

MINUTES OF THE MEETING OF THE  
CADDO PARISH COMMISSION  
HELD ON THE 20<sup>TH</sup> DAY OF AUGUST, 2009

The Caddo Parish Commission met in legal and regular session on the above date at 3:30 p.m. in the Government Chamber with Ms. Stephanie Lynch, President, presiding, and the following members in attendance, constituting a quorum: Commissioners Baker, Cox, Dominick, Epperson, Escude, Jenkins, Linn, Lynch, McCulloch, Pierson, Smith and Thibodeaux (12). ABSENT: None.

The invocation was given by Ms. Lynch, and Mrs. McCulloch led the Commission in the Pledge of Allegiance.

It was **moved by Mr. Dominick**, seconded by Mrs. Baker, *that the Minutes of the Regular Meeting held on August 6, 2009, be adopted.* Motion carried.

**COMMUNIQUES AND REPORTS**

Administrator Woodrow Wilson reported that the Animal Services Department has been featured in a national magazine called "Animal Sheltering". The article gives national recognition for the good job being done in Caddo Parish, he said.

Mr. Pierson reported that the Space Utilization Committee had met to discuss work that is needed on the roof of the Government Plaza Building. The Committee decided to bring forward a recommendation to the full Commission at the first Work Session in September.

Mr. Smith reported that on Tuesday, August 25, Chesapeake Energy will conduct Commissioners on a tour of a Chesapeake drilling rig in south Caddo Parish. He urged all Commissioners to attend.

Mr. Epperson asked for a status report on the new Parish code enforcement ordinance as it relates to enforcement by the Constables and Justices of the Peace. .

Ms. Donna Frazier, assistant Parish Attorney, said that as of Wednesday, her office had received back 10 of the needed 21 agreements signed by the ward court officials. Advertisements announcing the changes in property standards are set to run in the Sunday Times for two consecutive Sundays, she said, as well as in the official journal..

Answering a question from Mr. Dominick, Ms. Frazier said that the ordinance will take effect on September 1.

Mr. Epperson then suggested that the tri-fold pamphlet prepared by the Public Works Department outlining changes in the State law regarding the sale of adjudicated property be reformatted into a brochure that can be distributed at various locations in the Parish, as well as at Commissioners' district meetings.

**VISITORS**

Mr. Charles Johnson came forward and identified himself as the student body president at Southern University in Shreveport. He said he was accompanied by members of his staff, those being Ms. Ashley Hadwin and Messrs. Craig Johnson, Randell Scott and Mario Willis.

He thanked the Commissioners for being such strong advocates for higher education, and for the work they do to manage the Parish and provide a good quality of life. The students at Southern University are ready to work in the community whenever the opportunity presents itself.

Mr. Jenkins commented that in his time he also had served as president of the Southern student body. He urged the young leaders to continue to seek opportunities to serve.

Mr. Johnson then issued Mr. Jenkins a special invitation to attend the Southern student government inauguration ceremonies at the school on September 18, and the leadership conference to follow. Mr. Jenkins pointed out that Commissioner Wilson should be included in the invitation.

Mr. Jimmy Couvillion, 9950 Mansfield Road, Keithville, came forward. He said that he had reviewed the comments made by Dr. Melissa Brown at the Commission's recent Work Session regarding the possible implementation of a master plan in the rural areas of Caddo Parish. He said he wished to make some additional suggestions.

Mr. Couvillion recommended the Commission expand the planning and zoning authority of all the incorporated towns in the Parish, meeting with them to determine what they want in the way of more authority for planning. That would help generate an attitude change with regard to rural planning.

He said it was pointed out there will be some 12 or 13 interchanges off I-49 in the northern half of the Parish, and most of the land at these sites is now owned by farmers, but the growth in those areas will affect the towns they are nearest.

Mr. Couvillion said that planning involves people, and he believes that there are some 30,000 people who will be affected by the Parish plan, but it is not clear who these people are, or how they might be defined.

Also, he said, the Commission should pay for a Parish assessment that would include the towns. Once the assessment is completed and distributed the Commission should do an opinion survey of what people in the Parish want for the future. Then, he said, the Commission should consider funding the complete program for Geographic Information Systems. If the City, Parish, Metropolitan Planning Commission and Northwest Louisiana Council of Governments could get together and determine how much money it takes to put that entire system together, he said, it would give public access to complete mapping information for the entire Parish, and everyone would be referring to the same information.

Mr. Couvillion then said that he believes the Parish should have its own building inspector. It needs someone who will inspect buildings in phases and maintains records of those inspections in order to remain accountable under the building code. Currently the Parish is utilizing the services of inspectors from the City of Shreveport. They do not keep records of the various phases of the inspections they perform, he said.

Also, Mr. Couvillion continued, the Parish needs to streamline its permit process to make it more conducive to growth and not be a stumbling block. There are now too many steps in the process, and they take too long, for a resident to get into his home or business in Caddo Parish. The process needs to be simplified.

Mr. Couvillion then proposed that the Commission consider implementing a "Talk Caddo" forum where citizens could express their concerns. Their comments would be preserved on video which would then be posted to the Commission's web site. He said he has reviewed video from recent master plan oversight committee, which has given him the opportunity to observe the interactions between the members. He said he believes one can learn more by watching the video than from attending the meetings themselves.

Next came Mr. Chris Giordano, president and general manager of the State Fair of Louisiana. He said that this is a busy and exciting time of year because the Fair will soon be getting underway in its 103<sup>rd</sup> year. Northwest Louisiana has been fortunate to have the official State Fair here during all that time, he said.

The Fair has enjoyed a great relationship with all the surrounding governmental entities, and it has done much to contribute culturally and economically to the community, Mr. Giordano said. It was estimated that it has an economic impact of \$24 million per year on the region. A lot of sales taxes are paid into the local governments, he said. In 2008 the Caddo Parish Animal Control Department conducted pet adoptions at the Fair, and it was a very successful effort. That will be continued and expanded during the 2009 Fair.

Mr. Giordano said that in all the years of its existence the Fair has never asked the Parish for financial assistance, until now. He said that in the current economic environment it needs assistance to help enhance its programs. A grant of \$25,000 from the Commission will help make it a better State Fair, he said.

Mr. Cox asked Mr. Matthew Pepper, Animal Control Director, to comment on Mr. Giordano's statement about pet adoptions at the Fair. Mr. Pepper said that not only did his department adopt all the animals it brought, it had to send for more. They were at the Fair for five days and adopted 24 animals. It also provided an opportunity to present the positive aspects of the Animal Control department and the merits of spaying and neutering. This year the adoptions will be presented through the run of the Fair, he said.

President Lynch thanked Mr. Giordano for his presentation and told him that the Commission will be giving thoughtful consideration to his request.

#### ***PUBLIC HEARING ON ZONING CASES***

- ZONING CASE P-29-07 in regard to Ordinance No. 4903 of 2009 (5000 block of Northwood Hills Drive) property located on the east side of Northwood Hills Drive 1,100 feet south of Wasson Road, NORTHWOOD HILLS COUNTRY CLUB, L.L.C. APPLICANT.  
Request to rezone property located on the east side of Northwood Hills Drive 1,100 feet south of Wasson Road, from R-A, Residence-Agriculture District, to R-2, Suburban, Multi-Family Residence District for a proposed R-2 Development.

- ZONING CASE P-31-07 in regard to Ordinance No. 4904 of 2009 (Shreve Park Road) property located on the west side of Shreve Park Road at its intersection with Tal Drive, BELLE CHERRI LAND CO., APPLICANT.  
Request to rezone property located on the west side of Shreve Park Road at its intersection with Tal Drive from, B-3, Community Business District, to I-1 & B-3-E for a proposed I-1 and I-2 Development.

The President asked if there was anyone present to speak in support of or in opposition to either of these zoning cases, and there was no one. She declared the public hearing on zoning cases to be concluded.

#### **PUBLIC HEARING ON ORDINANCES**

Ordinance No. 4905 of 2009 to declare forty-two (42) solid waste containers as surplus property and to authorize the Caddo Parish Administrator or designee to sell same

- Ordinance No. 4906 of 2009 to declare certain adjudicated properties to be surplus and to authorize the Parish Administrator, or a designee, to sell the Parish of Caddo's tax interest therein

The President asked if there was anyone present to speak in support of or in opposition to either of the above ordinances, and there was no one. She declared the public hearing on ordinances to be concluded.

#### **ZONING ORDINANCES: (For final passage)**

- Ordinance No. 4903 of 2009 in regard to ZONING CASE P-29-07(5000 block of Northwood Hills Drive) property located on the east side of Northwood Hills Drive, 1,100 feet south of Wasson Road, NORTHWOOD HILLS COUNTRY CLUB, L.L.C. APPLICANT.  
Request to rezone property located on the east side of Northwood Hills Drive 1,100 feet south of Wasson Road, from R-A, Residence-Agriculture District, to R-2, Suburban, Multi-Family Residence District for a proposed R-2 Development.
- Ordinance No. 4904 of 2009 in regard to ZONING CASE P-31-07(Shreve Park Road) property located on the west side of Shreve Park Road at its intersection with Tal Drive, BELLE CHERRI LAND CO., APPLICANT.  
Request to rezone property located on the west side of Shreve Park Road at its intersection with Tal Drive, from B-3, Community Business District, to I-1 & B-3-E for a proposed I-1 and I-2 Development.

It was **moved by Mr. Dominick**, seconded by Mr. Epperson, *that these zoning cases be remanded back to the Metropolitan Planning Commission for a re-hearing and a public hearing.*

Mr. Dominick pointed out that these ordinances were originally approved by MPC in August of 2007, and through an administrative error they are only now being presented to the Commission. During the passage of two years there is a possibility that changes have occurred in the circumstances. He said he has had calls of concern from constituents about Case P-29, and he is uncertain if the current property owner even desires to proceed with this zoning. He said he would like to have the Northwood Hills Homeowners Association notified of a new public hearing on this matter.

Mr. Pierson asked if there is any opposition to these cases.

Mr. Dominick said there seems to be some opposition to the Northwood Hills case from property owners that the proposed development would not be beneficial to the neighborhood. They had assumed that the project was dead, and they are only just now learning that it is still possibly viable. He said he understands that Northwood Hills Country Club has filed for bankruptcy, which would likely alter plans. He said he doubts the owner even wants to go forward with this zoning, but he has not developed all the information he needs to make a good decision.

Answering a question from Mr. Cox, Assistant Parish Attorney Donna Frazier said that the Commission has never-acted on these cases. Had they properly been forwarded to the Commission after they were approved by the MPC the Commission would have considered them two years ago. The Commission still has the same options it would have had two years earlier—to approve, deny, amend or remand back to the MPC, she said.

Mr. Charles Kirkland, executive director of the MPC, said that no one has contacted him about either of these cases. He said he agrees with Mr. Dominick that while this was a mistake made by MPC, causing these cases to not be forwarded as they should have been.

However, he pointed out, the Commission always places a two-year development

stipulation on its zoning ordinances that rescinds the zoning if no development takes place within two years after the zoning is granted. Had the Commission approved these cases two years ago it is likely that the two-year development period would have elapsed by now, he said. There has been no activity on either one, and a fresh look by MPC would make good sense, he said.

At this time Mr. Dominick's motion to remand carried, with Commissioners Cox and McCulloch voting "No".

**ORDINANCES: (For final passage)**

ORDINANCE NO. 4905 OF 2009

BY THE CADDO PARISH COMMISSION:

AN ORDINANCE TO DECLARE FORTY-TWO (42) SOLID WASTE CONTAINERS AS SURPLUS PROPERTY AND TO AUTHORIZE THE PARISH ADMINISTRATOR, OR A DESIGNEE, TO SELL SAME, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

WHEREAS, the Parish of Caddo is the owner of several old, used containers: eighteen (18) forty two cubic yard containers, fifteen (15) thirty cubic yard containers, and 9, twenty cubic yard receiver containers; and

WHEREAS, the Parish of Caddo has received an offer to purchase forty two (42) of the solid waste receiver containers; and

WHEREAS, the eighteen (18) forty two cubic yard containers, the fifteen (15) thirty cubic yard containers, and the 9, twenty cubic yard solid waste receiver containers are old, deteriorated and unacceptable for use by the Solid Waste Department and are no longer needed for public purposes and is surplus property; and

WHEREAS, the Parish of Caddo has received an offer of \$500.00 per box or \$21,000.00 for forty two (42) containers; and

WHEREAS, the Parish of Caddo desires to sell the hereinafter described solid waste receiver containers,

Receiver Boxes/42 yard

1. Serial # 60921
2. Serial # 61180
3. Serial # 62874
4. Serial # 68981
5. Serial # 68998
6. Serial # 9367
7. Serial # 9368
8. Serial # 9369
9. Serial # 9370
10. Serial # 10049
11. Serial # 10050
12. Serial # 10051
13. Serial # 10052
14. Serial # 10054
15. Serial # 10055
16. Serial # 10056
17. Serial # 10095
18. Serial # 69272

Open Top Containers/30 yard

1. Serial # 62745
2. Serial # 62154
3. Serial # 60938
4. Serial # 60916
5. Serial # 62750
6. Serial # 60954
7. Serial # 60945
8. Serial # 62752
9. Serial # 62517
10. Serial # 62747
11. Serial # 62672
12. Serial # 62149
13. Serial # 62148
14. Serial # 60942
15. Serial # 62325

Caddo Parish will also be selling 9 Recycling Container/20 yard boxes. No serial numbers were on these containers.

NOW, THEREFORE, BE IT ORDAINED by the Caddo Parish Commission in due, legal and regular session convened, that the Caddo Parish Commission does hereby declare that the above described eighteen (18) forty two cubic yard containers, the above described fifteen (15) thirty cubic yard containers, and the 9, twenty cubic yard boxes are no longer needed for public purposes and is surplus property.

BE IT FURTHER ORDAINED, that the Caddo Parish Commission does hereby authorize the sale of the above described eighteen (18) forty two cubic yard containers, the above described fifteen (15) thirty cubic yard containers, and the 9, twenty cubic yard boxes for an amount not less than Twenty

One Thousand Dollars (\$21,000.00).

BE IT FURTHER ORDAINED, that the Caddo Parish Administrator or his designee shall be authorized to do any and all things and to sign any and all contracts and other documents in a form acceptable to the Caddo Parish Attorney necessary to effectuate the purposes set forth herein.

BE IT FURTHER ORDAINED, that if any provision or item of this ordinance or the application thereof is 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 the ordinance are hereby declared severable.

BE IT FURTHER ORDAINED, that this ordinance shall take effect immediately after publication in the official journal.

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

It was **moved by Mr. Pierson**, seconded by Mr. Linn, *that Ordinance No. 4905 of 2009, declaring forty-two solid waste containers as surplus property and authorizing the Parish Administrator to sell same, be adopted.* That motion carried, as shown by the following roll call vote: AYES: Commissioners Baker, Cox, Dominick, Epperson, Escude, Jenkins, Linn, Lynch, McCulloch, Pierson, Smith and Thibodeaux (12). NAYS: None

ORDINANCE NO. 4906 OF 2009

BY THE CADDO PARISH COMMISSION:

AN ORDINANCE DECLARING CERTAIN ADJUDICATED PROPERTIES TO BE SURPLUS AND TO AUTHORIZE THE PARISH ADMINISTRATOR, OR A DESIGNEE, TO SELL THE PARISH OF CADDO'S TAX INTEREST IN CERTAIN SURPLUS ADJUDICATED PROPERTIES, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

WHEREAS, the hereinbelow described properties are no longer needed for public purposes and should be declared surplus properties; and

WHEREAS, the Parish of Caddo has received offers to purchase its tax interest in the hereinbelow described properties as indicated below.

NOW, THEREFORE, BE IT ORDAINED by the Caddo Parish Commission in due, legal and regular session convened, that the hereinbelow described properties are no longer needed for public purposes and are surplus properties.

WHEREAS, the Parish of Caddo has a tax interest in the hereinbelow described properties which have been adjudicated for the non-payment of Parish property taxes; and

BE IT FURTHER ORDAINED, that the Caddo Parish Commission does hereby authorize the sale of its tax interest in the hereinbelow described properties for an amount not less than the offer as indicated below.

Property No. 1: 1 Acre-West 208.7 ft of North 208.7 ft. of South 660 ft. pf FRL, Section 32(23-16), Caddo Parish, Louisiana, as per plat recorded in the conveyance records of Caddo Parish, LA (GEO #231632-000-0021

**PURCHASE PRICE: \$232.66**

**APPRAISED VALUE: \$700.00**

Property No. 2: S. 240 feet Lot 279, Jones-Mabry Subd. Unit 3, s subdivision of the City of Shreveport, Caddo Parish, LA as per map recorded in the Conveyance Records of Caddo Parish, LA (GEO 181416-024-0308)

**PURCHASE PRICE: \$2,666.66**

**APPRAISED VALUE: \$4,000.00**

Property No. 3: Lot E. Moss Park Subd., as per plat recorded in Book 1300 Page 185 the Conveyance Records of Caddo Parish, LA (GEO 181416-021-0005)

**PURCHASE PRICE: \$1,333.33**

**APPRAISED VALUE: \$4,000.00**

Property No. 4: Lot A, Steffek Park Sub., Caddo Parish, Louisiana, as per plat recorded in the conveyance records of Caddo Parish, LA (GEO #181421-024-0001)

**PURCHASE PRICE: \$633.33**

**APPRAISED VALUE: \$1,900.00**

Property No. 5: Lot 120, Legardy Hills Subd., Caddo Parish, Louisiana as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #181417-050-0120)

**PURCHASE PRICE: \$666.66**                      **APPRAISED VALUE: \$2,000.00**

Property No. 6: 2.52 ACS M/L – Lot 321 less the S. ft. of W. 100 ft. of Lot 321, Jones-Mabry Subd., Unit #3, as per plat filed for record in Conveyance Records of Caddo Parish, Louisiana (GEO #181416-029-0405)

**PURCHASE PRICE: \$3,000.00**                      **APPRAISED VALUE: \$8,800.00**

Property No. 7: Lot 3 and the East 5 feet of Lot 4, Block J, Hillcrest Subd., as per plat filed for record in the Conveyance Records of Caddo Parish, Louisiana (GEO #171414-093-0003)

**PURCHASE PRICE: \$450.00**                      **APPRAISED VALUE: \$1,350.00**

Property No.8: Tract of land situated in Section 25, Twn 18N, R14W in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #181425-000-0063)

**PURCHASE PRICE: \$15,000.00**                      **APPRAISED VALUE: \$42,000.00**

Property No.9: Lot 6, Blk 1, Ingersoll Heights, in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #181436-005-0006)

**PURCHASE PRICE: \$3,333.33**                      **APPRAISED VALUE: \$5,000.00**

Property No.10: Lot 1, Block 23, West Shreveport Addition, in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #181435-022-0001)

**PURCHASE PRICE: \$533.33**                      **APPRAISED VALUE: \$800.00**

Property No.11: Lot 21, Block 7, West Shreveport Sub., in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #171402-067-0021)

**PURCHASE PRICE: \$300.00**                      **APPRAISED VALUE: \$450.00**

Property No.12: Lot 24, Block 7, West Shreveport Sub., in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #171402-067-0024)

**PURCHASE PRICE: \$300.00**                      **APPRAISED VALUE: \$450.00**

Property No.13: Lot 26, Block 7, West Shreveport Sub., in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #171402-067-0026)

**PURCHASE PRICE: \$300.00**                      **APPRAISED VALUE: \$450.00**

Property No.14: Lot 4, Block 7, West Shreveport Sub., in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #171402-067-0004)

**PURCHASE PRICE: \$300.00**                      **APPRAISED VALUE: \$450.00**

Property No.15: Lot 18, Block 7, West Shreveport Sub., in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #171402-067-0018)

**PURCHASE PRICE: \$300.00**                      **APPRAISED VALUE: \$450.00**

Property No.16: East 30 feet of Lot 27 & West 20 feet of Lot 28, Trenton Place Sub., in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #171401-103-0067)

**PURCHASE PRICE: \$6,305.55**                      **TOTAL TAXES: \$6,305.55**

Property No.17: Lot 19, Oakland Sub., in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #171305-040-0019)

**PURCHASE PRICE: \$1,600.00**                      **APPRAISED VALUE: \$4,800.00**

Property No.18: Lot 18, Block 4, Lincoln Park Sub., in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #171414-074-0018)

**PURCHASE PRICE: \$305.00**                      **APPRAISED VALUE: \$365.00**

Property No.19: Lot 124, Belmont Grove Addition to Cedar Grove., in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in the Conveyance Records of Caddo Parish, Louisiana (GEO #171424-036-0124)

**PURCHASE PRICE: \$2,600.00**                      **APPRAISED VALUE: \$3,900.00**

Property No.20: Lot 248 & 249, Gold Coin Subd. , in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in Book 250, Page 216 in the Conveyance Records of Caddo Parish, Louisiana (GEO #171423-013-0383)

**PURCHASE PRICE: \$393.34**

**APPRAISED VALUE: \$590.00**

Property No.21: Lot 292 & 293, Gold Coin Subd. , in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in Book 250, Page 216 in the Conveyance Records of Caddo Parish, Louisiana (GEO #171423-013-0292)

**PURCHASE PRICE: \$393.35**

**APPRAISED VALUE: \$590.00**

Property No.22: Lot 98, less the East 5 feet for road, Gold Meadows Subd. , in the City of Shreveport, Caddo Parish, Louisiana, as per plat recorded in Book 700, Page 487 in the Conveyance Records of Caddo Parish, Louisiana (GEO #171530-005-0098)

**PURCHASE PRICE: \$392.00**

**APPRAISED VALUE: \$588.00**

BE IT FURTHER ORDAINED, that the Caddo Parish Administrator, or his designee, shall be authorized to do any and all things and to sign any and all documents, including Acts of Cash Sale, in a form acceptable to the Caddo Parish Attorney necessary to effectuate the purposes set forth herein.

BE IT FURTHER ORDAINED, that if any provision or item of this ordinance or the application thereof is 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 ordinance are hereby declared severable.

BE IT FURTHER ORDAINED, that this ordinance shall become effective ten (10) days after publication in the official journal.

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

It was **moved by Mrs. McCulloch**, seconded by Mr. Jenkins, *that Ordinance No. 4906 of 2009, declaring certain adjudicated properties to be surplus and authorizing the Parish Administrator to sell the Parish's tax interest therein, be adopted.* That motion carried, as shown by the following roll call vote: AYES: Commissioners Baker, Cox, Dominick, Epperson, Escude, Jenkins, Linn, Lynch, McCulloch, Pierson, Smith and Thibodeaux (12). NAYS: None

**ORDINANCES: (For introduction, by title)**

- Ordinance No. 4908 of 2009 amending the Budget of Estimated Revenues and Expenditures for the Debt Service Fund and the Capital Improvement Fund in the amount of \$10,000,000 for General Obligation Bond proceeds for the year 2009
- Ordinance No. 4909 of 2009 amending the Budget of estimated Revenues and Expenditures for the Juvenile Justice Fund to reclass the State Prisoners Grant in the amount of \$135,000 and the Food and Nutrition Grant in the amount of \$52,740 for the year 2009
- Ordinance No. 4910 of 2009 amending the Budget of Estimate Revenues and Expenditures for the Juvenile Justice Fund for Mental Health Grant proceeds in the amount of \$91,000 for the year 2009
- Ordinance No. 4911 of 2009 amending the Budget of Estimated Revenues and Expenditures for the Health Tax Fund for mosquito spraying in the amount of \$40,000 for the year 2009
- Ordinance No. 4912 of 2009 to authorize the Parish Administrator to execute an easement and right-of-way agreement with LA Midstream Gas Services, L.L.C., pertaining to the granting of an easement and right-of-way for the purpose of constructing and maintaining an oil and gas pipeline in Sections 29 and 32, Township 17 north, Range 15 west

**RESOLUTIONS**

**RESOLUTION NO. 41 OF 2009**

BY THE CADDO PARISH COMMISSION:

A RESOLUTION TO AUTHORIZE THE CADDO PARISH ADMINISTRATOR TO REQUEST THE LOUISIANA DEPARTMENT OF NATURAL RESOURCES, OFFICE OF THE STATE MINERAL BOARD, TO ADVERTISE, ACCEPT BIDS, LEASE AND EXECUTE THE AGREEMENT TO LEASE CERTAIN MINERAL INTERESTS OWNED BY THE PARISH OF CADDO, AND OTHERWISE PROVIDING WITH

RESPECT THERETO

WHEREAS, the Parish of Caddo may own certain mineral rights underlying the following described property, to-wit:

Certain tracts of land and tracts of adjudicated property owned by the Caddo Parish Commission, and all that portion of the dedicated highways, roads, streets, alleys and rights-of-way located in Section 3, Township 16 North, Range 15 West, more specifically described as Woolworth Road containing 4.70 acres more or less, Buncombe Road containing 11.77 acres more or less, Section 4, Township 16 North, Range 15 West, more specifically described as Shirley Francis Road containing 4.85 acres more or less, Al Bourland Road containing 1.40 acres more or less, Brossette Road containing 2.90 acres more or less, Woolworth Road containing 4.70 acres more or less, and Buncombe Road containing 2.04 acres more or less, Section 10, Township 16 North, Range 15 West, more specifically described as Woolworth Road containing 4.85 acres more or less, Brunch Road containing 2.74 acres more or less, Walnut Hills containing 2.29 acres more or less, total of roads being 42.24 acres, more or less. Also those certain tracts of land owned by the Parish of Caddo located in Section 4, Township 16 North, Range 15 West, more specifically described as, Lots 9, 10 & West 793.82 Ft. of Lots 13 thru 18, Country Manor, Unit No. 1, Geo. #161504-001-0040-00 containing 20.45 acres more or less, Lots 6, 7, 8 & all that part of Lot 5 lying East of Al Bourland Subdivision., Country Manor, Unit No. 1, Geo. #161504-001-0041-00 containing 18.30 acres more or less, and Lot 2, Al Bourland Subdivision, Geo. #161504-007-0002-00 containing 7.03 acres more or less, total of Parish owned tracts being 45.78 more or less. Also those certain tracts of adjudicated property located in Section 3, Township 16 North, Range 15 West, more specifically described as, a tract of land in the NE/4 of Section 3 lying North of Industrial Loop, Geo. #161503-000-0080-00 containing 0.06 acres more or less, and located in Section 10, Township 16 North, Range 15 West, more specifically described as, Lot 34, Walnut Hills Subdivision., Unit 2, Geo. #161500-002-0034-00 containing 0.29 acres more or less, total of adjudicated property being 0.35 acres more or less, all the above described property being located in Caddo Parish, Louisiana and containing a total of 88.37 acres, more or less.

WHEREAS, the Parish of Caddo has received a written request from St. Mary Land & Exploration Co., that the Parish seek public bids for an oil, gas and mineral lease covering said property; and

WHEREAS, the Parish of Caddo does not have the knowledge or resources available to determine if it owns the mineral rights and the Parish of Caddo will rely on the expertise and experience of the lessee in determining ownership; and

WHEREAS, it is expressly agreed that any lease granted by the Parish of Caddo and accepted by lessee is without any warranty of title and without any recourse against the Parish of Caddo whatsoever, either express or implied, and it is expressly agreed that the Parish of Caddo shall not be required to return any payments received or be otherwise responsible to lessee therefore; and

WHEREAS, the Louisiana Department of Natural Resources, State Mineral Board, is available upon the request of Caddo Parish to lease the aforesaid property for oil, gas and other minerals if requested to do so by Caddo Parish.

NOW, THEREFORE, BE IT RESOLVED by the Caddo Parish Commission in due, regular and legal session convened, that the Louisiana Department of Natural Resources, State Mineral Board, be and it is hereby requested and authorized to advertise, accept bids, lease, and execute the agreement to lease certain mineral interests owned by the Parish of Caddo.

BE IT FURTHER RESOLVED that any such lease contain a no surface operations provision as follows: Lessee, its successors or assigns, may produce oil, gas and other minerals from the leased premises by drilling from a surface location on other lands, but notwithstanding any other provision of this lease, Lessee, its successors or assigns, shall not use the surface of the Lessor's property for drilling or any other operations without prior written permission of Lessor, which permission may be withheld at Lessor's discretion.

BE IT FURTHER RESOLVED that any such lease contain a horizontal pugh provision as follows: Notwithstanding anything to the contrary herein contained, at the end of the primary term or any extension thereof by operations, if the Commission of Conservation of the State of Louisiana establishes a drilling unit which includes a part of the land herein leased, the production of oil, gas and other minerals from such unit shall maintain this lease in full force and effect only as to such portions of the leased land embraced in said pooled unit; and this lease shall expire as to that part of the land herein leased not included in such unit; and lessee, its successors and assigns agrees to relinquish by formal instrument any portion of the leased land not included in a unit created by the Commission of Conservation while this lease is in effect.

BE IT FURTHER RESOLVED that any such lease contain a vertical pugh provision as follows: Upon the expiration of the primary term hereof or any extension thereof by operations, this lease

shall automatically terminate and be of no further force or effect except as to all that part of the leased premises then included within the geographical boundaries of a producing unit duly established by governmental agency or authority having jurisdiction, from the surface of the earth to a depth of 100 feet below the deepest depth from which any well commenced during the primary term hereof on the leased premises or on lands pooled therewith is completed and from which there is production in paying quantities, such depth determination to be made on a unit by unit basis. In the absence of units so established, this lease shall terminate except as to 40 acres around each producing oil well and 160 acres around each producing or shut-in gas well located on the leased premises, in as near the form of a square as is practicable, from the surface of the earth down to a depth of 100 feet below the deepest depth from which said well or wells are completed and from which there is production in paying quantities, such depth determination to be made on a well by well basis.

BE IT FURTHER RESOLVED that any such lease contain a minimum royalty provision as follows: Royalty of not less than 1/4<sup>th</sup> or 25%.

BE IT FURTHER RESOLVED that any such lease contain a minimum bonus provision as follows: Bonus of not less than \$1,500.00 per acre.

BE IT FURTHER RESOLVED that any such lease contain a royalty payment back to date of first production provision as follows: Lessee hereby agrees that all production royalties due and payable under this Oil, Gas and Mineral Lease shall be due and payable and calculated from the date that the production of oil, gas and other hydrocarbons first occurs from any unit, whether voluntary or established by the Commissioner of Conservation, in which all or any part of the property herein described is included, even if said production occurs prior to the effective date of this lease.

BE IT FURTHER RESOLVED that any such lease contain a hard or solid mineral exclusion provision as follows: This lease shall exclude free sulphur, potash, lignite, salt and any other hard or solid mineral. Lessee shall not have any rights to explore, drill for, mine, produce or take any action whatsoever in regard to any such hard or solid mineral deposits.

BE IT FURTHER RESOLVED that any such lease contain a maximum term provision as follows: Primary term of lease shall not exceed three (3) years.

BE IT FURTHER RESOLVED if any provision or item of this resolution or the application thereof is 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.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

It was **moved by Mr. Epperson**, seconded by Mr. Cox, *that Resolution No. 41 of 2009, to authorize the Caddo Parish Administrator to request the Louisiana Department of Natural Resources, Office of the State Mineral Board, to advertise, lease and execute an agreement to lease certain mineral interests owned by the Parish of Caddo as requested by St. Mary Land & Exploration, be adopted.* That motion carried, as shown by the following roll call vote: AYES: Commissioners Baker, Cox, Dominick, Epperson, Escude, Jenkins, Linn, Lynch, McCulloch, Pierson, Smith and Thibodeaux (12). NAYS: None

#### **RESOLUTION NO. 42 OF 2009**

BY THE CADDO PARISH COMMISSION:

A RESOLUTION TO AUTHORIZE THE CADDO PARISH ADMINISTRATOR TO REQUEST THE LOUISIANA DEPARTMENT OF NATURAL RESOURCES OFFICE OF THE STATE MINERAL BOARD, TO ADVERTISE, ACCEPT BIDS, LEASE AND EXECUTE THE AGREEMENT TO LEASE CERTAIN MINERAL INTERESTS OWNED BY THE PARISH OF CADDO, AND TO RESCIND RESOLUTION NO. 36 OF 2009 AND OTHERWISE PROVIDING WITH RESPECT THERETO

WHEREAS, the Parish of Caddo may own certain mineral rights underlying the following described property, to-wit:

Certain tracts of property adjudicated to the Parish of Caddo and located in Section 31, Township 16

North, Range 15 West, more specifically described as Lot 9, Golden Place Subdivision, Unit #2, Geo.# 161531006000900, containing 0.80 acres, Lot 8, Golden Place Subdivision, Unit #2, Geo.# 161531006000800 containing 0.80 acres, Lot 7, Golden Place Subdivision, Unit #2, Geo.# 161531006000700, containing 0.80 acres, Lot 6, Golden Place Subdivision, Unit #2, Geo.# 161531006000600, containing 0.80 acres, Lot 4, Golden Place Subdivision, Unit #2, Geo.# 161531006000400, containing 1.22 acres, Lot 14, Golden Place Subdivision, Unit #2, Geo.# 161531006001400, containing 0.73 acres, Lot 15, Golden Place Subdivision, Unit #2, Geo.# 161531006001500, containing 0.73 acres, Lot 16, Golden Place Subdivision, Unit #2, Geo.# 161531006001600, containing 0.73 acres, Lot 17. Golden Place Subdivision, Unit #2, Geo.# 161531006001700, containing 0.69 acres, Lot 18, Golden Place Subdivision, Unit #2, Geo.# 161531006001800, containing 0.68 acres, Lot 3, Partition Of North 1097.4 Feet of that part of NE/4 Of NW/4, lying East of State Highway #169, Geo.# 161531001000300, containing 1.00 acre, and Lot 7, Golden Place Subdivision, Geo.# 161531005000700, containing 2.28 acres, all being located in Section 31, Township 16 North, Range 15 West, total of adjudicated property being 11.26 acres, more or less, all the above described property being located in Caddo Parish, Louisiana and containing a total of 11.26 acres, more or less.

WHEREAS, the Parish of Caddo has received a written request from Classic Petroleum Inc., that the Parish seek public bids for an oil, gas and mineral lease covering said property; and

WHEREAS, the Parish of Caddo does not have the knowledge or resources available to determine if it owns the mineral rights and the Parish of Caddo will rely on the expertise and experience of the lessee in determining ownership; and

WHEREAS, it is expressly agreed that any lease granted by the Parish of Caddo and accepted by lessee is without any warranty of title and without any recourse against the Parish of Caddo whatsoever, either express or implied, and it is expressly agreed that the Parish of Caddo shall not be required to return any payments received or be otherwise responsible to lessee therefore; and

WHEREAS, the Louisiana Department of Natural Resources, State Mineral Board, is available upon the request of Caddo Parish to lease the aforesaid property for oil, gas and other minerals if requested to do so by Caddo Parish.

NOW, THEREFORE, BE IT RESOLVED by the Caddo Parish Commission in due, regular and legal session convened, that the Louisiana Department of Natural Resources, State Mineral Board, be and it is hereby requested and authorized to advertise, accept bids, lease and execute the agreement to lease certain mineral interests owned by the Parish of Caddo.

BE IT FURTHER RESOLVED that any such lease contain a no surface operations provision as follows: Lessee, its successors or assigns, may produce oil, gas and other minerals from the leased premises by drilling from a surface location on other lands, but notwithstanding any other provision of this lease, Lessee, its successors or assigns, shall not use the surface of the Lessor's property for drilling or any other operations without prior written permission of Lessor, which permission may be withheld at Lessor's discretion.

BE IT FURTHER RESOLVED that any such lease contain a horizontal pugh provision as follows: Notwithstanding anything to the contrary herein contained, at the end of the primary term or any extension thereof by operations, if the Commission of Conservation of the State of Louisiana establishes a drilling unit which includes a part of the land herein leased, the production of oil, gas and other minerals from such unit shall maintain this lease in full force and effect only as to such portions of the leased land embraced in said pooled unit; and this lease shall expire as to that part of the land herein leased not included in such unit; and lessee, its successors and assigns agrees to relinquish by formal instrument any portion of the leased land not included in a unit created by the Commission of Conservation while this lease is in effect.

BE IT FURTHER RESOLVED that any such lease contain a vertical pugh provision as follows: Upon the expiration of the primary term hereof or any extension thereof by operations, this lease shall automatically terminate and be of no further force or effect except as to all that part of the leased premises then included within the geographical boundaries of a producing unit duly established by governmental agency or authority having jurisdiction, from the surface of the earth to a depth of 100 feet below the deepest depth from which any well commenced during the primary term hereof on the leased premises or on lands pooled therewith is completed and from which there is production in paying quantities, such depth determination to be made on a unit by unit basis. In the absence of units so established, this lease shall terminate except as to 40 acres around each producing oil well and 160 acres around each producing or shut-in gas well located on the leased premises, in as near the form of a square as is practicable, from the surface of the earth down to a depth of 100 feet below the deepest depth from which said well or wells are completed and from which there is production in paying quantities, such depth determination to be made on a well by well basis.

BE IT FURTHER RESOLVED that any such lease contain a minimum royalty provision

as follows: Royalty of not less than 1/4<sup>th</sup> or 25%.

BE IT FURTHER RESOLVED that any such lease contain a minimum bonus provision as follows: Bonus of not less than \$1,500.00 per acre.

BE IT FURTHER RESOLVED that any such lease contain a royalty payment back to date of first production provision as follows: Lessee hereby agrees that all production royalties due and payable under this Oil, Gas and Mineral Lease shall be due and payable and calculated from the date that the production of oil, gas and other hydrocarbons first occurs from any unit, whether voluntary or established by the Commissioner of Conservation, in which all or any part of the property herein described is included, even if said production occurs prior to the effective date of this lease.

BE IT FURTHER RESOLVED that any such lease contain a hard or solid mineral exclusion provision as follows: This lease shall exclude free sulphur, potash, lignite, salt and any other hard or solid mineral. Lessee shall not have any rights to explore, drill for, mine, produce or take any action whatsoever in regard to any such hard or solid mineral deposits.

BE IT FURTHER RESOLVED that any such lease contain a maximum term provision as follows: Primary term of lease shall not exceed three (3) years.

BE IT FURTHER RESOLVED if any provision or item of this resolution or the application thereof is 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.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

It was **moved by Mr. Smith**, seconded by Mr. Dominick, *that Resolution No. 42 of 2009, to authorize the Caddo Parish Administrator to request the Louisiana Department of Natural Resources, Office of the State Mineral Board, to advertise, lease and execute an agreement to lease certain mineral interests owned by the Parish of Caddo ; and to rescind Resolution No. 36 of 2009 as requested by Classic Petroleum, Inc., be adopted. That motion carried*, as shown by the following roll call vote: AYES: Commissioners Baker, Cox, Dominick, Epperson, Escude, Jenkins, Linn, Lynch, McCulloch, Pierson, Smith and Thibodeaux (12). NAYS: None

#### **RESOLUTION NO. 43 OF 2009**

BY THE CADDO PARISH COMMISSION:

##### **A RESOLUTION SUPPORTING CONTINUED, EXPEDITED FUNDING FOR CAMP MINDEN'S REGIONAL TRAINING INSTITUTE**

WHEREAS, the Louisiana Army Ammunition Plant, formerly known as the Louisiana Ordinance Plant, produced munitions to support the war efforts of the United States of America during World War II, the Korean War and the Vietnam War and, in so doing, provided employment for thousands of workers in northwest Louisiana, south Arkansas and east Texas;

WHEREAS, from 1941 until 1996, the Louisiana Army Ammunition Plant served as a major stimulus to the economy of northwest Louisiana, south Arkansas and east Texas;

WHEREAS, the Louisiana Army Ammunition Plant was placed in an inactive status in 1996 and, in 2005, transferred from the United States Government to the State of Louisiana;

WHEREAS, following the transfer of the Louisiana Army Ammunition Plant became known as the Camp Minden Training Site and the Governor, State of Louisiana charged the Louisiana National Guard with operational control of the installation.

WHEREAS, since the transfer, the Louisiana National Guard has attracted and/or retained 20 businesses and organizations, which, when combined with Louisiana National Guard personnel, account for a total of 650 employees; and

WHEREAS, the Camp Minden military component accounts for a regional direct

economic impact of more than \$27 million annually in payroll and vendor sales; and

WHEREAS, the activities of the Louisiana National Guard have been responsible for generating an additional investment of \$14 million for sustainment, restoration, and modernization during the period of FY05 through FY09; and

WHEREAS, during the next three to eight years, construction and continued planning is underway for a Regional Training Institute, Armed Forces Readiness Center, Dining Facilities, Barracks, Military Training Ranges, Unit Training Facilities, and Training Site Support Structures on Camp Minden with a projected cost \$145 million.

WHEREAS, the Regional Training Institute will provide training for more than 8,000 military students annually.

WHEREAS, in Fiscal Year 2009, the Federal Government appropriated \$23.8 million to fund Phase 1 construction of the Regional Training Institute.

WHEREAS, the estimated annual budget for the Regional Training Institute include \$12 million for purchase of goods and services, \$5 million operating cost and \$8 million payroll, thus infusing a total of \$25 million stimulus into the regional economy.

WHEREAS, during the 2007 Regular Session of the Louisiana Legislature, \$2.6 million was appropriated for Camp Minden infrastructure rehabilitation, planning, design and construction.

WHEREAS, during the 2007 Regular Session of the Louisiana Legislature, \$449,00 was appropriated for fire trucks and fire equipment for the Camp Minden Fire Department.

WHEREAS, in 2008 Governor Bobby Jindal approved the use of \$4 million from the State Mega Fund to construct a Consolidated Dining Facility on Camp Minden.

WHEREAS, the Caddo Parish Commission does hereby commend the Louisiana National Guard for contributing to the economic efforts on Camp Minden and encourages the Louisiana National Guard, The Honorable Governor Bobby Jindal, The Honorable Senator Mary Landrieu, The Honorable Senator David Vitter and The Honorable Congressman John Fleming to obtain all required funding to complete the construction of the Regional Training Institute and Armed Forces Readiness Center on Camp Minden in a timely manner.

NOW, THEREFORE, BE IT RESOLVED, that the Caddo Parish Commission, meeting in Shreveport, Louisiana, on August 20, 2009, does hereby unanimously adopt this resolution.

AND, BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to The Adjutant General, State of Louisiana; The Honorable Governor Bobby Jindal, The Honorable Senator Mary Landrieu, The Honorable Senator David Vitter, The Honorable Congressman John Fleming, The Honorable Congressman Steve Scalise, The Honorable Congressman Joseph Cao, The Honorable Congressman Charlie Melancon, The Honorable Congressman Rodney Alexander, The Honorable Congressman William Cassidy, and The Honorable Congressman Charles Boustany, Jr.

It was **moved by Mr. Epperson**, seconded by Mrs. McCulloch, *that Resolution No. 43 of 2009, supporting continued, expedited funding for Camp Minden's Regional Training Institute, be adopted. That motion carried*, as shown by the following roll call vote: AYES: Commissioners Baker, Cox, Dominick, Epperson, Escude, Jenkins, Linn, Lynch, McCulloch, Pierson, Smith and Thibodeaux (12). NAYS: None

#### **NEW BUSINESS**

It was **moved by Mr. Dominick**, seconded by Mr. Pierson, *that Mr. David L. Norman be appointed to the Board of Commissioners of the North Caddo Hospital Service District, to fill the unexpired term (July 18, 2014) of Mr. Scott Welch, who has resigned; effective immediately. Motion carried.*

At this time Mr. Cox asked Animal Control Director Pepper to come forward. He said he has received numerous complaints about people selling puppies and kittens beside Mansfield Road near Artis Taylor Road. He said that this activity is in violation of the Parish Animal Control Ordinance. He asked Mr. Pepper to elaborate.

Mr. Pepper said that his department will be addressing that problem in a manner similar to how it was addressed the previous year. Press releases will be issued stating that breeders or sellers of animals in Caddo Parish will have to have a permit issued by his office. He said that has been successful, and the Department has adopted a zero-tolerance approach on enforcement, which will become more aggressive. This kind of breeder selling is one of the contributing factors to the number of pet problems in this community, he said.

There being no further business to come before the Commission, the meeting was adjourned at 4:20 p.m.

Stephanie Lynch  
President

Jerry C. Spears  
Commission Clerk