

PROCEEDINGS OF THE CITY COUNCIL OF BOSSIER CITY
STATE OF LOUISIANA TAKEN AT THE REGULAR MEETING
MAY 20, 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, May 20, 2014, at 3:00 PM

Invocation was given by Jeff Watson, Bossier City Fire Department

Pledge of Allegiance led by Council Member Don Williams

Roll Call as follows:

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

Absent: Honorable Councilors Scott Irwin and Jeffery Darby, President

Also Present: Mayor Lorenz Walker, City Attorney Jimmy Hall and acting Deputy Clerk Jennifer Emert

By: Mr. Williams

Motion to approve the minutes of the May 6, 2014, Regular Meeting and dispense with the reading.

Seconded by Mr. Free

No comment

Vote in favor of motion is unanimous

By: Mr. Williams

Motion to amend the agenda to include item #12 under New Business - Introduce 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.

Seconded by: Mr. Harvey

No Comment

Vote in favor of motion is unanimous

By: Mr. Williams

Motion to approve agenda as amended.

Seconded by Mr. Free

No Comment

Vote in favor of motion is unanimous

Recognition of Guests:

None

Committee Reports:

Joe Buffington, Finance Director, gave the Council the monthly Finance update.

Brad Zagone, Fire Chief, was joined by Tommy Pugh, Excellence Inc., and Keith Fields, Emco, to update the Council on the United States First CNG Ambulance that the City now owns.

Old Business:

The following Ordinance offered and adopted:

ORDINANCE NO. 40 OF 2014

AN ORDINANCE TO APPROPRIATE \$500,000 FROM THE 2010 SEWER BOND ISSUE CAPITAL PROJECTS FUND TO SUPPLEMENT THE ALREADY APPROPRIATED \$1,000,000 TO BE USED TO CONSTRUCT THE BOARDWALK LIFT STATION.

WHEREAS, \$1,000,000 was appropriated to construct the Boardwalk Lift Station; and

WHEREAS, Public Bids provided for a low bid from McInnis Brothers Construction, Co., of \$1,296,700; and

WHEREAS, the low bid of \$1,296,700 has been reviewed and appears to be fair and reasonable therefore requiring additional funding.

NOW, THEREFORE, BE IT ORDAINED that the City Council of Bossier City, in regular session convened, does hereby appropriate \$500,000.00 from the 2010 Sewer Bond Issue Capital Projects Fund to supplement the already appropriated \$1,000,000 to be used to construct the Boardwalk Lift Station.

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, read in full at open and legal session convened, was on motion of Mr. Don Williams and seconded Mr. Thomas Harvey, and adopted on this the 20th day of May, 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby, Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

The following Ordinance offered and adopted:

Ordinance No. 41 of 2014

AN ORDINANCE REQUIRING THE FUND BALANCE OF THE GENERAL FUND OF THE CITY OF BOSSIER CITY TO BE MAINTAINED AT NOT LESS THAN 15% OF BUDGETED EXPENSES FOR THE UPCOMING YEARS BUDGET.

WHEREAS, rating agencies reviewing the finances of the City of Bossier City have suggested that an ordinance establish a minimum fund balance in the general fund would be viewed favorably; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City, Louisiana, in regular session convened, that the budget as presented for adoption cannot cause the actual general fund balance to be reduced below 15% of the expenses presented.

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Don Williams and seconded by Mr. Jeff Free and adopted on the 20th, day of May, 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby, Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

The following Ordinance offered and adopted:

Ordinance No. 42 of 2014

AN ORDINANCE DECLARING TWO EXMARK MOWERS ASSIGNED TO THE RECREATION DEPARTMENT SURPLUS TO THE NEEDS OF THE CITY AND DONATING ONE MOWER TO THE BOSSIER PARISH POLICE JURY AND ONE TO THE HAUGHTON DIXIE LEAGUE ORGANIZATION.

WHEREAS, the recreation department has two Exmark Mowers that are being rotated out of service and are surplus to the needs of the City; and

WHEREAS, donating these mowers to Bossier Parish Police Jury and the Haughton Dixie League will assist in maintaining ball fields used by these organizations; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City, Louisiana, in regular session convened, that Exmark Unit #6531, Serial #795838 is declared surplus to the needs of the City and donated to Bossier Parish Police Jury, Unit #6515, Serial #640966 is declared surplus to the needs of the City and donated to Haughton Dixie League.

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. Thomas Harvey and adopted on the 20th, day of May, 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby and Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

The following Ordinance offered and adopted:

Ordinance No. 43 Of 2014

AN ORDINANCE APPROPRIATING \$500,000.00 DOLLARS FROM THE WATER CAPITAL CONTINGENCY FUND TO FACILITATE THE COMPLETION OF THE SOUTH INLAND RAW WATER PUMP STATION.

WHEREAS, \$283,500.00 dollars of value engineering cuts have been made to the original bid; and

WHEREAS, the \$500,000.00 dollars appropriated herein will fund \$168,500.00 of necessary items over the original bid and will provide a \$330,000.00 contingency reserve;

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City, Louisiana, in regular session convened, does hereby appropriate \$500,000.00 from the Water Capital Contingency Fund to facilitate the completion of the South Inland Raw Water Pump Station.

The above and foregoing Ordinance was read in full at open and legal session convened, was on motion of Mr. Don Williams and seconded by Mr. Jeff Free and adopted on the 20th, day of May, 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby and Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

New Business:

Read Bids for the following:

- A. Highway 71 and Sunflower Road - South Bound Right Hand Turn
- | | |
|-------------------------|--------------|
| 1. Best Yet Builders | \$141,333.20 |
| 2. Blount Brothers | \$123,141.00 |
| 3. Bowman Asphalt | \$114,641.29 |
| 4. F.J. Burnell | \$140,366.00 |
| 5. Ronald G. Carlson | \$ 84,203.00 |
| 6. Ladelle Construction | \$ 89,404.00 |
| 7. Precision Builders | \$ 99,389.00 |
| 8. Fessler Bowman | \$ 92,823.00 |

By: Mr. Williams

Motion to approve reading of the bids.

Seconded by Mr. Free

No Comment

Vote in favor of motion is unanimous

- B. George Dement Boulevard & Plantation Drive Extension, Phase I
- | | |
|-----------------------|----------------|
| 1. Best Yet Builders | \$4,572,698.64 |
| 2. Blount Brothers | \$5,353,017.10 |
| 3. F.J. Burnell | \$4,728,280.20 |
| 4. James Construction | \$4,745,678.21 |
| 5. Fessler Bowman | \$4,477,461.95 |

By: Mr. Free

Motion to approve reading of the bids.

Seconded by Mr. Harvey

No Comment

Vote in favor of motion is unanimous

The following Ordinance offered and adopted:

ORDINANCE NO. 44 OF 2014

AN ORDINANCE DECLARING THAT AN EMERGENCY DID EXIST IN THE CITY OF BOSSIER CITY WHICH AFFECTED PROPERTY, PUBLIC HEALTH, AND SAFETY DUE TO A SEWER MAIN COLLAPSE IN THE 2300 BLOCK OF AIRLINE DRIVE.

WHEREAS, a sewer main suffering from corrosion and soil movement failed, requiring immediate repair, and

WHEREAS, said failure resulted in a sinkhole along and partially under Airline Drive, requiring immediate repair, and

WHEREAS, the repair of said sewer line and sinkhole occurred in an expeditious manner requiring emergency declaration.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bossier City,

Louisiana, in regular session convened, hereby declares that this situation affected

property, health, and safety due to the sewer main collapse and subsequent sink hole.

BE IT FURTHER ORDAINED, that funds to repair the sewer main and sink hole shall

come from the sewer capital and contingency fund in the amount of (\$48,817.34)

Forty-Eight Thousand, Eight Hundred Seventeen and 34/100 Dollars.

The above and foregoing Ordinance was read in full at open and legal session convened,

was on motion of Mr. Thomas Harvey and seconded by Mr. Don Williams and

adopted on the 20th day of May, 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby and Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

Public Hearing was held concerning the City's Application to the United States Department of Justice to participate in the Edward Byrne Memorial Justice Assistance Grant Program. Police Chief Shane McWilliams gave a brief overview of what Grant was and what funds would be used for. No Public comment. Mr. Larkin closed Public Hearing.

The following Resolution offered and adopted:

RESOLUTION NO. 30 OF 2014

A RESOLUTION ENDORSING THE CITY'S APPLICATION TO THE UNITED STATES DEPARTMENT OF JUSTICE TO PARTICIPATE IN THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM

WHEREAS, any law enforcement initiative funded by the Justice Assistance Grant (JAG) Program; and,

WHEREAS, the Edward Byrne Memorial Justice Assistance Grant Program was implemented by H.R. 3036 and, in part, supports a broad range of law enforcement activities to prevent and control crime; and,

WHEREAS, the city of Bossier City possesses legal authority to apply for and receive a JAG grant award; and,

WHEREAS, the City of Bossier City will make application to the Bureau of Justice Assistance for a joint award, to be shared between the Parish and the City, under this authorization for the purpose of providing extended law enforcement services to the citizens of Bossier City, Louisiana; and,

WHEREAS, the Mayor of Bossier City names the Chief of Police as his designee for the purpose of signing the grant application and other grant documents; and,

WHEREAS, the City of Bossier City, in conjunction with the Bossier City Police Department, agrees to meet all grant requirements and to execute all proposed projects related thereto in a timely manner.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Bossier City, in regular session convened, hereby supports Mayor Lorenz Walker, Chief Executive Officer of Bossier City, and Chief Patrick Shane McWilliams, Chief of Police, in making application for the Edward Byrne Memorial Justice Assistance Grant Program.

The above and foregoing Resolution, read in full at open and legal session convened, was on motion of Mr. Don Williams, seconded by Mr. Jeff Free, and adopted on this the 20th day of May 2014.

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

NAYS: none

ABSENT: Mr. Darby and Mr. Irwin

ABSTAIN: none

TIMOTHY LARKIN, Vice President

PHYLLIS MCGRAW, City Clerk

The following Resolution offered and adopted:

RESOLUTION NO. 31 OF 2014

A RESOLUTION AUTHORIZING THE HIRING OF TWO POLICE OFFICERS TO REPLACE TWO TERMINATIONS 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 two terminations from the Department.

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. Thomas Harvey, and adopted on the 20th day of May, 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby and Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

The following Resolution offered and adopted:

RESOLUTION NO. 32 OF 2014

A RESOLUTION TO HIRE OR PROMOTE ONE WASTEWATER TREATMENT PLANT OPERATOR TO REPLACE VACANT POSITION IN PUBLIC UTILITIES.

WHEREAS, the City Council of the City of Bossier City authorizes the hiring or promotion of one Wastewater Treatment Plant Operator to replace vacant position 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 one Wastewater Treatment Plant Operator to replace vacant position 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. Jeff Free, and adopted on the 20th day of May 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby and Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

The following Resolution offered and adopted:

RESOLUTION NO. 33 OF 2014

A RESOLUTION AUTHORIZING THE HIRING OF A LABORER I 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, a Laborer I position 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 hire a Laborer I.

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 20th day of May 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby and Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

The following Resolution offered and adopted:

Resolution No. 34 Of 2014

A RESOLUTION AUTHORIZING THE REPLACEMNET OF A LABORER II POSITION IN THE CITY GARAGE

WHEREAS, It is necessary to replace a Laborer II position in the City Garage; and

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 a Laborer II position in the City Garage.

The above and foregoing Resolution was read in full at open and legal session convened, was on motion of Mr. Don Williams, and seconded by Mr. Jeff Free, and adopted on the 20th day of May 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby and Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

The following Resolution offered and adopted:

RESOLUTION NO. 35 OF 2014

A RESOLUTION TO AUTHORIZE THE HIRING OF A VACATED SIGN FABRICATOR POSITION FOR THE TRAFFIC ENGINEERING DIVISION.

WHEREAS, Ordinance 2 of 2010 implemented a hiring freeze requiring Bossier City Council approval for the hiring of any personnel; and

WHEREAS, a vacancy exists in Traffic Engineering division.

NOW, THEREFORE, BE IT RESOLVED that by the City Council of the City of Bossier City, in regular session convened, does hereby authorize the hiring of a vacated Sign Fabricator position for the Traffic Engineering Division.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign any and all documents in connection with the furtherance of this Resolution.

The above and foregoing Resolution was read in full at open and legal session convened, was on motion of Mr. Don Williams, and seconded by Mr. Thomas Harvey, and adopted on the 20th day of May 2014, by the following vote:

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

NAYS: none

ABSENT: Mr. Darby and Mr. Irwin

ABSTAIN: none

Timothy Larkin, Vice President

Phyllis McGraw, City Clerk

By: Mr. Williams

Motion to approve 1st and Final Report of Change Order for 2012 Asphalt Street Repairs a decrease of \$36,099.20. Total Cost of Contract with decrease \$463,688.30.

Seconded by Mr. Harvey

No Comment

Vote in favor of motion is unanimous

By: Mr. Harvey

Motion to Introduce an Ordinance enacting Section 110-114 of the Bossier City Code of Ordinances, Prohibiting the Parking of Recreational Vehicles in Front or Side Yards.

Seconded by Mr. Williams

Comment by Bill Eaton, Gay Blvd., Bossier City, LA asking for clarification.

Vote in favor of motion is unanimous

By: Williams

Motion to introduce 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.

Seconded by Mr. Free

No Comment

Vote in favor of motion is unanimous

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

Respectfully submitted:

**Phyllis McGraw
City Clerk**

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