harvey

NAYS: Mr. Darby and Mr. Williams

ABSENT: none

ABSTAIN: none

Jeffery D. Darby, President

Phyllis McGraw, City Clerk

The following Ordinance offered and adopted:

Ordinance No. 46 Of 2014

AN ORDINANCE DECLARING A 1994 E-ONE FIRE TRUCK SURPLUS TO THE NEEDS OF THE CITY OF BOSSIER AND AUTHORIZING THE DONATION OF SAID VEHICLE TO THE CITY OF BOGALUSA, LOUISIANA.

WHEREAS, the City of Bossier City owns a 1994 E-One First Truck, VIN #4ENBAAA80R1003763 which is surplus to the needs of Bossier City; and

WHEREAS, the Bogalusa Fire Department has requested the donation of the referenced vehicle to assist in fire protection efforts in the City of Bogalusa, LA.

WHEREAS, the nominal amount of revenue generated by the sale of this vehicle is insignificant compared to the greater good this donation would provide for the City of Bogalusa, LA Fire Department and donations of surplus equipment between political subdivisions whose functions include public safety is authorized by the state constitution; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City, Louisiana, in regular session convened, that the 1994 E-One Fire Truck, VIN #4ENBAAA80R1003763 is hereby declared surplus to the needs of the City of Bossier City;

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Jeff Free, and seconded by Mr. Don Williams, and adopted on the 3rd, day of June, 2014, by the following vote:

AYES: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSENT: none

ABSTAIN: none

Jeffery D. Darby, President

Phyllis McGraw, City Clerk

New Business:

Agenda Item:

Hearing to review the recommendation of demolition and removal of dilapidated structure located at 2415 Trichel Street.

Robert Guyton, Property Standards and Robin Harvill, Attorney, spoke about process of notification. No one came forward to speak on property.

By: Mr. Williams

Motion to proceed with demolition as soon as possible.

Seconded by: Mr. Irwin

No further comment

Vote in favor of motion is unanimous

Hearing to review the recommendation of demolition and removal of dilapidated structure located at 1115 Coleman Street.

Robert Guyton, Property Standards and Robin Harvill, Attorney, spoke about process of notification. No one came forward to speak on property.

By: Mr. Williams

Motion to proceed with demolition as soon as possible.

Seconded by: Mr. Larkin

No further comment

Vote in favor of motion is unanimous

Read Bids for the following:

Centurylink Center - Replace Lighting Control System

1. Hope Contractors Bid \$269,000.00
 Alt. #1 \$59,000.00
 Alt. #2 \$33,000.00
 Alt. #3 \$35,000.00

2. Rimmer Electric Bid \$228,400.00
 Alt. #1 \$28,900.00
 Alt. #2 \$19,900.00
 Alt. #3 \$36,000.00

By: Mr. Williams

Motion to take bids under advisement.

Seconded by Mr. Darby

No Comment

Vote in favor of motion is unanimous

The following ordinance offered and adopted:

ORDINANCE NO. 47 OF 2014

AN ORDINANCE AMENDING ORDINANCE NO. 126 OF 2003, BY CHANGING THE ZONING CLASSIFICATION OF A TRACT OF LAND LOCATED AT 5700 SHED ROAD, BOSSIER CITY, LA., FROM R-A (RESIDENTIAL AGRICULTURE) TO B-3 (GENERAL BUSINESS) FOR A MARKET AND FUEL STATION. (Polestar Development)

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, to B-3, General Business, for the following:

A certain tract of land containing approximately 18.96 acres, more or less, situated in Section 7, Township 18 North, Range 12 West, Bossier City, Bossier Parish, Louisiana, being bounded on the north by the south right of way of Shed Road, on the east by the centerline of Flat River, on the south by the north right of way of Interstate 220 and on the west by the east line of Lot 2 of Best Yet Subdivision, as recorded in Conveyance Book 1601, Page 209 of the records of Bossier Parish, Louisiana, said 18.96 acres being more particularly described as follows:

BEGINNING at the northeast corner of said Lot 2 of Best Yet Subdivision, said point lying on the south right of way of Shed Road, and proceed along said south right of way the following six courses and distances:

North 74° 11' 43" East a distance of 337.03 feet;

North 77° 46' 18" East a distance of 134.32 feet;

North 60° 58' 43" East a distance of 138.45 feet;

North 77° 46' 18" East a distance of 533.14 feet;

South 80° 25' 37" East a distance of 53.85 feet;

North 77° 46' 18" East a distance of 148.18 feet to the intersection of said south right of way with the approximate centerline of Flat River; thence leaving said south right of way proceed along said approximate centerline the following 12 courses and distances:

South 21° 52' 10" East a distance of 61.59 feet;

South 44° 55' 27" East a distance of 48.89 feet;

South 12° 46' 47" East a distance of 58.09 feet;

South 07° 26' 58" East a distance of 41.13 feet;

South 28° 29' 42" East a distance of 60.81 feet;

South 28° 33' 58" East a distance of 112.19 feet;

South 40° 35' 52" East a distance of 66.83 feet;

South 53° 58' 01" East a distance of 69.33 feet;

South 67° 11' 18" East a distance of 87.78 feet;

South 43° 36' 07" East a distance of 89.55 feet;

South 69° 28' 53" East a distance of 93.61 feet;

South 45° 20' 36" East a distance of 65.91 feet to the intersection of said approximate centerline with the north right of way of Interstate 220; thence leaving said centerline proceed South 85° 54' 18" West along said north right of way a distance of 1636.13 feet; thence proceed South 88° 22' 25" West along said north right of way a distance of 110.43 feet to the southeast corner of said Lot 2 of Best Yet Subdivision; thence proceed North 12° 13' 07" West along the east line of said Lot 2 a distance of 417.39 feet to the POINT OF BEGINNING.

Motion was made by Mr. Jeff Free and seconded by Mr. Thomas Harvey to adopt the above ordinance. Upon the following vote, the ordinance was duly adopted this 3rd day of June, 2014.

YEAS: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSTAIN: none

ABSENT: none

JEFFERY D. DARBY, PRESIDENT

PHYLLIS MCGRAW, CITY CLERK

C-16-14

The following ordinance offered and adopted:

ORDINANCE NO. 48 OF 2014

AN ORDINANCE APPROVING A CONDITIONAL USE AT A

B-3 (GENERAL BUSINESS) LOCATION, 5700 SHED ROAD, BOSSIER CITY, LA, FOR THE RETAIL SALES OF LOW AND HIGH CONTENT ALCOHOLIC BEVERAGES FOR OFF-PREMISE CONSUMPTION. (Polestar Development)

WHEREAS, Polestar Development has applied to the Bossier City-Parish, Metropolitan Planning Commission for Conditional Use Approval at a B 3 location, 5700 Shed Road, Bossier City, LA, for the retail sales of low and high content alcoholic beverages for off-premise consumption, and

WHEREAS, a public hearing for the application was held on April 14, 2014, 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 the retail sales of low and high content alcoholic beverages for off-premise consumption at a grocery store located at 5700 Shed Road, Bossier City, LA 71111 is hereby approved.

Motion was made by Mr. Don Williams and seconded by Mr. Scott Irwin

to adopt the above ordinance. Upon the following vote, the ordinance was duly adopted this 3rd day of June, 2014.

YEAS: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSTAIN: none

ABSENT: none

JEFFERY D. DARBY, PRESIDENT

PHYLLIS MCGRAW, CITY CLERK

C-18-14

The following ordinance offered and adopted:

ORDINANCE NO. 49 OF 2014

AN ORDINANCE AMENDING ORDINANCE NO. 126 OF 2003, BY CHANGING THE ZONING CLASSIFICATION OF A TRACT OF LAND LOCATED AT 1014 ANTHONY STREET, BOSSIER CITY, LA., FROM R-LD (RESIDENTIAL LOW DENSITY) TO B-2 (LIMITED BUSINESS DISTRICT) FOR ADDITIONAL PARKING. (Eda Rodriguez)

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-LD, Residential-Low Density, to B-2, Limited Business District, for the following:

Lot 13, Block 2, Barksdale Gardens Subdivision, a subdivision of Bossier City, Bossier Parish, Louisiana, together with all the buildings and improvements thereon, having a municipal address of 1014 Anthony Street, Bossier City, Louisiana.

Motion was made by Mr. Don Williams and seconded by Mr. Jeff Free to adopt the above ordinance. Upon the following vote, the ordinance was duly adopted this 3rd day of June, 2014.

YEAS: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSTAIN: none

ABSENT: none

JEFFERY D. DARBY, PRESIDENT

PHYLLIS MCGRAW, CITY CLERK

C-22-14

The following ordinance offered and adopted:

ORDINANCE NO. 50 OF 2014

AN ORDINANCE AMENDING ORDINANCE NO. 126 OF 2003, BY CHANGING THE ZONING CLASSIFICATION OF A TRACT OF LAND LOCATED AT 909 MCDADE STREET, BOSSIER CITY, LA., FROM R-LD (RESIDENTIAL LOW DENSITY) TO B-1 (COMMERCIAL OFFICE DISTRICT) FOR AN INSURANCE OFFICE. (Gwen Smith)

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-LD, Residential-Low Density, to B-1, Commercial Office District, for the following:

Airport Annex Subdivision, Block 11, Lot 10

Motion was made by Mr. Don Williams and seconded by Mr. Jeff Free to adopt the above ordinance. Upon the following vote, the ordinance was

duly adopted this 3rd day of June, 2014.

YEAS: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSTAIN: none

ABSENT: none

JEFFERY D. DARBY, PRESIDENT

PHYLLIS MCGRAW, CITY CLERK

C-23-14

By: Mr. Irwin

Motion to introduce an Ordinance authorizing the sale of a certain tract of land located at Lot 3, Block 11, Airport Annex on McDade Street to Integrity Insurances Services, LLC for the appraised value pursuant to Louisiana R.S. 33:4712.2.

Seconded by Mr. Williams

No Comment

Vote in favor of motion is unanimous

By: Mr. Williams

Motion to introduce an Ordinance to appropriate \$350,000.00 from the Sewer Capital and Contingency Fund to provide for the rehabilitation construction services for Central Park Lift Station.

Seconded by Mr. Irwin

No Comment

Vote in favor of motion is unanimous

The following Resolution offered and adopted:

RESOLUTION NO. 36 OF 2014

A RESOLUTION AUTHORIZING THE HIRING OF TWO POLICE OFFICERS TO REPLACE ONE RESIGNATION AND ONE RETIREMENT FROM THE DEPARTMENT

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

WHEREAS, vacancies now exist in the Police Department, and filling these 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 hire two Police Officers to replace one resignation and one retirement from the Department.

The above and foregoing Resolution was read in full at open and legal session convened, was on motion of Mr. Jeff Free, and second by Mr. Jeffery Darby, and adopted on the 3rd day of June, 2014, by the following vote:

AYES: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSENT: none

ABSTAIN: none

Jeffery D. Darby, President

Phyllis McGraw, City Clerk

The following Resolution offered and adopted:

RESOLUTION NO. 37 OF 2014

A RESOLUTION TO HIRE OR PROMOTE TWO UTILITY WORKERS AND ONE WASTERWATER TREATMENT PLANT OPERATOR TO REPLACE VACANT POSITIONS IN PUBLIC UTILITIES.

WHEREAS, the City Council of the City of Bossier City authorizes the hiring or promotion of two Utility Workers and one Wastewater Treatment Plant Operator 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 hiring or promotion of two Utility Workers and one Wastewater Treatment Plant Operator 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. Don Williams and seconded by Mr. Timothy Larkin, and adopted on the 3rd day of June, 2014, by the following vote:

AYES: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSENT: none

ABSTAIN: none

Jeffery D. Darby, Council President

Phyllis McGraw, City Clerk

The following Resolution offered and adopted:

RESOLUTION NO. 38 OF 2014

A RESOLUTION AUTHORIZING THE FILLING OF TWO VACANT POSITIONS IN PUBLIC WORKS

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

WHEREAS, two Laborer I positions in the Street Sweeping & Grass Cutting division are vacant and filling these 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 fill two Laborer I positions.

The above and foregoing Resolution was read in full at open and legal session convened, was on motion of Mr. Scott Irwin, and second by Mr. Timothy Larkin, and adopted on the 3rd day of June, 2014, by the following vote:

AYES: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSENT: none

ABSTAIN: none

Jeffery D. Darby, President

Phyllis McGraw, City Clerk

The following Resolution offered and adopted:

RESOLUTION NO. 39 OF 2014

A RESOLUTION AUTHORIZING THE PROMOTION OF ONE POLICE SERGEANT DUE TO A DEMOTION IN THE POLICE DEPARTMENT

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

WHEREAS, a vacancy now exists in the Police Department, and filling this position 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 promote one Police Sergeant.

The above and foregoing Resolution was read in full at open and legal session convened, was on motion of Mr. Thomas Harvey, and second by Mr. Jeff Free, and adopted on the 3rd day of June, 2014, by the following vote:

AYES: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSENT: none

ABSTAIN: none

Jeffery D. Darby, President

Phyllis McGraw, City Clerk

The following Resolution offered and adopted:

RESOLUTION NO. 40 OF 2014

A RESOLUTION AUTHORIZING THE HIRING OF A PART TIME ANIMAL CONTROL WORKER TO FILL A VACANT POSITION IN PUBLIC WORKS

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

WHEREAS, one part time Animal Control Worker in the Animal Control division is vacant and filling this position 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 fill one part time Animal Control Worker position.

The above and foregoing Resolution was read in full at open and legal session convened, was on motion of Mr. Don Williams, and second by Mr. Jeff Free, and adopted on the 3rd day of June, 2014, by the following vote:

AYES: Mr. Montgomery, Jr., Mr. Larkin, Mr. Irwin, Mr. Darby, Mr. Williams, Mr. Free and Mr. Harvey

NAYS: none

ABSENT: none

ABSTAIN: none

Jeffery D. Darby, President

Phyllis McGraw, City Clerk

By: Mr. Free

Motion to approve Parade Fee Waiver for First Baptist Bossier Backpack 5K Race, June 14, 2014.

Seconded by Mr. Harvey

No Comment

Vote in favor of motion is unanimous

By: Mr. Williams

Motion to approve Report of Closeout Change Order for Schex Drive Water Line Project an increase of \$16,837.78. Total Cost of Contract with increase 240,654.78.

Seconded by Mr. Darby

No Comment

Vote in favor of motion is unanimous

By: Mr. Irwin

Motion to approve Report of Closeout Change Order for Lavonne Circle Water Line Project a decrease of \$11,422.30. Total cost of contract with decrease \$143,826.70.

Seconded by Mr. Darby

No Comment

Vote in favor of motion is unanimous

By : Mr. Williams

Motion to approve Report of Change Order #1 for the South Inland Pump Station Project an increase of \$135,290.00. Total cost of contract with increase \$6,275,290.00.

Seconded by Mr. Irwin

No Comment

Vote in favor of motion is unanimous

By: Mr. Irwin

Motion to approve Report of Closeout Change Order for Old Bossier: Traffic, Wyche, E. 3rd, Colquit Water Line Project a decrease of \$24,727.29. Total cost of contract with decrease \$324,141.71.

Seconded by Mr. Larkin

No Comment

Vote in favor of motion is unanimous

By: Mr. Free

Motion to select Bossier Press-Tribune as the City of Bossier's Official Journal for a one year period effective June 1, 2014 through May 31, 2015, in accordance with Louisiana Revised Statute 43:141.

Seconded by Mr. Harvey

No Comment

Vote in favor of motion is unanimous

By: Mr. Free

Motion to approve Parade Fee Waiver for JDRF Walk for the Cure, September 13, 2014.

Seconded by Mr. Williams

No Comment

Vote in favor of motion is unanimous

There being no further business to come before this meeting, meeting adjourned at 4:11 PM by Mr. Darby.

Respectfully submitted:

**Phyllis McGraw
City Clerk**

**Publish: June 11, 2014
Bossier Press Tribune**