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Council Proceedings of the City of Shreveport, Louisiana
July 9, 2013

The regular meeting of the City Council of the City of Shreveport, State of Louisiana was called to order by Vice-Chairman Joe Shyne at 3:08 p.m., Tuesday, July 9, 2013, in the Government Chambers in Government Plaza (505 Travis Street).

Invocation was given by Councilman Sam Jenkins.
The Pledge of Allegiance was led by Councilman Oliver Jenkins.

On Roll Call, the following members were Present: Councilmen Rose Wilson-McCulloch, Jeff Everson, Oliver Jenkins, Ron Webb, Joe Shyne, and Sam Jenkins. 6. Absent: Councilman Michael Corbin. 1.

Motion by Councilman McCulloch, seconded by Councilman Webb to approve the minutes of the Administrative Conference, Monday, June 24, 2013, Council Meeting, Tuesday, June 25, 2013, and Special Meeting (Tuesday, July 2, 2013). Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.

Awards, Recognition of Distinguished Guests, and Communications of the Mayor which are required by law.
Awards and recognition of distinguished guests by City Council members, not to exceed fifteen minutes.

Councilman Shyne: Mr. CAO, Awards and recognition of distinguished guests - - - I'm sorry, I'm sorry, let me back that up, let me back that up. The Honorable Mayor Cedric Glover has entered the Chamber.

Mayor Glover: How do you do Mr. Shyne? I'm going to ask that you pass over me for a second and go to Council Members, and I'll come back to you as soon as I correct this technical difficulty.

Councilman Shyne: Alright. Steve, I thought you would have corrected that.

Mayor Glover: We're going to find out who didn't.

Councilman Shyne: Okay. And Mr. Mayor, if you don't mind, I'd like for you to send a condolence out for the family of your brother-in-law who was a former student of mine. One of my good students at that. And I hope he thought I was a good teacher.

Mayor Glover: Thank you Mr. Vice-Chairman. Certainly appreciate the sentiment and I will share that with my sister and her children and the rest of the family.

Councilman Shyne: Want to send one out to the people in the TV land, or would you rather for me to do that.

Mayor Glover: I would certainly extend that privilege to you in your capacity Mr. Shyne as the former teacher and also especially, I heard the words of my good friend and former District A, or current District A Councilwoman and member of District A alum family, and which reminds me that not only have we had the passing of James Bryant, since we last met, we also had the passing

of former District A Councilwoman Pearl Huckaby, who passed as well. And I believe services were last week and so not only does Councilwoman McCulloch not only represent I guess the part of that District A lineage, she is also the church member of one James Bryant.

Councilman Shyne: I was going to let her do the one for - - - Pearl, but

Mayor Glover: Fellow Cooper Roadian as well. And so I figure it would be - - -

Councilman Shyne: Rose, why don't you just do both, since both are really in your district.

Councilwoman McCulloch: Okay well, it seems like it's already been done, huh Dale? But anyway, I would just like to express my condolences on behalf of District A at the loss of former City Councilman Pearl Huckaby, that once represented District A, and as the Mayor stated, his brother-in-law, Mr. James Bryant who was not only a church member, but we also attended high school together as well. And as it was mentioned, I've already expressed my condolences to the Mayor to share with his sister Rosalind, who we also attended school together my condolences. And here's for the sake of the media, I'm asking that we keep both families in our prayers. Thank you.

Councilman Shyne: And thank you again. Let me go to the Council, and then, we'll come back to the Mayor. Awards and recognition of distinguished guests is now open. Any Council Member have any distinguished guests, or any communications they would like to make at this time? If not, Mr. Mayor, I guess they talked enough on yesterday, so we bring it back to you.

Awards and recognition of distinguished guests by the Mayor, not to exceed fifteen minutes.

Mayor Glover: Well thank you Mr. Shyne, I want to I guess to keep it brief today in addition to again expressing on behalf of my family thanks and appreciation to you and members of the council for your expressions of condolence on the loss of James Bryant. Also want to join Councilwoman McCulloch, yourself and the rest of the council in expressing condolences to the Huckaby family on the passing of one Pearl Huckaby. She was the widow of one of your former colleagues, Mr. Chairman, the first man to ever hold the office of City Council Member, District A. One of the sentinel forces behind the organization, "Blacks United for Lasting Leadership" or BULL as they were referred to, filed a lawsuit against the City of Shreveport which ultimately resulted in the changing of city government from a Mayor/Commission form of government to a Mayor/Council form. A form of government that we will celebrate 35 years I believe of having such a form and structure, this coming November. Pearl had the great distinction of not only serving as the first lady of District A for over a decade. She also ended up with the unique privilege of representing what I think is the most special and unique of the seven district in all the City of Shreveport, District A. She did so very well and very ably, and in addition to that was a wonderful mother and a great friend, and was certainly beloved and cherished by all who had the great honor and privilege of getting to know her. And so on behalf of the City of Shreveport and all of its citizens, we express our condolences on behalf of her family and all of her loved ones. Also Mr. Vice-Chairman, and members of the Council, I want to take a moment to express great thanks and appreciation to George Sirven and all the folks at KTBS for once again partnering with the City of Shreveport, and hosting an Independence Day Celebration down on the Shreveport riverfront. George, and Jan Elkins and all of their various charges over at KTBS reached out both Caddo Parish and across the river to the Bossier Parish Police Jury, the various business entities throughout this region to pull together a partnership, a sponsorship group that has managed to make the Shreveport Independence Day celebration one of the premiere celebrations certainly within the mid-south region. You had an array of offerings and attractions and features down there this past Thursday, that I think is unrivalled in the history of the City of Shreveport. Not the least of which

was our on Ken Kreftt from over in the Broadmoor Neighborhood Association who came in and did his recitation of the Declaration of Independence in full 1776 regalia on down to the Windstorm Band, and Pastor Brady Blade, Sr. and Jr., and the Hallelujah Train Choir. They were joined by Shreveport's own Kenny Wayne Shepherd, who put on an outstanding performance, as I mentioned the Windstorm group. Then you had Shreveport's very own Kix Brooks, who put on a stellar feature performance, and he was joined onstage by Lee Greenwood to perform I think probably the most iconic 4th of July song every recorded in the history of this country. Some 50,000+ folks were estimated to have been down on the riverfront area. I think we had the first time, a children's area that was located inside the Riverview Hall area, and none of it Mr. Chairman and members of the Council would have been possible had it not been for the able and this year for the first time, to show how good they've gotten, and how comfortable they are, absent leadership of one Shelly Ragle, who planned it so well, that she went on her vacation and left it in the able hands of Katherine Kennedy. They didn't even let Ronnie Hammond handle anything this year after the great golf cart caper of last year. He was relegated to back bench duty. But Katherine and her team stepped up and along with Shreveport Fire and Police put on an effort that brought great joy and offered the kind of proper celebration of the 4th of July that John Adams would have been proud of.

Councilman Shyne: Thank you Shelly.

Mayor Glover: So kudos to all. With that Mr. Chairman, if you don't mind, I'd like to ask the council to indulge us in suspend the agenda to move up the consideration of our Housing authority appointment. This is an example of someone who is here, and she is here at the Council's request because we think it is good to have an opportunity to be able to put a face to an appointee, but unlike some of our other folks who have time and inclination to serve, she is not retired, she's not independently wealthy, she's actually taking time off her job to be here today for this, and I don't want to cost her any more money than I already am by asking her to serve on the Housing Authority. And so if the council would be so kind as to indulge and bring her up for consideration and allow her to know her fate at this point.

Councilman Shyne: I'm only the Chairman, now what is the pleasure of the council?

Motion by Councilman S. Jenkins, seconded by Councilman McCulloch to suspend the rules and consider the executive appointment of Ms. Katiyra Simpson to the Shreveport Housing Authority Board. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Mr. Sibley: Ms. Simpson, come forward please?

Confirmation and Appointment:

Shreveport Housing Authority Board Ms. Katiyra Simpson

Councilman Shyne: Ms. Simpson, would you please come up and give us a few warm words please ma'am.

Ms. Simpson: Good afternoon. I'm just here to try and represent my views, my opinions with the Housing Authority. And whatever questions you may have for me, or whatever you need from me, I'm here diligently, waiting and ready to serve.

Motion by Councilman S. Jenkins, seconded by Councilman McCulloch to confirm the executive appointment of Ms. Katiyra Simpson to the Shreveport Housing Authority Board. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Councilman Shyne: You have been confirmed. By a 6-0 vote, 1 absent. I have one question. Is the handsome young man your husband?

Ms. Simpson: No, he is my fiancée.

Councilman Shyne: Well, that's just like your husband. Stand and raise your hand for us. Alright. So, glad to have you all as a team.

Councilwoman McCulloch: Oh, that's our homeboy!

Mayor Glover: I was about to say Mr. Shyne, you may have taught him as well.

Councilman Shyne: Yeah! I know you. Look, I knew him when he had a full head of hair.

Ms. Simpson: I did it.

Councilman Shyne: Yeah, well I know him. You got a good man hear? I knew him when he had a full head of hair. Didn't recognize you. But I know your whole family. I know all of y'all. Alright.

Mayor Glover: BTW and Jamison Mr. Shyne.

Councilman Everson: Does this make a full board now?

Mayor Glover: Not yet. No, we're still short one.

Councilman Everson: Okay. Well thank you for serving. Certainly I know it's a very important board to serve on and I know it's sometimes a challenge to find good qualified folks like yourself. So we appreciate you volunteering your time. I know it is a sacrifice, but it is a worthy one, and we really appreciate your service.

Ms. Simpson: And can I also before I leave, thank Mr. Mayor Glover and the Council for this opportunity.

Councilwoman McCulloch: Alright, you're welcome.

Councilman Shyne: And I know you will do an excellent job, because I know that young man there. Alright, thank you.

Mayor Glover: Also Mr. Chairman, members of the Council want to recognize here, from the Housing Authority, Carol Nunely, the Chairman of the Housing Authority, they're here in support.

Councilman Shyne: Where is Carolyn?

Mayor Glover: She's there sitting between Mr. Harrington and Mr. Francis.

Councilman Shyne: And there's the Director.

Mayor Glover: Richard Harrington.

Councilman Shyne: Yeah Richard, you and your board doing a fine job. And you got a good country lady with there from Claiborne Parish. Alright.

Mayor Glover: And with that Mr. Chairman, in the interest of brevity, we'll turn it back over to the Council.

Councilman Shyne: Okay, well if the Mayor is through, we'll go back into our regular agenda. How about that?

Communications of the Mayor relative to city business other than awards and recognition of distinguished guests.

Reports
Property Standards Report *(Res. 7 of 2003)*

Councilman Shyne: Okay. Is Ms. Dorothy Farnell in? I'm sorry, Dorothy on your way up, Councilman - - -

Councilman O. Jenkins: I was a little remiss in that a group that I'm involved with and that is the American Cancer Society. Forgot to mention this. Now a few weeks ago, they came before the Council and talked about this new study that's being conducted here in Shreveport. And it is our opportunity for those who have not been affected by cancer, to participate first hand in one of these studies. Now it is a lengthy commitment in turns of time frame in the sense that you're evaluated now, and then many years in the future, you're re-evaluated based on what's happened to you over that time they do some research and hopefully come back with some data points about how to cure and/or prevent cancer. There are several places across the city where you can enroll in this program. Several of the YMCAs have enrollment, several churches do. There is a website, www.seeuthere.com and that is where you can to the American Cancer Society website, which is acs.org those are all ways to sign up or you can talk to me. We're looking for about 500 volunteers in the Shreveport area. We have about half of those. We're still three weeks left to volunteer. And it's the first time Shreveport has been given the opportunity to get involved in a study of this nature. So, I'm encouraging all those that are here present, or those that are listening today to consider getting involved and helping the American Cancer Society on their quest to prevent cancer going forward. So, thank you.

Councilman Shyne: Thank you. Okay, any questions pertaining to our Property Standards?

Councilman Webb: I have, I have. Thank you. It just came to my mind. It almost slipped away. There is I think it's not 3208 Bert Kouns, it's one drive in front of 3208. There's not a mailb ox on the house any longer. The house, it sits about 100 yards off the road, and about the only way you can get in there would be with a 4-wheeler. And the last time that grass was cut, I remember I put in a request for it, and that was about six years ago. And I don't know if anybody lives in the house any more or not, but I'm not going in there to find out. But it's really an eyesore, and people are complaining about it. So - - -.

Ms. Farnell: I'll take care of it.

Councilman Shyne: Is Ms. Bonnie Moore back there?

Mr. Sibley: Yes she is Mr. Chairman.

Councilman Shyne: Bonnie, you don't have to come up. Would you give Mr. Harris the address of the house on Florence Street where we want that dumpster? And they'll be looking for Thursday. And they'll have somebody to load it up with all that trash and stuff. Just give it to Mr. Harris there. Okay Ms. Scott. I'm sorry, let me come to Mr. Sibley. I saw him talking with the Mayor, and I didn't want to butt in on him.

Mayor Glover: We're just discussing your conversation with Ms. Moore. We'll need to have some further discussion about that.

Councilman Shyne: Okay. Have the house been turned over to the occupants?

Mr. Sibley: Yes sir.

Councilman Shyne: Okay, so that means that they will be responsible for the cleanup, not us?

Mr. Sibley: Right.

Councilman Shyne: But we just wanted to get a dumpster out there to pick it up. But they will be responsible, unless - - - did you want the city involved in it?

Mr. Sibley: No, we can't legally get involved in cleaning it up.

Councilman Shyne: I didn't think so.

Mayor Glover: And Mr. Shyne, I'm not sure we can legally place a dumpster there either. That's something I'll end up clarifying with both Dale and Bonnie as to whether or not that is something that is allowable especially on a situation that we've already closed on. And especially for since I've seen the site directly, anything that would be there would be material that's already on the property itself, nothing that's in the public right of way, public property or what have you.

Councilman Shyne: But I thought maybe as a private citizen, we could get a dumpster out there and let them clean it up. And just load the dumpster up.

Mayor Glover: No, we'd be dropping dumpsters all over Shreveport if that was something that we made a regular practice of doing.

Councilman Shyne: Well, if it's - - - well I know we used to could do that. You know a person wanted - - - well, I think they probably have some trash that maybe the regular crew wouldn't be able to pick up. You know the regular trash crew that runs on I think their pick up day is Friday.

Mayor Glover: That's been a big part of Solid Waste discussion that we've been having for the last couple of years Mr. Shyne. That's is part of the reason as to why we have such a costly inefficient operation right now is that we do often pick up stuff like when people are evicted from homes and folks move out, furniture and couches and mattresses and what have you all of those are things that are at this point outside (inaudible).

Councilman Shyne: So, does that mean that we won't be doing any more of that?

Mayor Glover: I intend to hopefully offer some suggestions that if we move away from collecting Bossier's garbage, that we also take that as an opportunity to realign our practices in line with what actually is in the ordinance. Because what we do right now is in many instances outside the guidelines of the ordinance.

Councilman Shyne: Well I just - - - you know cause they're listening, and I wanted to make sure that they heard it from the boss's mouth.

Mayor Glover: And if we're talking about the Florence Street location, that's the only one that comes directly from my mouth in my capacity as mayor, but it's also a location that I have visited and seen in person, on site, and on scene.

Councilman Shyne: Right. Well, I'm - - - you know me, whatever you say, I agree with it. I always agree with it 100% so, I agree with you.

Councilwoman McCulloch: Councilman Shyne: Just so you will know in becoming a widow in 2010, one of the request that I made coming to this council was a request for a dumpster. Of course I was turned down. So, I'm pretty sure it's not - - - I mean they don't provide them anymore.

Councilman Shyne: Well I wanted to get it from the mayor's mouth. So Mr. Harris, you all just disregard. And I know they are watching on TV.

Revenue Collection Plan & Implementation Report *(Res. No.114 of 2009)*

Mr. Sibley: All the council members should have received early today, electronically the sales tax collection report as well as the other revenue collected by the city. A couple of things you will note, if you note on the sales tax collections, there has been an upward trend for the past couple of months including a 1.9% increase in the past report. We think that's a very positive sign. And the other revenue report that you have received, you noticed that there were several categories that were in excess of 100%. Mr. Bowie feels very confident that we'll exceed the budgeted number in that category, also just based upon historical trends and the way things already going. Well, what

we've done over the past month or so, is have several meetings with our version of the State Estimating Committee composed of myself, the Finance Director Mr. Madden, and Ms. Sherricka Fields, the Assistant CAO, and what we wanted to do today is address the Council. Is kind of a mid -year point to look at where revenues are you know beyond the budget, where we actually are, where we actually are in terms of expenditures. How we project that out over the next six months or the remaining part of this year in terms of the 2013 budget, in order to address a lot of the concerns that we all have because of some of the revenue picture so far. So what I'd like to do at this time if it's okay with the Council is turn it over to the Assistant CAO, Ms. Sherricka Fields to present a more detailed analysis of where we are in terms of revenue, where we expect to be in terms of expenditures and where as of today we project the ending fund balance for 2013. She'll also give a few notes of going into the 2014 budget session. So at this time, I'd like to call upon the Assistant CAO, Ms. Sherricka Fields.

Councilman Shyne: We'd be more than happy to.

Ms. Fields: Mr. Chairman, each councilmember should have before them a handout which is a one page summary. Which I'll be referring to as I walk through our projections. We've done an analysis of the revenue receipts to include a forecast of total revenues and expenditures for both the General Fund and the Riverfront Fund. We received the email dated June 28th from Council Staff and it raised some concerns that we all share and with this report we want to shed some additional light and clarification. At the top of the handout, it list what we forecast to be the Riverfront fund. In contrast to what was budgeted first is what we forecast for 2014. The actual year end fund balance for 2012 according to the audit was $20,000 less than what was budgeted for the Riverfront Fund. Based on prior expenditures, we project that expenditures will be about 99% of the budget and of course there's an additional at least $305,000 of unspent SCEDA funds that we're accounting for as well. Monthly revenues are received unevenly over a month-to-month period according to prior receipts, and current receipts to the Riverfront fund are on target compared to receipts from the prior period of 2012. We also noted that the Council Staff report analysis appear to not include the Riverfront revenue, which accounts for about $900,000 of revenue receipts. So we did include that in our forecast to show an overall picture of what we project fund balance to be. That's the rental revenue, right. About $900,000 of proceeds.

Councilman Shyne: Any more questions for Mr. Sibley?

Councilman O. Jenkins: Yeah, I got plenty.

Ms. Fields: Okay, well, let - - - I'll keep going.

Councilman O. Jenkins: Keep going, I didn't mean to interrupt you. I didn't know if you were stopping and (inaudible) Riverfront, or if you were going to do all of them and then come back.

Ms. Fields: Yeah, I can go straight through, I just wanted to clarify that I did mean 'rental' revenue. That $900,000.

Councilman O. Jenkins: Gotcha.

Ms. Fields: We want to note that Margaritaville did open its doors June 14th. We feel that it's too soon to project year end gaining receipts until about August and the months following when at least one full month of revenues as impacted by the new casino is received. We believe that still these are early indicators and it may be temporary, and ongoing monitoring would be necessary to determine the long term affects. It's possible however according to certain market studies that was done by the casino developer, that the casino could grow the market upward of 13% is what is said. And it may show positive impacts to city collections due to increased market outreach and gamers coming into the area. But for the purpose of this analysis and forecasting, we used a market share analysis based upon the latest annual report from the gaming control board, from 2011 to forecast a

possible negative impact that would occur on gaming. So we estimated a new market share allocation for the Shreveport/Bossier casinos. Assuming that Margaritaville adjusted gross revenue may average a total of the three largest casino employers in this area. They have a number of employees that are comparable to the number that Margaritaville has reported to have. Using this analysis, we assume that gaming revenues could be negatively impacted by maybe a -3.7%, or $470,000 according to our estimates. Which would be $470,000 of a shortage to the Riverfront fund budget. So with this assumption, we project that year end fund balance for the Riverfront fund to be approximately a -$74,000 which is a significant improvement from the $1.7(million) that we started with. However, we also note that the impact of Margaritaville could be less or positive which could allow us to come closer to the zero fund balance that was initially budgeted. If on the second part of the handout is a forecast for the General Fund. And Council staff estimated the year end fund balance based upon sales tax revenue, which is 57% of the General Fund budget. And our analysis includes the remaining 43% of expected receipts and we included a few variables here. On e is unbudgeted revenues which you'll note on the revenue collections report, and we expect that those based upon projections may be approximately up $250,000 for this year. So total to include that amount as well as the unbudgeted line items which included the insufficient check fees and revenues that are reported from collection agencies. That included what we projected would be up about $250,000 for the revenue collections, about $750,000 total revenues to the General Fund. Secondly in June, the city netted about $334,000 in initial quarterly and EMS reimbursements. Which these can be requested in arrears back to the last quarter of 2011. If you recall, participation with this program was authorized by Ordinance 23, and we budgeted $500,000 in revenue. However with the inclusion of prior quarters, we expect total reimbursements to contribute maybe about $2.5(million) to the General Fund. Another note is we do note that at the month end of June, that there was a slight uptake in collections to sales tax. And year-to-date, sales taxes are at $1.1 (million) less than what they were year-to-date 2012, which is about a -1.9% year-to-date. We looked at the last three years from 2010 to 2012 and we note that an average of 50.7% of annual collections were received during the first six months of the year. So, we used this principle to look at overall sales tax revenues for the current year, and we think that maybe about $113,000,000 which was slightly less than what was budgeted and this would be a 3.27% shortage on what we budgeted, however, it's unchanged from the 2012 receipts that we received which was about $113,000,000 as well. So, we're looking and of course continually looking for and hope that this last month of uptake may be a sign that there could be an increase in sales taxes, which would drive revenue positively. We've look at projections forward that if sales taxes remain on budget for the remaining months with no increase or decrease, that we could see possibly $114,000,000 in annual collections which would only be 3.2%, excuse me $3.2 (million) less than budget. But of course we'll continue to look at these numbers. And so overall in the second portion of the handout that you have, the bottom line is based upon these factors, we're projecting that for the General Fund, year-end receipts may be at about $204,000,000 which is on target with the budget, and if expenditures will be at about 99% based upon prior year expenditures, and then we project that a year-end fund balance would be approximately $4.16 (million) for 2013. However, on our assumptions, we do not foresee that the city would end with a negative fund balance position for 2013. Also want to note that we're meeting with Council staff on tomorrow morning to talk about 2014 budget and targets based on what we forecast for 2013. And I can take any questions that you have.

Councilman O. Jenkins: Yeah, let me just so I'm clear, your line under Riverfront, 2013 total available for expenditures, $10.7(million) does account for Margaritaville, or does not?

Ms. Fields: The expenditures, do you mean the revenue number? The revenue number does account for what we think may be possibly potentially a 3.7% reduction in 2012.

Councilman O. Jenkins: Okay, and then obviously that answers for 2013, because it's simply the addition of line 1 from line 2. Okay. And then on the - - - you mentioned SCEDA and SCEDA is inclusive of the expenditure or not?

Ms. Fields: It's included in this forecast number as well.

Councilman O. Jenkins: So that $400,000 as it sits today, right based on the budget item that we've got in there.

Mr. Sibley: It would be 305 pending - - - right. Prior to that.

Councilman Everson: Is it pending that? Has that been factored in?

Ms. Fields: It's been factored in assuming that those funds were moved. So it projects a worst case scenario. If those funds were moved, according to the ordinances, that amount has been factored into the forecast.

Mr. Sibley: The funds are still calculated at 99% expenditure. It's simply noted that there is still money remaining within the SCEDA account, and assuming that money gets spent, it still fits into the 99% expenditure.

Councilman O. Jenkins: Understood. So if we didn't spend the SCEDA, we pass our ordinance today, we didn't spend the rest of the 305, we would have whatever that is, $230,000 positive balance in the Riverfront, plus or minus some change based on this. Okay. That's what I'm asking. Another question is that - - - we had a line item in there on our budget about a lobbying firm in Baton Rouge. That's going to come out of Riverfront or does it?

Mr. Sibley: That's in General Government if I'm not mistaken.

Councilman O. Jenkins: General Government?

Mr. Sibley: Yes sir.

Councilman O. Jenkins: So, obviously down below that, we have expended that money, but that's still showing as - - -

Mr. Sibley: Yes, everything you see in that expenditure number is based on us (inaudible) you having spent 99% of what we budgeted, which is about what we've averaged over the past several years in terms of spending. We never quite spend everything that we budget. So, as a way of trying to project, and we ran the numbers, found that to be a useful tool, and applied that 99% against the budget to come up with the expenditure number.

Councilman O. Jenkins: Gotcha. And then, and I believe you said this, Sherrika, you did say that actual fund balance, December 31, 2012, both for the General Fund and the Riverfront are from the rough draft of our coffer for 2012, correct?

Ms. Fields: Correct.

Councilman O. Jenkins: Okay, the police pension number and I'm calling it police pension, though that may - - - but I think we know that million plus number, almost $2,000,000 number, where does - - - tell me, does that - - - is that an estimated expenditure in there?

Mr. Sibley: No sir. It's still included in the fund balance.

Councilman O. Jenkins: So it's included in that 4.1?

Mr. Sibley: Yes sir.

Councilman O. Jenkins: Okay.

Mr. Sibley: And we primarily left it there council members, because there's no obligation to necessarily spend that money on any particular purpose.

Councilman O. Jenkins: Okay.

Councilman Webb: On the forecast for total available for expenditures, is forecasted in 1012, and we're budgeted 212, but on the estimated expenditures, last year was 206 and this year,

we're budgeting 208, which is an increase of 2.1. Just what are we spending the extra 2.1 with our fund balances low, seems like we'd be trying to spend less than spend more.

Mr. Sibley: Most of that Mr. Webb, comes from the police and fire pension. You know we get a significant increase in that annually. And that's if you look at the numbers, that's where most of that is. We also have had some additional hires, and we're evaluating those numbers. But the bulk of it is increased. I'll call it mandatory obligations that we have within the police and fire pensions.

Councilman Webb: So basically a million from each one?

Mr. Sibley: It's significant.

Councilman O. Jenkins: Hold on just a second though. I don't mean to interject, but the thing what Ron said is saying is not exactly what you're answering.

Mr. Sibley: Okay.

Councilman O. Jenkins: Ron, the column on the left is estimated expenditures? That's 2013 in our budget, that's not 2012.

Mr. Webb: I know. But we're budgeting $2,000,000 more than we did last year, that's because we know.

Councilman O. Jenkins: No, we're according to this, looking at the numbers here, the 206 is just what we now expect that we're going to spend.

Mr. Sibley: Exactly.

Councilman Everson: We'll be spending less.

Councilman Webb: I see what you're saying. That's what I was getting at.

Mr. Sibley: You're right.

Councilman O. Jenkins: You're answering one question and he was asking a different one.

Mr. Sibley: But that is exactly right.

Councilman Webb: That's what I needed to know. Thank you.

Mr. Sibley: That is exactly correct. The number on the right is what we expect to spend this year.

Mr. Thompson: Is that 206 number based on a percentage, or is it based on (inaudible)

Mr. Sibley: (Inaudible) It's based on 99% of the budgeted amount. Which is the most useful tool we could come up with to try and project out the last half of the year.

Councilman O. Jenkins: Isn't that - - -I mean if you're using 99% of your column on the left, you're always going to be lower.

Mr. Sibley: And we generally are.

Councilman O. Jenkins: And I'm not - - - we're not using, I mean if you're just taking the 99% from your 208, it's a mathematical relationship. I thought for some reason, maybe I misunderstood Sherricka, that we're using what we have spent so far, the six month part in doing some projection to generate that number.

Ms. Fields: Correct.

Mr. Sibley: And the projection that we used is the average that we spent. And what we're doing as an administration is holding it there to make sure we don't exceed that 99% since that is the basis for these numbers. So we present that as a tool. If we normally only spent 99% of what is budgeted in the budget year, we thought that's a good place to look at. So if we do the same thing this year, where will we end up in terms of what we spent. That's how we determine that.

Mr. Thompson: Have we identified specific areas that we can target to make sure that we don't go over those?

Mr. Sibley: We are in that process now. We have already advised the departments that any new hiring will be done on a case by case basis for us to evaluate that. We've asked to look at and

we are postponing in nonessential travel, training, purchases, etc., so that's our obligation behind these numbers is to hold it at 99%, so that we don't end up exceeding that number.

Councilman Shyne: Mr. Sibley, maybe I'm asking this question too soon, but since we're about halfway through our budget, do y'all have a projection or maybe you said it, a projection of about how much we will over spend our budget or will we come under our budget?

Mr. Sibley: Actually, if everything the way we just laid out, we'll have a little about $4,000,000 left. And that accounts for Margaritaville having a negative balance into the Riverfront. Because what' s happening right now I think we budgeted $12.6 (million) for the year. We're averaging about a million a month in Riverfront. So that appears to be on track. The sales tax number is the biggest gap, and assuming things kinda stay flat, we're going to come in probably about $4,000,000 short there between what was budgeted and what we actually collect. So, what we did was then went at those items that are not - - - you heard Sherricks refer to the non-budgeted items, and if you look at your revenue sheet, there are some of those on there. The non-budgeted, the insufficient check fees, some of the collection fees and things like that. There's also this EMS reimbursement which is a significant number. If you look at that total, I think it's about $2 ½ (million). The estimate for this year is $1.25 (million) for the year 2013. As Sherricka indicated, we can actually go back to I want to say mid '11, about eight more quarters, so we're using a conservative number. We got 336 in the last payment, we based it on about 250, trying to be very conservative in those numbers. That's where it stands right now. So if all that' plays out the way we've projected it, Riverfront kinda goes the way it's gone in the past, we hold expenditures what we've done in the past, sales taxes kinda stay where they are, then we'll be to the good of our $4,000,000. Now - - -

Councilman Shyne: So we'll be looking at about $4,000,000 in the black.

Mr. Sibley: Yes sir.

Councilman Webb: But that's putting the franchise fee money in there?

Councilman Shyne: No, I mean that's not putting the franchise fee money in there is it Mr. Sibley?

Mr. Sibley: No, this is just the General Fund dollars.

Councilman Everson: I was just going to ask if y'all had done analysis - - - I see where you know - - - I would love to think that this recent trend in the last couple of months- - - it looks like the bleeding has stopped a little bit with our sales tax losses. It's only been a couple of months where it's been picking up, but it's picking up at a good pace. Do we have enough sort of data to extrapolate a little bit about what we think is going to be coming in the months ahead, or do we feel - - - I mean there's a lot of guess work that goes into that is what I'm saying. And so I don't know in your analysis really how much you were able to pinpoint.

Mr. Sibley: What we did - - -

Councilman Everson: What we expect in the coming months.

Mr. Sibley: The tough part is the Margaritaville impact, because they had a soft opening. We don't really have numbers yet, and we figure we need to take a couple of months to see the trend, are they going to grow the market, or are they going cannibalize the market. So what we did and what Sherricka indicated, we took the state averages. What's the market share, how does it normally split out, if they do any growth at all, we can break that and that's how we came up with that number. The critical thing, one of the other things we looked at is how has riverboat revenue in the past come in in terms of the first of the year versus the last half of the year. What we found was for the past 3-4 years, it averaged about $56-57,000,000 on the first half, and about a little less on the back half. So we kinda of applied those same - - - and it seems to be tracked in the same way. So regardless of the ups and downs there's kinda some averages that play out. So we applied that

also to come up with what we believe is going to be less than we budgeted, but it's going to be about what we collected last year. And that's really pretty consistent with what Gail Howell and I think we'll be meeting at the end of this month, when we meet on the sales tax commission. But for the blip of the Haynesville Shale a few years ago, actual sales tax revenue has risen steadily over the past few years. You know we talk about sales tax going down, but that's in relation to that hit we got from the Shale, and that hit now has leveled out. So, you know when you look at it, pull those sectors out, because this latest report, all the major sectors except mining and manufacturing some of those are showing an increase. Which is pretty good. You know it's not just one area, it's kinda across the board when you look at the breakout by business class. So based upon that, based upon the way it normally flows in terms of first half related to second half of the year, based upon time to allow for some impact the Margaritaville, even though it's hard to judge right now. It looks like you know we'll come about where we were last year. That's on a very conservative model, but it will be less than what we budgeted. And that's where the huge gap as was pointed out in the Clerk's analysis. We agree that's where that huge gap is on sales tax side.

Councilman Everson: And we still see continued declines in revenues that are in sectors that are related to Haynesville Shale, or are those stable (inaudible).

Mr. Sibley: Yeah, I mean they're still negative for the most part, they're still negative. Auto sales, durable goods, all those things kinda trended positive, but the direct mining and direct relationship to those type things is kinda stayed in the red.

Councilman O. Jenkins: I've got optimism though.

Councilman Everson: Yeah, I do too. But I was just curious if we think we've kinda seen the bottom or if we think we're still - - -

Mr. Sibley: That's what they say.

Councilman Everson: Or are we still close to the bottom?

Mr. Sibley: As a matter of fact, there have been some early indication that are starting to - - - you know within the city, we never felt the impact as much as the guys in the parish did, in terms of the Shale, but in some of those sectors, it's starting to show a little bit of activity. But not enough to really put it back to where it was.

Councilman Shyne: One other observation, cause you know we've lost a few jobs, and we probably haven't felt that impact yet. I mean it's usually a gap between you losing a job and you feel the economic impact. The other thing is with the new boat coming in, I mean it will probably be a little while before we'll know whether they're bringing in new folks or whether they're drawing from old folks or not. Now if they're drawing from the old folks that means that some of the boats that are there now will take a slight hit. You know, how slight it will be, we don't know. So it will probably be about 3-6 months, wouldn't think before we would find out?

Mr. Sibley: I agree 100% Mr. Shyne, so what we did, we budgeted in almost 4% down turn just to allow for some down turn. Hopeful that it won't go in that direction, but as you said, this would be a few months before we could see (inaudible).

Councilman Shyne: But I think that's wise. I think you always plan for to get a hit, so in case you don't, then you can ride on a little cushion. Because if you don't plan to get a hit and you get one, then you're in a world of trouble. I mean, Sam and Jeff might be - - - Jeff, you and Sam might have a red face for whoever wins next year.

Mr. Sibley: Mr. Shyne, as we indicated, what we're going to do, we'll be meeting with Council Staff starting this week, just to compare, looking at 2014 assumptions and all the things that we're going to do in that process. We'll also continue to monitor this and we expect as more information comes in on Margaritaville, we'll be able to update this and adjust our numbers, but that's where we stand right now based on those assumptions that we (inaudible)

Councilman Shyne: I think that's the prudent way to go. Okay, any more questions for Mr. Sibley, if not - - -

Mayor Glover: Mr. Chairman, this does offer one opportunity though for me to briefly reference something I don't think we've had a chance to discuss since the last Council Meeting. But I think the actual event itself took place the Wednesday after we last met. And that is since that point and time, we've had the ribbon cutting and the dedication of the newest corporate headquarters to locate in the City of Shreveport, northwest Louisiana, Ron Setley has brought not only the manufacturing operation of Ronpac to Shreveport, but has also relocated the corporate headquarters. He was here Wednesday a week ago with his wife and his sister to dedicate that facility to ultimately represent somewhere north of 300 total well-paying jobs, and is indicative of the positive economic patterns that despite the leveling of the Haynesville Shale that the community is still on, and represent the significant increase in jobs as well. Also want to express thanks and appreciation to Arlena Acree along with Pam Glorioso, along with Rocky Rocket with the Bossier Economic Development Foundation and Mayor Smith from Arcadia and a full range of folks. I'm going to stop calling names because if I don't, I'm going to leave somebody out. But they were a part of the group that traveled with myself and Arlena to Los Angeles on last week, on our film recruiting effort, the twice year at least we make it out there to speak with folks who have various projects and what have you that they're in the process of looking to put into production. The collective effort ended up being successful yet again. And while we're not yet in position to release the details, there are more projects still coming to Shreveport. In fact, the day I was boarding the plane to fly out, had one citizen to ask Mayor, where are you headed to? And I said, I'm on my way out to LA to bring home some more movies. Just so happened that one of the assistant directors on "The Town That Dreaded Sundown" that just wrapped up the night before, and he did the best on plane commercial for Shreveport that you ever could imagine in just that short period of time. I wished I had whipped out my I-phone and gotten it on video, but the doors had already closed and I didn't want the FAA folks to take me out and give me any lashes. So again, a great collective effort, that's not only Shreveport and Bossier, but has extended as far east as Arcadia. We have partnerships with folks in Mansfield, Natchitoches and others who are all part of helping to make Shreveport/Bossier and Northwest Louisiana a great place to come and shoot your film, produce your television series, do your digital media work, and continue to keep the reels rolling. So again, kudos to them.

Councilman Everson: Congrats on that. I saw a good presence and well received comments to y'all's efforts on social media. Several different sites you know, even from friends who - - - it was a convention or something that y'all ?

Mayor Glover: It was called Locations Expo, Councilman Everson. It's an effort AFCI is the acronym. But essentially, it's film commission is what they refer to themselves as. The Arlena Acrees, the Pam Gloriosos, the folks who are in cities, the people who are in states, and interestingly enough the folks who represent countries. Because at this effort, every year, you have New Zealand, the Australia, the Canada, the Mexico, the (inaudible) Isles, you know all of the various locations around the globe where you see the Lord of the Rings trilogies, the Bond movies - - -

Councilman Everson: Yeah, that seems to have the market now in the teen shows. You know it seems that everything that comes out of there is like a teen-based show. But yeah - - -

Mayor Glover: All of those folks who are within those respective countries, and states and localities who are in the business of trying to create the case why you should come and do your production in their community. They come to this effort, there's one in November as well that we engage in and it's filled with folks who are studio folks, producers themselves, the finance folks

who are all looking for the place to go out and shoot that new series, to shoot that new movie, and they have a chance to be able to come and interact directly with the Arlenas and the Pams and talk about Shreveport and Bossier, and see what the challenges are and what the opportunities are. We also host a reception that takes place on the Wednesday night before the actual official kickoff of the event. It has grown exponentially. We had folks who were from points all around who had a chance to connect and again, it pays off, because we end up seeing actual productions that end up here in Shreveport, because of the relationship that has developed (inaudible).

Councilman Everson: And like I say, you know I think I saw where the team y'all were with posted, and then I started seeing friends of mine who moved to LA 10 years ago, posting how glad they were to see a representation from their hometown. So, it certainly seemed to be well received and congrats on what seemed to be a successful effort.

Mayor Glover: Thank you much. And again, all the credit goes to Arlena and to Pam. You know they just tell me where to show up and they kinda prewrite my lines out for me so I don't flub up when we go to make our pitch and our presentation. And you know I carry the boxes and the crates as best I can and they put in the clothes, and we bring home the business. So, it accounts for why it is that Shreveport is still one of the preferred places, despite the fact that both Baton Rouge and New Orleans have returned to full vigor with regard to their film making. Truly one of the post Katrina benefits that's come to the state, has been the expansion of the film industry to all the other far reaches. So thanks again, we'll pass that sentiment along, and certainly appreciate the positive input.

Surety Bond Forfeitures Report *(Res 238 of 2010)*

Councilman Shyne: Is Ms. Scott here Mr. Sibley?

Mr. Sibley: I think she's upstairs trying to get some legislation finalized, but she should be down shortly.

Master Plan Committee Report *(Res. No. 132 of 2012)*

Councilman Shyne: Okay, well Ms. Sanders? For the Master Plan?

Mr. Thompson: That's the second meeting of the month.

Councilman Everson: Although, I want to give a brief - - - we did get an email from Ms. Sanders earlier, letting us know that the negotiations for the contract with the firm who is going to be performing the unified development code, have concluded, and they've reached a contract. So they should have that finalized within days.

Councilman Shyne: That's beautiful. We have no public hearing set for today.

Public Hearing: None.

Councilman Shyne: Mr. Thompson, I believe we have a council member who has some legislation that he'd like to be added at this particular time.

Adding Items to the Agenda, Public Comments, Confirmations and Appointments.
Adding legislation to the agenda (regular meeting only) and public comments on motions to add items to the agenda.

Mr. Thompson: Mr. Chairman, we have three items. You'll recall yesterday, when we talked about Resolution 123 I believe Mr. Oliver Jenkins, wanted an amendment to it to authorize a negotiated transaction as well as the sealed bids. And it was necessary to come back with a new resolution because it has a new title. And so we have a new resolution and then we'll take off 123 when we get to it, if that's what the Council decides to do.

The Clerk read the following:

1. **Resolution No. 123A of 2013**: A Resolution granting approval for the incurring of debt and issuance of not exceeding Ninety-Three Million Five Hundred Thousand Dollars ($93,500,000) of General Obligation Bonds, Series 2013, of the City Of Shreveport, State Of Louisiana; Authorizing the advertisement for sale through sealed electronic bids via parity or sealed paper bids; alternatively authorizing a negotiated transaction; prescribing parameters of said bonds; and providing for other matters in connection therewith.

2. **Resolution No. 127 of 2013**: A Resolution authorizing a Cooperative Endeavor Agreement with Volunteers of America North Louisiana and to otherwise provide with respect thereto.

3. **Resolution No. 128 of 2013**: A Resolution suspending the effect of certain provisions of Chapter 10 and Chapter 106 of the City of Shreveport Code of Ordinances on Saturday, July 13, 2013 in connection with fund-raising efforts by Shreveport Moose Lodge # 2239 and to otherwise provide with respect thereto.

Councilman Shyne: Is that - - -
Mr. Thompson: There may be on other Mr. Chairman.
Councilman Shyne: You got one more? Mr. Webb, while we're kinda paused.
Councilman Webb: Yes, I was going to ask would this be appropriate time to allow one of the speakers to come up representing the Moose Lodge, and talk about their fund raising efforts.
Councilman Shyne: I tell you what, why don't you wait until I'm going to ask do we have anybody that wants to talk for or against. And then we'll recognize them and let them come up.

The Clerk read the following:

4. **Ordinance No. 80 of 2013**: An ordinance authorizing the lease of city-owned property to St. Raphael house of Shreveport, Inc., and to otherwise provide with respect thereto. (B/Everson) *(Not to be adopted prior to August 13, 2013)*

Mayor Glover: Mr. Chairman, we don't want to hold these gentlemen up, but if you all will go ahead and approve the addition of that, will be in a position after these folks speak to have Shelly give you an update on what the last one represents.
Councilman Shyne: Alright, you just hold up, that's what we're getting to right now Mr. Mayor. We appreciate that. At this particular point, we will open the Chamber up for anyone who would like to come up and speak in - - - for the new legislation to be added. So this is you all's point Councilman Webb, that you're recognized.
Mr. Tom Prousse: (Shreveport Moose Lodge) Councilmembers, Mayor, I happen to be the current Governor of the Moose Lodge. We run a horseshoe league out there that runs or puts on different tournaments monthly. And we've been doing this for like 26 years or better. And until

this last year, we have never had any problem with it, and we were basically, we would like to know when that ordinance was put into effect that you weren't allowed to have anything outside. When our building was built, there was nothing around us. We just kinda got boxed in since then.

Councilman Webb: Terri was looking that up. I never did get a reply from her.

Mr. Sibley: That's what she's doing upstairs, trying to get that legislation down.

Councilman Webb: Alright, I'll find out for you Tom.

Mr. Prousse: If you have any questions, I can get my Mayor or one of my colleagues to answer it. The deal we got going on, on the 13th is for St. Jude's. You know we got muscular dystrophy next month, and I think it's Special Olympics after that.

Councilman Webb: That was the question I was going to ask. Will they have to do this each and every time I assume because of the ordinance, will they have to do it - - -

Ms. Glass: I just saw this resolution briefly. This is to allow consumption of alcoholic beverages outdoors?

Councilman Webb: Correct, they sell it indoors at the lodge, but then they want to come outside and consume it while the tournament is going on.

Ms. Glass: I think there is a provision in the alcohol ordinance that says that if you're a retail dealer, what I'm not sure of is how they sit within that, if they're a private club.

Councilman Webb: They're a private club.

Ms. Glass: The basic rule is that you can allow the consumption outside the premises. But we'll take a look at that for future purposes.

Councilman Shyne: Mr. Sibley, I want you to get ready, because you know you and I are old pros at that.

Mr. Sibley: Horseshoes?

Councilman Shyne: Yeah.

Councilman O. Jenkins: I thought you meant at consuming beer.

Councilman Shyne: No, no. My Pastor might be listening. Be careful how you say that.

Councilman Webb: He said it.

Councilman Shyne: He'll have me at confession on Sunday.

Councilman S. Jenkins: And we're being asked to give permission, is that what we're being asked to do?

Councilman Webb: Yeah, they're asking permission to bring it outdoors during the fundraising.

Councilman Everson: For what it's worth, and it may not be the same situation, I'm sure we'll look into it and find out shortly. But we recently ran into a similar problem at Centenary College. It was on the last agenda, you all may remember, that was something that we passed. It may have sounded like it was meant to allow us some keg parties, but it wasn't at all. What it really was, it was meant to allow for on the grounds at Centenary College, even within the inside of their school, that's private problem, they weren't able to use their gardens for like a wine and cheese event, you know so we were able to address that, and we're working on further ways to address it now. So we kinda came up with a temporary solution, and now we're looking for a more long term solution.

Councilman Webb: Yeah, but they have six fundraisers a year, and they have to come down each and every time to - - - or either just get it put on the agenda and get it approved.

Councilman Everson: Well I think if you have the dates of 'em in advance, we could approve them in one ordinance for the whole year, if that's convenient. If that's not, then we may need to look at a more permanent solution.

Councilman Webb: We'll work on it. We'll see what we can do today so you can have your event legally this weekend.

Mr. Prousse: We sure appreciate it, and I'd like to invite all of you to come out to the event. If you want to just come around and see what we're about and enjoy your day.

Councilman Webb: And you're raising - - - this is for what event this weekend?

Mr. Prousse: This is for St. Jude's.

Councilman Shyne: Are you the spokesman for the group?

Mr. Prousse: Well I'm the - - - I just got elected because I'm the governor this year. These three gentlemen here more or less run the fundraiser, and I'm just up here.

Councilman Shyne: But I mean, did they want to come up and say anything or are you speaking for the group?

Mr. Prousse: Y'all want to come up and say anything? No, I guess we're pretty much (inaudible).

Councilman Webb: Now is this going to Memphis or Shreveport?

Mr. Prousse: We will send it to the Memphis office.

Councilman Shyne: If no one wishes to speak in favor of this legislation? Is there anyone here who would like to speak in opposition? If not, I'll accept a motion at this time.

Motion by Councilman <u>Webb</u>, seconded by Councilman <u>Everson</u> to add Resolution No(s) 123A, 127 and 128 of 2013, and Ordinance No. 80 of 2013.

Councilman S. Jenkins: I just wanted to go back to 123. I certainly don't profess to be any kind of expert on a subject, I'm just trying to make sure I understand. What's being proposed is that the General Obligation Bond sale could go forward either as a competitive public sale on a sealed bid basis, or a negotiated basis. And I'm just trying to figure out how does that play out. Who decides which one of these procedures?

Mr. Sibley: It's generally based on the advice of your FA, and what the market conditions are and where we believe the city can get the best deal. But frankly, we agree with it. We think it's good to have that option. All it does is broaden the options that the city would have in terms of trying to get the best deal.

Councilman S. Jenkins: So at some point, the Financial Advisor based on some advice there would dictate which route it goes?

Mr. Sibley: Yes sir prior to you actually doing the bid process.

Councilman O. Jenkins: And this (inaudible) this is just about advertising for it. And I just thought, why not advertise a little broader at this point, and then let the experts decide what is more prudent as an analysis comes in.

Councilman S. Jenkins: Was this same option available in the last bond sale, or was it just a negotiated sale?

Mr. Sibley: We had both options available, but we went forward with competitive private and the language is basically cut and paste from before. But last time we went forward just with a competitive bid process based upon the recommendations of the FA at the time.

Councilman O. Jenkins: They're not obligating us to anything. It's just for (inaudible).

Councilman S. Jenkins: I understand that we got language in there, I just needed to understand what it is we're doing. This is for introduction?

Councilman O. Jenkins: No, it's a one-reader.

Councilman S. Jenkins: So we can vote on this today.

Councilman Shyne: Mr. Sibley, I know I don't have as much money to invest as you do, but my investors tell me that this is a good time, so I want to commend you for moving forward on this.

Mr. Sibley: Well I have to tell you, this is the Mayor's call on this.

Councilman Shyne: I got a call this morning, cause I just only have a few dollars, and I know you've made a lot of money over the years, and you know about this.

Mayor Glover: Mr. Chairman, are we still on discussion for this matter?

Councilman Shyne: Well, yes.

Mayor Glover: I'd like to be able to offer a few comments as well. And that is we certainly welcome, I'm assuming this is Councilman Oliver Jenkins who is making the changes here. We certainly welcome and don't see a problem, but I think it's also appropriate for me to state unequivocally that we believe that the ultimate best course of action for us to pursue is one of sealed bids. Because that's what will give us from our perspective, the best opportunity to see and receive maximum value from the city of Shreveport. There are some who are members of certain sectors of the local community who believe that a negotiated process is one that might end up having some value. From our perspective, I think that value goes more to the folks who are buying the bonds as opposed to those who would be selling them. In this case, the city is selling, and the buyers would end up I think with a greater benefit than we would as the seller by creating a situation where every entity that's interested in buying this set of bonds has to come in with their best offer and hope that they end up being the lowest, or the most viable give us a chance, just as it does with a sealed bid for a construction project. Where you have very specific objective measures and parameters to allow you to be able to come in and simply put on paper, seal it up and tell us what your best offer is. But we welcome that opportunity, just as we did the last time around. The thing that was I think, that was established, was that the group of folks that we ended up ultimately agreeing to speak with about doing a negotiated deal here at the local level also ended up offering a sealed bid. That bid that they offered ended up being several points higher, than the ultimate low bid that we received. And I think the record established I think the lowest bid for bonds of indebtedness in the state of Louisiana for that particular year at 3.99. I think even lower than what the state itself managed to achieve for other municipalities. I'm not sure about any of our parishes like Caddo and what have you, so we welcome the opportunity to have the broad range of possibilities open to us, but what we want to make sure of that ultimately we end up putting ourselves in a position to get what's the best and greatest value. I also want to make sure that for the record, that while we're initiating this particular dimension of the process, we still believe that we are a few steps away from being ready to actually go to the market, and part of that includes the retention of a financial advisor so that we have the ability to be able to receive the kind of appropriate advice that allows us to effectively navigate these waters as well as making sure that we best position the city of Shreveport to present its best face and its best picture to the folks who ultimately end up evaluating our credit worthiness within the market. So with that we certainly appreciate the input and look forward to carrying on the process.

Councilman S. Jenkins: Mr. Chairman, did they talk about, I might be a little slow today, I got my caffeine cold.

Councilman Shyne: I tell you what, let's do this.

Councilman S. Jenkins: Did we talk about No. 4?

Councilman Shyne: Yeah.

Mayor Glover: Mr. Chairman, this involves and Shelly, correct me if I'm wrong. This involves some local Christian sectors that have reached out to suggest a partnership with the City of Shreveport, in particular over at Princess Park. We think it has a great deal of potential. It's a 3-

reader, and so we wanted to get it started right now. So this is one Mr. Sam Jenkins, that is up for introduction, but it's not able to be voted on today. So there's no decision to be made with regard to this particular arrangement, but we do want to get it on the agenda, get it before the Council, and before the public so that we can start the process as well as begin to discuss it further in detail.

Councilman Shyne: Is this that Princess Park?

Ms. Ragle: Yes sir.

Councilman Shyne: Will it interfere with the Dog Park that's being placed there?

Ms. Ragle: Not at all.

Mayor Glover: Would in fact compliment that.

Councilman Everson: It's a good benefit.

Councilman Shyne: I don't want to see anything to interfere with the Dog Park, in case the Council would see fit to vote to put it there. But I'm a little doubt at this time whether they would vote to move it from - - - cause you can't move the money.

Ms. Ragle: This particular legislation authorizes us to lease what has been referred to as the Cottage at Princess Park. Probably the last time it was used was in late '90s by SPAR, and what used to be - - - SRAC used to be a part of SPAR at that time, and then over the years, we've used it as storage, but it's a very historic significant part of SPAR's history. It was the first tennis center in our community, so to be able to utilize it, for this kind of program is exciting to us. Also they come with the ability to renovate and restore and operate the building. And what it does, they want to have not only a programming presence, but they also want to have a foundational presence in that area. This is the Holy Nativity Orthodox Church. They told us the history. Jeff was there the day they told us the history about St. Raphael, as a Saint in their church. He told us how they become Saints, and he had visited that area, in I guess the late 1800s. And so it's a very significant area to this Church. And so they want to do all kinds of programming. The exciting thing for us at SPAR is that's one of the places we do not have after school programming. And at this point, don't have the staff or the funding. But this group would come in and take that on to where we'd have an after school presence there. They'll do adult programming, senior citizen programming. So I think it's a real added benefit to our community, and a way to partner with somebody to add services that we're not able to do.

Councilman Shyne: Thank you Shelly. Let's vote to add the legislation to the agenda.

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Public Comments (*In accordance with Section 1.11 of the Rules of Procedures)*

Councilman Shyne: I believe we e have one from the distinguished Mr. Craig Lee, It is about the water and sewerage situation. Now it has been before you get started Mr. Lee, it has been tabled. And I think we have Councilman Jeff Everson that's going to bring it off the table. Is that correct today?

Councilman Everson: I believe we'll be ready to take it off the table, and we'll postpone it, so we won't be making a firm vote today, we'll be amending the proposal.

Councilman Shyne: But before we postpone it, we will amend the legislation, and then we will postpone it. Mr. Thompson, please remind us of that. You know some of the members here might forget including the Chairman. Mr. Lee, we're happy to have you.

Mr. Craig Lee: (1035 Eustis) I'll come back later on in Public Comments to give my accolades to Councilwoman McCulloch on her procurement of funds for C.C. Antoine project. Now six years ago, when some of you guys first got in office, Joe, you coming back in, I exposed the corrupt natural gas lease that happened under the Hightower Administration, that has cost the City of Shreveport over $100,000,000. As we talk about this whole water and sewerage deal, last Tuesday, as I complimented Mayor Glover on his presentation dealing with the dog park, one would ask the question, what would water and sewerage and dogs have in common. It's kind of simple. The council at that time, and none of you guys were on the council from 2002 to 2006, they violated their fiduciary responsibilities by allowing the Keith Hightower administration to maneuver 1600 acres of land for $1 an acre. Councilman Monty Walford asked me since I was such a real estate expert, how much should the land have gone for? I said, well I'm not a real estate expert, but I know damn well, it would have been more than $1 an acre. That's pretty simple. The Parish has basically taken their money to the tune of now some $60,000,000. Now, why is this important and what does this have in connection with the dog park. As the presentation went last week, the dog alliance of course, does not have the appropriate funding in order to do the dog park, and maintain it and operate it. And of course, the city would be on the hook, and when we get into these real critical issues of water, sewer, roads, bridges, the city of Shreveport doesn't have any money to play games. Because we've already had one council to mess over $100,000,000 which today, we cannot take any of those resources from to help offset the potential rate increases that you all are going to end up voting on, whether it's pro or for. So my challenge is to the council, when we're looking at these issues, all of these issues connect. You don't just vote on one issue and then you know come back and vote on another issue, all of these issues connect. And if the council does not make prudent financial decisions for the citizens of the city of Shreveport, then the citizens are asked to increase their water bill and other taxes that's actually passed on to the citizens. And so, my point is as we move forward in these discussions, don't just think about the water rates, also think about the dogs, because the city of Shreveport cannot afford to take on any costs, additional costs as it relates to maintaining, operating or building a dog park, when we have infrastructural issues. And I don't know if any of you saw last week, I think in Ohio, where a lady was on the road, and her car fell into the road. Because of the crumbling infrastructure similar to the city of Shreveport, a city that's over 100 years old, and one of the water mains broke. And this is going on throughout America, because none of this has ever been fixed. And though me and Mayor Glover have had our issues over the years, I will say this, it's so unfortunate that from administration to administration to administration, the can has been kicked along as it relates to the infrastructure and now under the watch of someone who has the same hue as I do, is like now come due. It's like you gotta put up, because the federal government is basically saying you got to put money in the kitty. So we've got to be very serious as to how we look at this issue instead of just taxing the citizens, we need to look at all of these issues together. So I challenge you, even though you're going to take the issue off the agenda today, When you all look at this issue, also look at that dog park issue, because any additional funds need to go towards improving the city's infrastructure. Water, sewer, streets, roads, bridges and everything else. Thank you.

Councilman Shyne: Mr. Lee, just before you go, I did want to inform you that we have not actually voted for or against the water increase. So you know at this particular time, I don't really know how this council is going to vote. For or against. So I wouldn't want the people out in TV land to expect their water rates to be increased, because that has not happened yet.

Mr. Lee: Yeah. And the only reason I was saying it Councilman Shyne is because you all are now put in a quandary to generate revenues to pay for these costs that's being kicked down the road. And when you have an opportunity as CAO Sibley was just talking about in terms of the

spike in revenues, when the Haynesville Shale was here, we had a golden opportunity for the city to make money. The city of Shreveport didn't even make $1600. Cause it cost more to mail the paperwork out than we made off the deal. So that's what I was saying.

Councilman Shyne: Right, but I just wanted to make it clear to the people in TV land that we have not voted on raising the water rates. We understand what you're saying.

Consent Agenda Legislation
To Introduce Routine Ordinances and Resolutions
Resolutions: None.
Ordinances: None.
To Adopt Ordinances and Resolutions
Resolutions:
The Clerk read the following:

RESOLUTION NO. 104 Of 2013
A RESOLUTION AUTHORIZING JAMES T. SMILEY LOCATED AT 1640 WELLS ISLAND ROAD TO CONNECT TO THE WATER & SEWER SYSTEM OF THE CITY OF SHREVEPORT AND OTHERWISE PROVIDING WITH RESPECT THERETO.
WHEREAS, James T. Smiley has agreed to secure all permits and inspections required by the Shreveport Comprehensive Building Code. Said party having submitted a petition for annexation to the City of Shreveport, and having agreed to fully comply with the regulations of the City of Shreveport in connection with said property, all as set forth in Section 94-1, et. Seq., of the Shreveport City Code. Said request and petition are attached hereto.
BE IT RESOLVED by the City Council of the City of Shreveport in due, regular and legal session convened, that James T. Smiley be authorized to connect the structure, located at 1640 Wells Island Road to the water & sewer system of the City of Shreveport.
BE IT FURTHER RESOLVED that if any provisions or items of this resolution or the application thereof are held invalid, such invalidity shall not affect other provisions, items or applications of this resolution 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 resolutions or parts thereof in conflict herewith are hereby repealed.

Read by title and as read, motion by Councilman McCulloch, seconded by Councilman S. Jenkins to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Ordinances: None.
Regular Agenda Legislation
Resolutions on Second Reading and Final Passage or Which Will Require Only One Reading
The Clerk read the following:

1. **Resolution No. 94 of 2013**: A resolution authorizing the execution of a retainer agreement with Ronald F. Lattier, Attorney at Law; ratifying any/all work previously performed; and to otherwise provide with respect thereto *(Postponed June 25, 2013)*

Read by title and as read, motion by Councilman <u>O. Jenkins</u>, seconded by Councilman <u>Everson</u> to postpone until the next regular meeting.

Councilman S. Jenkins: Question Mr. Chairman, has any part of this - - - I want to be clear. I know what's being asked is to authorize the execution of the retainer agreement, but has some work already been done under this agreement? Have some fees already been earned? That's what I'm trying to get an appreciation of.

Councilman Shyne: You'll have to direct that to the administration.

Mayor Glover: The answer to that Mr. Jenkins would be yes.

Councilman S. Jenkins: Do we know - - - well I tell you. I'll go ahead and support the postponement. But I would like to know how much of that has been earned. If this work has already been done, and fees have already been earned and incurred by this attorney, I for one would like to know why we wouldn't pay that. Now if there is some issue about future work under this contract that can or cannot be done, I'd like to try to separate those issues out and see what we have going on. So maybe by the next time it comes up Mr. Chairman, we'll have more information.

Councilman Shyne: Well, Ms. Scott just walked in.

Mr. Thompson: Well we know that some of the fees have been paid. Well he has a regular contract with us so, and as far as I know all of those fees are being paid for the regular work that he does. On the work that he was doing for the lawsuit, I believe it was about $18,000 at our last look had been paid already. Now whether or not other fees have been incurred since that time, We don't know. We haven't seen another invoice.

Councilman S. Jenkins: Okay, so if I'm hearing you right, any work that's been performed the bill has been paid. There's nothing due here.

Mr. Thompson: Well we know that about $18,000 has been paid, for the work that was done for the lawsuit. Now the regular work, that's also being paid.

Councilman S. Jenkins: Could we let Ms. Scott come up, cause I think that comes through your department, and I would feel more comfortable maybe hearing it from you.

Councilman S. Jenkins: Right, and this could be some information you just furnish to me before the next meeting. I'm simply trying to see if there are some outstanding fees due to this law f irm for work that they have performed. I know there's a regular contract. It should be no issue about him being paid off of it. I know that this particular agreement, that would be (inaudible) to a new kind of work. And I'm just trying to determine if some fees have already been earned and have not been paid to this law firm, that's what I'm trying to find out. I'm hearing somewhat that maybe whatever fees have been earned have already been paid. And there is nothing due, and this is something that we need to consider going into the future.

Ms. Scott: No sir. At the first of the month, most of our attorneys typically submit their billing for the first of the month. So the billing for July has been submitted and approved, but not paid to date.

Councilman S. Jenkins: So there are some fees that have not been paid. I'd like to know a little bit more about that maybe the next time it comes around so maybe we could separate how you know work has been performed and needs to be paid, and if there is an issue going forward with the type of work this firm can or cannot do for the City of Shreveport, I would like to separate those issues myself. I certainly would not want to continue to delay paying this firm for the work that has been done.

Mr. Thompson: Ms. Scott, that was work done in June, correct?

Ms. Scott: Yes, but they billed it for July.

Councilman Webb: And also this says previously. So if there's any future, (inaudible) have to be brought up again?

Councilman S. Jenkins: Right, my thing Councilman, is that if we have some question, reservation or whatever term you want to use about this firm doing a certain type of work going forward, I think we need to speak on that, get our opinion on it and do whatever we're going to do, and stop it from going forward. If the work has been done, and fees have been earned, why would we continue to delay paying something that someone has already earned. That's what my question is. And so I'd just like to know what those numbers look like and separate those two issues out. At any rate, I support the postponement simply because I don't fully know the answers to those questions right now.

Councilman Shyne: Could you furnish a copy of that to each Council Member on what the situation is, and if you wanted to get with Councilman Oliver Jenkins, I know he will make time.

Councilman S. Jenkins: And Oliver and I look a lot alike today for some reason. They keep calling his name for mine, and my name for his, but - - -

Councilman Shyne: You know how it is. You know we're all God's children, and we all - - - and Dale, we all favor, don't we, because we're all God's children.

Councilman O. Jenkins: Just glad to be included.

Councilman Shyne: God created all of us out of one blood, and Ron, can I get an amen on that? Well, I forgot though this is (inaudible) about to bring my religion in on this.

Mayor Glover: Councilman Shyne, we're certainly realistic enough to understand from the administration side, that this is an issue that is wrapped up in all of the various dog park policies, that have bound the city up I guess to some extent over the last year or so. Obviously we continue to focus on what we think is a more pressing and challenging aspects of the city's business. But this is obviously a parallel side to it, rolls along with it. We hope that we are moving in a direction especially based upon the full attendance and participation of the council. At last Tuesday's meeting up on the 2nd floor, where we had a chance to be able to broaden and extend this dialogue, and get even deeper into the issues and put information before the council, I hope is giving not only the Council, but the community as a whole, a deeper appreciation for exactly what the real costs of this issue are. You know we talk about what's being expended in terms of what we believe is a necessary effort to appeal this matter. Those dollars have the potential to just on the basic dog park as we laid out last week, to result in the difference in explaining (inaudible) that could be easily within the six figures as we laid it out, as what the department would stand the project up for, somewhere in the neighborhood of about $600,000. You know some $300,000 more than what's been provided by the Waterway Commission, and that's before you get to any of the other aspects of what would be necessary for this project as well. So, we think we're moving towards some hopefully some resolution, in line with what was offered by the comments of Councilman Webb during last Tuesday's meeting where interestingly enough, Councilman Webb, and you're not the only one who thinks that those folks are talking about the old Hammel's amusement park. At the actual location for this particular effort, but it's actually the area that's adjacent to Clyde Fant Parkway between the parkway and the river. We have in fact seen correspondence to the parish formalizing what it is that we offered to them last June, in our first series of meetings with them and members of the commission and the council. We in fact also have not gotten a response back from Dr. Wilson, Parish Administrator where he informs that their parks and recreation committee is going to take up the matter I believe on the 8th of August. We'll look to have a representation from the city there to make the presentation to them about the information that we have in this regard, and hopefully put them in a position to be able to give some consideration to an effort, they obviously are interested in and already have some parallel duties and responsibilities, that may be

complimentary to us.

Councilman Shyne: Mr. Mayor, could you talk a little bit louder, so all of the Council Members would be able to hear what you're saying?

Mayor Glover: Well now I recognize that the council as a separate co-equal branch of government Mr. Shyne, and if your colleagues choose to engage in a side bar, that they believe is necessary, then I certainly respect that.

Councilman Shyne: I do to, but I didn't know whether they could hear you or not, because I know they are very intelligent individuals, and they always tune in to what's going on, but I just wanted you to make it a little bit louder. But you're through now, so - - -

Mayor Glover: Well you take the canine-like ears of a legal beagle like Mr. Sam Jenkins there.

Councilman S. Jenkins: Heard you quite well.

Mayor Glover: And the highly trained, highly tuned lean aviator auditory skills of one Oliver Jenkins, I have no doubt that they could triangulate most of my conversation as well as their own, probably heard a few folks scratching in the audience at that point.

Councilman Shyne: Okay, well they heard you. Alright Ms. Scott, would you get that information to Mr. Jenkins, and we'll move on and we appreciate it. You're so kind.

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

RESOLUTION NO. 115 OF 2013

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE GRANT DOCUMENTS WITH THE U.S DEPARTMENT OF JUSTICE, AND OTHERWISE PROVIDE WITH RESPECT THERETO

WHEREAS, the U.S Department of Justice has invited the City of Shreveport Police Department and Caddo Parish Sheriff's Office to file a joint application for grant funds under the Justice Assistance Grant Program; and

WHEREAS, the award, if approved will be for a total of $126,986 and requires no cash match by the City of Shreveport. The funds will be split with Shreveport Police Department receiving 52.50% and the Caddo Parish Sheriff's Office receiving 47.50% of the total funds allocated between the two agencies, the City of Shreveport will receive $66,667.65 and the Caddo Parish Sheriff's Office to receive $60,318.35.

WHEREAS, the City of Shreveport shall make a joint application to receive an award as part of the Justice Assistance Grant Program to prevent and control crime based on local needs and conditions. The funds received by the Shreveport Police Department will be used to address crime trends throughout the City of Shreveport through the use of overtime hours. The Caddo Parish Sheriff's Office will use their funds for the purchase of law enforcement equipment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in due, regular and legal session convened, that it does hereby authorize the execution by Cedric B. Glover, Mayor, those grant documents necessary to apply and receive funding established within the program administered by the United States Department of Justice.

BE IT FURTHER RESOLVED that 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 of this Resolution which can be given affect 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 all Resolutions or parts thereof in conflict herewith are hereby repealed.

Read by title and as read, motion by Councilman S. Jenkins, seconded by Councilman O. Jenkins to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

RESOLUTION NUMBER 116 OF 2013

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DONATION AGREEMENT BETWEEN THE CITY OF SHREVEPORT AND SOUTHERN TRACE, A LIMITED PARTNERSHIP, A TEXAS LIMITED PARTNERSHIP, BY SOUTHERN TRACE DEVELOPMENT CORPORATION, HEREINAFTER CALLED "OWNER" AND ACTING HEREIN THROUGH W.H. JOHNSON RAMSEY, MANAGER, FOR THE PRIVATE WATER AND SEWER IMPROVEMENTS FOR SOUTHERN TRACE PHASE V SECTION XXVII AND RELATED FACILITIES AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

WHEREAS, Southern Trace, A Limited Partnership, A Texas Limited Partnership, By Southern Trace Development Corp., hereinafter called "OWNER" and acting herein through W. H. Johnson Ramsey, Manager, desires to donate to the City of Shreveport the private water and sewer improvements for Southern Trace Phase V Section XXVII and related facilities; and

WHEREAS, these improvements have been installed under the inspection of personnel from the Office of the City Engineer, reviewed by the Shreveport Fire Department, and determined to meet all city codes and specifications; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened, that Cedric B. Glover, Mayor, be and is hereby authorized to execute on behalf of the City of Shreveport a Donation Agreement with Southern Trace, A Limited Partnership, A Texas Limited Partnership, By Southern Trace Development Corp., represented by W. H. Johnson Ramsey, Manager, substantially in accordance with the terms and conditions contained in the draft of said agreement which was filed for public inspection with the original draft of the resolution in the office of the City Council on June 25, 2013.

BE IT FURTHER RESOLVED that if any provisions or items of this resolution or the application thereof are held invalid, such invalidity shall not affect other provisions, items or applications of this resolution 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 all ordinances or resolutions or parts thereof in conflict herewith are hereby repealed.

Read by title and as read, motion by Councilman O. Jenkins, seconded by Councilman Everson to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

RESOLUTION NO. 117 OF 2013

A RESOLUTION AUTHORIZING THE SHREVEPORT POLICE DEPARTMENT TO ACCEPT A DONATION OF A CELLEBRITE UNIVERSAL FORENSIC EXTRACTION DEVICE VALUED AT $10,084.00 FROM RED BALL OXYGEN COMPANY, INC.

WHEREAS, the Shreveport Police Department has demonstrated a specific need for this Cellebrite Universal Forensic Extraction Device in furthering the mission of the department by providing a much needed asset to law enforcement authorities when implemented during criminal investigations and

WHEREAS, Red Ball Oxygen Company, Inc. is offering to donate a Cellebrite Universal Forensic Extraction Device, with a total value of all donated equipment being $10,084.00.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in due, regular and legal session convened, that it does hereby authorize the Shreveport Police Department to accept the donated Cellebrite Universal Forensic Extraction Device with a total value of $10,084.00 from Red Ball Oxygen Company, Inc.

BE IT FURTHER RESOLVED that 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 of this Resolution which can be given affect 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 all Resolutions or parts thereof in conflict herewith are hereby repealed.

Read by title and as read, motion by Councilman <u>Everson</u>, seconded by Councilman <u>McCulloch</u> to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

RESOLUTION NO. 118 OF 2013

A RESOLUTION AUTHORIZING THE EXECUTION OF A STATE/ENTITY LIGHTING MAINTENANCE AGREEMENT WITH THE DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT IN REGARD TO A ROADWAY AND INTERCHANGE LIGHTING SYSTEM PROJECT ON SEGMENT K OF THE I-49 PROJECT AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

WHEREAS, the Department of Transportation and Development ("DOTD") proposes to construct and install a roadway and interchange lighting system, aesthetic lighting, and bridge inspection lighting on Segment K of the I-49 North project from I-220 to Martin Luther King Boulevard ("MLK Boulevard") provided that upon completion of construction of the system, the City of Shreveport will assume garde (i.e. custody) and ownership of the lighting system and shall be responsible for all maintenance, operation and repair of the system at City's sole expense for the life of the project or for as long as the right-of-way upon which the project is located remains in the State Highway System, whichever occurs first, in addition to assumption of all liability and responsibility for the system, including all future maintenance and operation costs thereof to include, but not be limited to, replacement and energy costs, excepting the bridge inspection lighting for which only the energy costs shall be assumed by the City; and

WHEREAS, installation of the system will provide enhanced lighting for this segment of the project thereby providing a benefit for the general public; and

WHEREAS, the City of Shreveport ("City") is agreeable to the installation of the roadway/interchange, aesthetic and bridge inspection lighting system and desires to enter into a Lighting Maintenance Agreement with DOTD in regard to same.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, regular and legal session convened that the Mayor be and he is hereby authorized to execute, for and on behalf of the City of Shreveport, a State/Entity Lighting Maintenance Agreement with the

Department of Transportation and Development, substantially in accordance with the terms and conditions of the drafts thereof which were filed for public inspection, together with the original copy of this resolution in the office of the Clerk of Council on June 25, 2013 and to execute any and all documents necessary or required to evidence the City's acceptance of garde and ownership of the lighting system upon completion of construction of the system.
BE IT FURTHER RESOLVED that 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 of this resolution 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 all resolutions or parts thereof in conflict herewith are hereby repealed.

Read by title and as read, motion by Councilman Everson, seconded by Councilman Webb to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

RESOLUTION NO. 119 of 2013

A RESOLUTION DECLARING THE CITY OF OSTRAVA, CZECH REPUBLIC, AS A SISTER CITY OF THE CITY OF SHREVEPORT, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE CITY OF OSTRAVA AND OTHERWISE PROVIDING WITH RESPECT THERETO

Whereas, the City of Shreveport, Louisiana, United States of America, and the City of Ostrava, Czech Republic have recognized the possibility of creating partnerships based on free will and equality and are confident that friendship between both cities and their people is guaranteed by a wide variety of links in political, economic and cultural life as well as by individual contacts; and

Whereas, the cities intend to commence a long-term cooperation with the aim of providing mutual support to economic, social and cultural development.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened that is hereby declares the City of Ostrava, Czech Republic as a sister city of the City of Shreveport.

BE IT FURTHER RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened that Cedric B. Glover, Mayor, be and is hereby authorized to execute an agreement between the City of Shreveport and the City of Ostrava, Czech Republic, substantially in accordance with the draft thereof filed in the Office of the Clerk of Council on June 25, 2013.

BE IT FURTHER RESOLVED that if any provision of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution 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 all resolutions or parts thereof in conflict herewith are hereby repealed.

Read by title and as read, motion by Councilman O. Jenkins, seconded by Councilman S. Jenkins to adopt.

Mayor Glover: Mr. Chairman, council members, we certainly appreciate the vote of the council on this. We look forward to continuing the work with Councilman Jenkins, the folks over at Barksdale, and other members of the community as we forge this relationship. And we're looking forward to confirming the rumor that there was a - - - for those who saw the movie Red Tails, that there was a similar incident of one young marine aviator, buzzing some - - - can't say fraulein cause they're next to Austria, but it wouldn't necessarily be the same word in the Czech Republic. I'll have to Google that and see what would be appropriate.

Councilman Shyne: That might be, that might have been our colleague here.

Councilman O. Jenkins: If it happened, it was certainly before I was married.

Mayor Glover: Well before.

Councilman O. Jenkins: Because Mrs. Jenkins has not been to Ostrava.

Mayor Glover: Although I understand there were a few aspiring Mrs. Jenkins.

Councilman Shyne: Yeah, let's cut this right here.

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

The Clerk read the following:

<u>Amendment No. 1 to Resolution No. 120 of 2013</u>

Delete the NOW THEREFORE BE IT RESOLVED paragraph and the first BE IT FURTHER RESOLVED paragraph and substitute the following:

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Shreveport in due regular and legal session convened, that the report, styled: "Audit and Finance Committee Report – Recommendations to the Shreveport City Council Regarding *The Neuner Report* (Resolution No. 281 of
2011)", attached hereto is adopted, with the following exceptions:

1) Recommendation #2 of the Committee Report is not adopted. In lieu thereof, Finding #2 of the Neuner Report is adopted, including the finding that $371,350 in payments was not properly documented.

2)) Recommendation #3 of the Committee Report is not adopted. In lieu thereof, Finding #3 of the Neuner Report is adopted, including the finding that $84,175 in payments was not properly documented.

BE IT FURTHER RESOLVED that the City Council finds that Grigsby & Associates overcharged the City as follows: $53,450 (Neuner Finding #5), $371,350 (Neuner Finding #2) and $84,175 (Neuner Finding #3) and the City should pursue the recovery of $508,975 from Grigsby & Associates; and the City Attorney shall take the necessary steps to collect said amount, or provide a written legal opinion to the City Council which states why the collection of said amount should not be pursued.

Explanation of amendment:

Rejects two of the recommendations of the Audit and Finance Committee and adopts Finding #2, #3 and #5 of the Neuner Report.

Mr. Thompson: The effect of this is that the resolution will find that the city was overcharged $508,975, and the City Attorney should collect said amount or provide an opinion as to why the $508,000 should not be pursued.

Councilman Shyne: Art, let's make sure that we have this correct now. What is the pleasure of the council on the first amendment? That's dealing with the $52,000, correct?

Mr. Thompson: It increases the $52,000 to $508,000.

Councilman S. Jenkins: No, that's not amendment, I thought Amendment No. 2 we did the increase. Amendment No. 1 simply I guess it took away the option of the City Attorney - - -

Mr. Thompson: No, that's Amendment No. 2.

Councilman S. Jenkins: Hold it, hold it a minute. Have I got 'em backwards? Let's see, let's make sure.

Councilman Shyne: Art, now let's make sure again Mr. Thompson. What is Amendment No. 1?

Mr. Thompson: Amendment No. 1 will increase the $52,000 to $508,975 as the amount to be pursued.

Motion by Councilman <u>O. Jenkins</u>, seconded by Councilman <u>Shyne</u> to adopt Amendment No. 1 to Resolution No. 120 of 2013.

Councilman S. Jenkins: I can't support Amendment No. 1. The contract with the financial advisor and the City of Shreveport as all of us know has really been the subject of an internal audit, it has been the subject of an independent external audit with a law firm and accounting firm of the Council's choosing. And then it came back to the committee, the A&F Committee. Everything was thoroughly reviewed by the Council staff which included the Clerk of this Council, our legal advisor, the Internal Auditor and accountants in that department as well as our Budget Analyst. What concerns me about it is this. If there was some new information that would come out of this amendment, some new evidence that would chance the results, it may be worth asking the City Attorney to pursue. But the bottom line on the whole thing is this. We have produced records now for each one of those processes that clearly shows the only bona fide dispute right now is going to be the $53,000 that was involved with the Grigsby Firm billing it as three separate propositions as opposed to one. That's the only bona fide dispute that really comes out of this whole thing. I want go with the recommendation that's coming from the committee that that's what we pursue. Now under Amendment No. 1, it adds some findings. It says finding No. 2 of the Neuner Report adding $371,000 there. I think what you're about to do is engage people's time and money and basically throw away good money for bad to pursue that. That $371,000, there was ample information that came out of it. All of these processes that said that that work was done, not only was the work done, it was accepted by the City of Shreveport, approved by the City of Shreveport, and paid for by the City of Shreveport. And indeed the City of Shreveport benefited from the work that was performed. It involved the SWAPs. A lot of money was at risk of being lost and we benefited from that work. If you go now, before a judge or either a mediator, with the records that we have assembled, I think it's going to be a question there as to what new evidence do you have? Your own records are going to say that the work was performed, that there was ample evidence saying that the work was performed, it was accepted by the city approved by the city, paid for by the city, and you benefited from the work. If you - - - you just can't go to court and say somebody owes me $371,000. You've got to prove it. And the proof is going to be on the city to do that. I'm saying what evidence are you going to have to say that this money is owed. The Neuner Report never said that that firm owed the city a dime. It said that it was questionable, and needed to be looked into. I

submit to you that the evidence you're going to have, the information you're going to have is what we have here now, that was produced through the Internal Audit, that was produced through External Audit, and that was produced as a part of what the Council Staff reviewed and gave us. Your own records are going to work against you. Your own records are going to work against you. Because it's gonna show that there was ample information there to support this work. Now, I beli eve it all came down to Mr. Chairman a scenario where under the contract, they were supposed to bill a certain way. Neuner said it was supposed to be on a daily basis with the hours in there. I think a lot of the billing that the Grigsby firm did was like they may have billed a week at a time, or two weeks at a time, but the hours were there. A lot of people put in a lot of time, a lot work to go back and look at the records. And that information shows that the work was done. It was performed. Be no difference if you put a roof on a house, the roof is there. That's going to be proof of the fact that it is there. You're not going to be able to deny that it's there. The bottom line of the whole thing is I don't want to see us get into a scenario, where we're throwing away good money for bad and at the same time engage in people time to pursue something that our own records are going to show this really doesn't exist. And I believe that that's what this amendment does. The second part of the amendment talks about a finding on No. 3 about the travel expenses. Now, yes. In a perfect world, you should have had the receipts. Nobody is denying that. But the information that was reviewed and produced show every time that that firm presented a travel voucher or travel request, that's proof that they were here. And they were here at the request of the city and that they were here handling business for the city. Another stumbling block that you're going to have with that, is that our own records are going to show that strict adherence to that requirement about receipts and so on and so forth was waived. It was waived. I'm simply saying to you, that to me you're adding in for whatever reason it may be, I'm not questioning the motives, but I think it's adding in some additional work for someone to go through, to come back to the same result that you got today, because you don't have anything new. You don't have any new evidence, no new information has come up to say that any result is going to be different than what you have right here. And to go before a judge or go before a mediator with our own records Mr. Chairman, saying that these things were done, and that we don't have proof to the extent that they were not done, to me if foolhardy. It really is, it doesn't make sense to go and do that. I want to go by the recommendation, which is the original resolution that came from the committee. The Committee looked at this, everybody had an opportunity to say something, if I recall, it was a unanimous vote of the committee to go forward with this recommendation. I know the Council has the final word on it, but I do not see why we would go back and add hundreds of thousands of dollars on this, and have people out there chasing the wind, is basically what you're going to do, and there is nothing new. And your own records, your own information, your own work, is what everybody is going to look at and say, 'How are you asking for something back, and you said in here, you don't even have proof one way or the other?' You paid for it, you accepted it, you approved it, waived certain things. Nothing new is going to come out of it. So that's why I would say, I can't support Amendment No. 1, that's going to be adding I believe extra work, and will be contradicting our own investigations, our own work that went into the recommendation that's coming before this council.

Councilman Everson: Well thank you much. I just really had a question, and again, I'm inclined to go with the recommendation of the committee as well, just because we had a long discussion there, and I think it was you know a pretty thorough discussion. But I did have a question some of these amendments on the agenda, not just the one's in front of us now, but we've had several new things, so I'm just trying to make sure I've got yesterday correctly. In this one here, isn't it saying that we could have a legal opinion written from the City Attorney and that would suffice - - - like a legal opinion saying why we shouldn't pursue would be okay?

Councilman Shyne: Is that Amendment No. 1 that you're talking about?

Councilman Everson: Yes it is and that's what I'm asking, because that's how I'm reading it. But I don't understand. Because I guess when I read it, I thought well the Audit Committee report that was given to us had a pretty good description as to what cost they thought might be recoverable or not recoverable. And so, I guess I didn't understand if a legal opinion is all that it would take to satisfy this amendment. It doesn't sound that burdensome, but I don't know if I'm reading it right.

Councilman Shyne: And let's get the author of that amendment. Who authored Amendment No. 1?

Councilman O. Jenkins: Well I did, but I think the Clerk has a comment here that might be relevant.

Mr. Thompson: Well on the original resolution, and on Amendment No. 1 the idea is that the Council is directing for lack of a better word, the City Attorney to pursue either the collection of the $52,000 or the $500,000. But because the City Attorney is the legal advisor for the city, it also says if after looking at this, and investigating this, the City Attorney sees some reason why the city should not pursue it, then the City Attorney would give a legal opinion to the Council saying that it should be pursued because of these reasons. So it does allow, because the City Attorney is the legal advisor for the city, for the city council, the mayor and everybody else, it gives that office that the option or responsibility to make the final decision so to speak.

Councilman Shyne: Are you through?

Councilman Everson: That answered my question.

Councilman Shyne: Okay, I'll come back to the distinguished gentleman from Council District G.

Councilman S. Jenkins: I will yield to Councilman Oliver Jenkins. I think I put out there what my - - -

Councilman O. Jenkins: Your position is very clear. And I certainly am not - - - I don't want to come across as criticizing the efforts of the Audit and Finance Committee. But to me, I guess I'm not - - - I don't agree with the reasoning of why not to pursue both Finding No. 2 and Finding No. 3 because to me those particular findings of which we got from a 3rd party, obviously somebody who is not invested in the system, I think those are such standards of operating within a government entity, that the rationale just doesn't suffice. And yesterday I used the example, experience travel in a government agency. 20 years in the military, a year and a half in consulting or contracting work, and three years of this. I am not aware - - - I have never seen anybody get paid for travel without having to put in a travel card. I've never seen and that's me as a standard that is just common sense. Now I also understand that if you travel, and most people when they travel don't pay cash anymore. So I think that the opportunity to provide receipts for air tickets, hotel tickets are out there. I don't know why they have never been provided today. So I am dissatisfied with the information presented from that consultant group in terms of the justification of both their hours and their travel. So that's the reason. Not saying that you guys did a fine job on the report. When this started when I was the chairman in November or December, I noticed that every single day that they traveled, they charge exactly the maximum amount. To me, it just doesn't seem reasonable now. Could have been the exact amount every time? Yes it could have, but that would be very unlikely in my opinion. So, I think there's some over charges being done there? Maybe not willingly, and maybe is a misunderstanding of what the appropriate way to do that. I'm happy to agree with that comment, not saying there was any ill will done by this particular agency. I would like us to just properly account for that travel expense at this point. And that's what this is all about.

Councilman Shyne: Councilman Oliver Jenkins, I agree with you because here we're dealing with professionals. We're not dealing with high school or college kids who might not know. We're dealing with a professional agency who has probably been doing this for the last 20 or 30 years. So, I would hope that by now, they would understand that it's just standard procedure to dot all the 'I's and cross all the 'T's, whether you asked for it. I mean as a professional, there are some things that you know that is just do. So, you know I agree with you at this particular point. And then at this particular point, the Chair will come back and recognize the distinguished gentleman from Council District G.

Councilman S. Jenkins: Mr. Chair, I think you're overlooking I think some very - - - you're asking this to go into an arena, a legal arena for collection. And I just think you're overlooking, for whatever reason it may be, some basic legal principles. I'm not an accountant, but some basic accounting principles here. I'm saying to you that you've got two parties to a contract, those parties sit down and say under Clause A of this contract, you're supposed to provide me this. I'm waiving the necessity for you to do that. That's going to stand. That's going to stand. What you're doing is you're about to go into an arena where your own records are going to be the best defense for the person you're pursuing. And maybe you're not hearing me. You have produced Internal Audit, a separate independent audit and the Neuner report never said that this firm owed us a dime. It said here are some areas you need to look at, and go back and review. That's what their recommendation was. When it came back to this Council, we agreed let's get it to the Council staff, none of the politicians involved with this. They have went back and pulled everything, all information, all records, all billing records, all emails, you name it, everything has been produced, and you have a result. The result is what is being recommended to you. When you go into a legal or court arena, you can't just go in there and say the man owes me $84,000 or he owes me $371,000. The judge or the mediator is going to say prove it. What are you going to prove it with? You don't have anything to use. You're going to have to go in these very records that you produced that is saying 'I waived the requirement of this travel expense'. You're going to go in there with the same records that's going to say on this $371,000 judge, this was work that we asked this person to do. We've got records to show that the work was performed, accepted, approved, paid for and oh by the way judge, we benefited from it. And you're going to stand up with a straight face and try to convince the judge to give you some money back or a mediator to give you some money back? I'll say this Mr. Chairman, and I'll let it go. I'll let it go after this okay? The only legitimate dispute based on the review by all these different eyes comes down to that $53,000 that was billed as three propositions on the 2011 Bond as opposed to one. I sincerely feel like that is something that needs to be pursued, recovered, whatever the case may need to be. You're going to go in and say because somebody's bill was supposed to say on this day they did five hours as opposed to them giving you a bill for five days for 25 hours and you approved it and paid for it. And you have nothing new. No new evidence, no new information to come in and say they didn't work those hours. What you are fittin' to do is tie up resources, and tie up manpower, throwing away good money for bad, chasing the wind.

Councilman Shyne: Councilman thank you and Councilman Oliver Jenkins.

Councilman O. Jenkins: I'm going to clear up some of that. I don't think you meant any (inaudible), but it suggested that there was some type of formalized waiver document. There is not a document.

Councilman S. Jenkins: Doesn't have to be.

Councilman O. Jenkins: Okay, okay.

Councilman S. Jenkins: Doesn't have to be - - - that's what I'm saying you're missing some basic principles here. Understand what I'm trying to say. The position that - - -

Mayor Glover: Grass meets straw.

Councilman S. Jenkins: That the city took on this particular requirement of the contract a matter of record, they waived it. It doesn't have to be - - -

Councilman O. Jenkins: You mean task.

Councilman S. Jenkins: It was waived. No, no. Your documents that you've got to prove your case with, I'm not trying to turn this into a courtroom, believe me, I'm not. Your documents that you've got to prove your case with is going to say you waived it. Everything that's being done through Internal Audit, through the Neuner investigation, and the work of this committee all of that is being produced here. You have nothing new to come in and say, if you had a written document that said you couldn't waive this, if you had some new information that came in and said I got a written document saying that that was not supposed to be waived, you may have something to go on. Your documents that you've got to prove your case with is going to say, the city waive strict compliance or strict adherence with it. You can't just go in there and say he owes me $84,000 and your own documents are saying I waived it. That's the point I'm making to you.

Councilman Shyne: I hate to use Council privilege at this point, but councilman Sam Jenkins, you have dominated this conversation and

Councilman S. Jenkins: It's a committee, a committee report.

Councilman Shyne: I know, but let me let Oliver get in and then we'll come back.

Councilman Webb: Mr. Chairman, I see another name up on the board too.

Councilman O. Jenkins: And I don't disagree with your legal opinion.

Councilman Shyne: We do, we do and let me the two of them get through.

Councilman O. Jenkins: I understand that. What I'm asking for here as you can see, what does it say? The City Attorney shall take the necessary steps to collect said amount, or provide a written legal opinion to the City Council which states why the collection of said amount should not be pursued. And second of all, I'm not of the opinion that there isn't the opportunity for and I don't know what collection, it's not a collection agency, but on an attorney that could go after a claim like this on his percentage of what he can bring back to the city.

Councilman Shyne: Let me take Chairman privilege at this time. Right and Mr. Mayor, I don't generally like to do this, take Chairman privilege but Councilwoman McCulloch, let me let you get in on this.

Councilwoman McCulloch: Well I know I missed a work session a couple of weeks ago, but based on the last committee meeting that I sat in on, it seemed like at the end of the day, it was the $53,000 that we were considering having them to possibly look at. And now it seems like what I'm hearing it's $53,000 plus $500,000. And based on the information that was provided in committee when I attended, in dealing with the SWAPs, the one thing I guess I want to ask this council to consider, the fact that Grigsby saved us over what $300,000? Are we not - - - was it $300,000 in dealing with the SWAPs?

Mayor Glover: It was $100,000,000.

Councilwoman McCulloch: Right, $100,000,000, thank you Mayor Glover. And so it was at that meeting where you know I was like, well you know if he was able to save us $100,000,000 and yet we're trying to get a half-million from Grigsby, I mean it doesn't make sense. If we have proof Sam, and I'm not an attorney, with the few math skills that I do have, being an elementary, middle school teacher, I'm doing the math. You know, here you have someone who has saved the city over a million dollars, and we're now wanting to come back and get over a half million dollars from this person, which is really not justifiable, it doesn't make sense, or are we considering that at all? That Grigsby in utilizing Grigsby, Grigsby was actually able to save this city over a million dollars. Are we not considering that at all.

Councilman Shyne: It's good that you got a degree that was not in health and physical education, cause if you had of , it would not be considered. Let me go to the Clerk one more time. Clerk, would you explain that one more time that what this amendment does, is send this to the City Attorney for her to take a look at it, and for her to give her professional opinion on whether the other money can be recouped or if not, then we don't go after it.

Mr. Thompson: This amendment finds that Grigsby owes the City $508,975 and it directs the City Attorney to pursue the collection of that amount. That $508,975 or to give a legal opinion as to why that amount should not be pursued.

Councilman S. Jenkins: And I think the first part of that is the part that's troubling, the first part of the amendment.

Councilman Shyne: Right, just one minute Councilman Jenkins. Ms. Scott, would you come forward please.

Mayor Glover: Mr. Chairman?

Councilman Shyne: It seems like it's going to be a

Mayor Glover: Mr. Chairman?

Councilman Shyne: Yes sir.

Mayor Glover: I'm going to have to interject myself here if you don't mind.

Councilman Shyne: I believe Ms. Scott works for the administration and the council, am I - - -

Mr. Thompson: Ms. Scott is the attorney for the City of Shreveport which includes the City Council.

Councilman Shyne: Alright. And Mr. Mayor, I think I'll have to inject too if you don't mind it at this particular point. Now Ms. Scott, I would like for you to come forward. Now whether - - - I know you work for the Mayor.

Mayor Glover: Mr. Shyne, (inaudible) at this point and time.

Councilman Shyne: Hold it, hold it, I know you work for the Mayor, now if you choose not to say anything, I can understand that, but you also work for the Council. So I'm going to ask you to come forward at this particular time, and I believe this is a Council Meeting, and I believe like Mr. Thompson said, that the Charter says you work for the Council and for the Administration. Now if you choose not to say anything. I mean I can understand that. But I just want you, cause it seems like this is going to continue, and I don't want this discussion to continue. Now Mr. Thompson, would you read that amendment one more time?

Mr. Thompson: It fines that the city was overcharged by $508,975, and it directs the City Attorney to pursue the collection of that amount or provide a legal opinion as to why said amount should not be pursued.

Councilman Shyne: If you choose not to say anything, I understand because the Mayor is against this amendment. But I just wanted to make sure that you were here, you heard it, if you choose not to say anything, I understand, please take your seat if you choose not to say anything.

Ms. Scott: I'm not sure what I'm being asked to respond to Mr. Shyne.

Councilman Shyne: I'm sorry, that's why I wanted you to come forward.

Mr. Thompson: She understands the amendment.

Ms. Scott: I understand the resolution and the language in the resolution if that's your question.

Councilman Shyne: Yes, that's what I'm asking. Oh okay, well that's all I'm asking. I mean now, if it's anything else that's being applied for you to understand, I don't know myself. Now are we through with anymore?

Councilman O. Jenkins: I'm done.

Councilman Shyne: Okay.

Councilman S. Jenkins: I'm not.

Councilman Shyne: Okay, let me get - - -

Councilman S. Jenkins: I'm saying the first part of that to me is what's troubling Councilmen, seriously. It's inconsistent with what was found. These are your findings. Unless you have something new. That's what I'm saying.

Councilman O. Jenkins: You're saying you agree with No. 3 and not No. 2?

Councilman S. Jenkins: I'm sorry, say what now? I'm saying your amendment finds that Grigsby overcharged $500 and some odd thousand dollars. That's the troubling part of this thing Mr. Chairman. That is inconsistent with what these findings are. That is not what these findings are. The findings are that there is a bona fide dispute about the $53,000 where there was a billing charge in triplicate as opposed to one item. That's what the findings are. Ms. Scott, Ms. Glass you can go get Mr. Neuner, you go get any lawyer you want, I'm saying to you, when you step into court, this is going to be your evidence. This is based upon every record that has anything to do with that contract. Every communication that's ever had anything to do with that contract, all the billing, all the work, you name it, these are your findings. You can't walk in and say I found $507,000 worth of overcharges, when your own paperwork is saying that's not what happened. That's the point I'm saying to you. Unless Councilman, you've got something new, unless you've got some new evidence, new information. Unless you could say, Grigsby said he was here on January 1st and I've got some evidence that he wasn't and I've got some evidence that he wasn't, and we paid him for some travel trip here. All of our records, all of your evidence here, everything that's been reviewed and put forward, and your own records are going to say that that work, was performed, accepted, approved, and paid for as Councilwoman McCulloch was saying a minute ago, 'Oh, by the way, we benefited from it', you go out with a straight face that somebody owes you some money back, I'm telling you that's not going to work. It's inconsistent. The $84,000 going to be the same thing. Your findings are going to say that the position of the city was we waived that strict compliance. A lot of work and if I said it anymore, here's what I'm saying.

Councilman Shyne: Redundant, but go right on, and then I'm coming to the - - - Mayor.

Councilman S. Jenkins: Redundant, but I've heard these things from you Councilman. I'm simply saying I would hate to see us tie up people, tie up resources, throw away good money for bad, when your own evidence, our only evidence is going to say something different than what you're asking a lawyer to go out there and do. And maybe you're not getting that threshold that I'm trying to give you. You're making a quantum leap, but I'm trying to give you. You don't have any other evidence but this stuff. You have absolutely nothing else to produce to say that something did or did not happen. And Ms. Glass is a lawyer who is involved in this process. Mr. Neuner is a lawyer of this Council's choosing. He was involved in this process and I don't think the man would have hesitated one minute with that accounting firm that he had, those guys don't play. He wouldn't have hesitated one minute if he felt like the city of Shreveport was due that $371,000. He would not have stood at that mic and glitched on that at all. I sat right here and looked at him right in his eye. And I'm saying to you, Council is going to do what it wants, I understand. I think it sends an inconsistent message out there, and please understand, we've got other people that contract work with the City of Shreveport. What are we saying to them? Bottom line, we should have $53,000 you need to be pursuing, that's what has come out a very long exhaustive process both internally and externally. Why are we stacking on some more hay on the wagon for this mule to pull?

Mayor Glover: Thank you Mr. Shyne. And I want to make it perfectly clear that my request to speak was not in an effort to avoid having City Attorney Terri Scott speak. I would

certainly welcome anything she would have to offer to the discussion. But I think the comments at this point in terms of advancing this discussion are more appropriate coming from me in my capacity as mayor, and I cannot say it any better than what Councilmember Sam Jenkins and what Councilwoman McCulloch have already stated and stressed and placed in the record. What you have here is an effort to establish findings that are not supported in any way by facts. And I know that's a frustrating thing for some folks, but it really shouldn't be. But I also have been around long enough to know, served in the legislature with a fellow who said if you give me 20 votes in the senate, I can make a dog a cat. And so, with the formidable legislative (inaudible) of Oliver Jenkins and Joe Shyne, you know working together to advance this effort as the motion maker and the motion seconder, you know it will be up to the council to determine what it is that you ultimately end up doing. But there is no basis, in fact to be able to establish or justify what it is that you would seek to do. And the thing that I would offer that if the council does in fact seek to pass this particular legislation in this form, the one thing that I'm going to do is to insist that as opposed to handing this to the City Attorney, that based upon what is an obvious and consistent pattern to not accept the word of the professionals that have been retained to review and address and deal with this matter from the very beginning. Both those that are internal and external. Leanis Graham and her able staff issued an internal audit report that was essentially disputed. You go back and pull the records from some of those Audit and Finance Committee meetings, and even some of the Council Meetings, it was as if there was some attempt at cover up, or an attempt to mislead, misdirect, and not have that be an above board transparent process. You can make faces and frown Mr. Oliver Jenkins, but those comments are in the record. They're there.

Councilman Shyne: Mr. Mayor, hold it hold it, hold it, hold it, hold, hold it, hold it Mr. Mayor, hold it, hold it, hold it. Now we are two professionals, hold it, hold it now. We are too professional for you to make that kind of personal statement toward Mr. Oliver Jenkins. You don't know why he's frowning. I mean he could be itching, some could be wrong with his face, or anything. So please, please don't do that, hear? Please. We are too professional, you are professional, we are all professional on this council, so please you don't know why Mr. Oliver Jenkins is frowning. I mean his stomach. I mean he could have gas or anything. So you don't know why he's frowning. So, please don't make those kinds of statements, please, please, please, please.

Mayor Glover: Mr. Shyne, I respect your right to offer whatever comments you choose to make. You certainly as the Chair can interrupt me whenever you like and I'll stop and pause, and I'll listen, and I'll start back and make the comments I'm inclined to make.

Councilman Shyne: That's right. Continue, continue on the subject matter, but please don't make those personal - - - you don't know why Mr. Jenkins, it could be because you have gas, you could have a headache or whatever, so the Mayor doesn't know why you frowning up and going on. So please, and I know you're smart. But you're not smart enough to read his mind to say what. So continue to make those statements that you're making please?

Mayor Glover: Again Mr. Shyne, interrupt me as you are so inclined to do so. You wheel the Chairman's gavel, but I will make the comments that I believe to be appropriate with regard to this matter. And again, show whatever form of disbelief or displeasure, but the bottom line of it is, is that you cannot come to the conclusion that this particular amendment attempts to reach based upon the work that has already been established by the Council's very own staff.

Councilwoman McCulloch: I can't hear.

Mayor Glover: Going back again to the work of the Internal Audit team, led by Leanis Graham and her staff, and the report that was issued there. And the belief that that particular effort, that work in reviewing this matter was not sufficient or was somehow not appropriately done, or

had somehow been inappropriately influenced, and that served as the impudence for moving towards the effort to retain the external auditor. And that work was done, initially budgeted at $75,000, and without to my knowledge, approval of authorization ended up being billed at somewhere over $100,000. That particular report was done and submitted, and reviewed and responded to by this administration. And again, in turn, your own staff made up of Leanis Graham, Arthur Thompson, Ms. Julie Glass reviewed that response and ultimately submitted a report to your own council's Audit and Finance Committee meeting or members rather, made up of Mr. Sam Jenkins, I believe Mr. Jeff Everson and Mr. Michael Corbin as the Chair. Those are the three individuals who submitted and who received that submitted report and Councilwoman McCulloch received and reviewed that report and then offered a recommendation back to this council, based upon the information that's contained within it. And yet you have a motion that seeks to try and offer a determination or conclusion that has not basis and fact. That's been established very well by Mr. Jenkins. And so the point that I'm offering is that based upon what's transpired from Leanis to Arthur to Julie, to Neuner and now back to your own Audit and Finance Committee is that rather than having if the Council chooses to move forward with this, rather than having that opinion come from the City Attorney, we think that you should send that someplace else, and let someone who is outside of my control and influence, because I'm sure if Terri comes back with an opinion that's contrary to what some of you might believe to be appropriate just as Mr. Shyne as indicated because she is a mayoral appointee, that she may have not given you all the kind of independent objective and honest insight and review and conclusions that you all may think is appropriate. So send that back out as well. Just like you did with Neuner. Let somebody come in and give you an opinion that you guys believe to be reliable and appropriate and actionable. And know that there is a bill that will come with that. But at this point, again, you guys have burned through your staff, I don't want you to burn through mine.

Councilman Shyne: Hold it, hold it, hold it, hold it, hold it. I'm going to make one statement and I'm going to ask for the vote. And I want the Council to understand this, if this is passed, the mayor has an opportunity to veto it. But I do want the council - - - the mayor doesn't have the opportunity to veto this piece of legislation?

Mr. Thompson: I've asked Ms. Glass to look to see whether or not the Charter requires us to submit this to the Mayor or not, and I haven't gotten that opinion. Because this comes out of an investigation.

Councilman Shyne: Okay, well let's say he does and let's say he doesn't. But what I'm about to say is let's move on and I want the council to understand that we have the right to disagree with the mayor, like he has the right to disagree with us. Because this was his opinion, it doesn't necessarily say that we have to agree with it. So I would call for the vote at this particular time.

Motion failed by the following vote: Nays: Councilmen McCulloch, Everson, and S. Jenkins. 3. Ayes: Councilmen O. Jenkins, Webb, and Shyne, 3. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Councilman Shyne: Look, you see how quick we settled this with a vote without getting personal, and about some people asserting their power and going on. You see you quick we settled this? Okay, let's see if we can do the rest of 'em like this. We can stay professional. We don't - - - I don't have to try to read Jeff's mind on what, and what he's saying by drinking a swallow of coke or smiling and going on. You know we don't really need this kind here. We're all good people, we're all Christians and here I go again, but.

Councilwoman McCulloch: God's children.

Councilman Shyne: There you go, we're all God's children, so we ought to be able to work together and mayor, I love you.

Mayor Glover: Mr. Shyne?

Councilman Shyne: Mr. Thompson, let's move on with the next one.

Mr. Thompson: Mr. Jenkins, is Amendment No. 2 offered?

Councilman O. Jenkins: It is not offered at this time.

RESOLUTION NO. 120 OF 2013

A RESOLUTION TO ADOPT THE "AUDIT AND FINANCE COMMITTEE REPORT – RECOMMENDATIONS TO THE SHREVEPORT CITY COUNCIL REGARDING THE NEUNER REPORT (RESOLUTIONS NO. 281 OF 2011)" AND OTHERWISE PROVIDING WITH RESPECT THERETO

BY: COUNCILMAN SAM JENKINS

WHEREAS, with the adoption of Resolution Number 281 of 2011 and Resolution Number 71 of 2012, the City Council launched an investigation into matters relating to an Agreement with Grigsby & Associates, Inc. to provide financial services for the City of Shreveport, and retained the law firm of Laborde & Neuner to assist the Council in the investigation; and

WHEREAS, by letter dated October 19, 2012 Laborde & Neuner transmitted its report (the Neuner Report) which contained thirteen (13) findings and recommendations, and listed questionable payments to Grigsby & Associates which totaled $677,333.00; and

WHEREAS, on October 19, 2012, the Neuner Report was received and accepted by the City Council Oversight Committee, and the Oversight Committee voted to request Frank Neuner to present the Neuner Report to the City Council on November 13, 2012; and

WHEREAS, on November 13, 2012, Frank Neuner appeared before the City Council and presented the Neuner Report; and

WHEREAS, at the December 27, 2012 Council Meeting, Council Chairman Michael Corbin referred the Neuner Report to the Audit and Finance Committee, with instructions to the Committee to recommend to the Council the next steps needed to move the process forward; and

WHEREAS, by letters dated January 18, 2013 and February 20, 2013, Audit and Finance Committee Chair Sam Jenkins requested the Mayor to respond to the Findings and Recommendations in the Neuner Report and to submit that response to the Audit and Finance Committee by February 26, 2013; and

WHEREAS, at the February 26, 2013, Audit and Finance Committee meeting, Mayor Glover presented the Administration's formal response to the Neuner Report, which reaches the conclusion that all of the "questionable" payments to Grigsby & Associates were justified; and, Audit and Finance Committee Chairman Sam Jenkins recommended a review of the Administration response by the Committee, and directed the staff to begin the process; and

WHEREAS, at the June 24, 2013 Audit and Finance Committee meeting , Committee Chairman Sam Jenkins presented a draft report to the Committee, styled: "Audit and Finance Committee Report – Recommendations to the Shreveport City Council Regarding *The Neuner Report* (Resolution No. 281 of 2011)", which finds the following:

1) Grigsby & Associates (Grigsby) signed a contract with the City of Shreveport dated December 1, 2007, but Grigsby ignored certain requirements of the contract, and the City's Administration waived (expressly or tacitly) those provisions; and, Grigsby made errors on invoices submitted to the City.

2) Before Grigsby & Associates entered into the contract with the City of Shreveport, the City had executed SWAPs and other financial instruments that caused the City to be vulnerable to the

national financial crisis which began in late 2007. Grigsby was successful in extricating the City from these agreements, and prevented the City from paying much higher interest rates and SWAP termination penalties in excess of $20,000,000.

3) There were three propositions in the 2011 G.O. Bond Election and Grigsby & Associates billed the City for three bond transactions rather than for one transaction, which resulted in an overcharge of $53,450. The City should pursue the recovery of this $53,450 overcharge from Grigsby & Associates.

4) The City should not pursue the collection of any of the other "questionable" costs, because there are legal theories to justify those payments; and

5) The attached Report contains recommended changes to the December 1, 2007 Contract with Grigsby & Associates, and these recommendations should be considered for future contracts for financial advisor services.

WHEREAS, the Audit and Finance Committee voted to submit the Audit and Finance Committee's Report to the City Council, for adoption and action.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Shreveport in due regular and legal session convened, that the report, styled: "Audit and Finance Committee Report – Recommendations to the Shreveport City Council Regarding *The Neuner Report* (Resolution No. 281 of 2011)", attached hereto is adopted.

BE IT FURTHER RESOLVED that the City Council finds that Grigsby & Associates overcharged the City $53,450 for the 2011 G.O. Bond election, and the City should pursue the recovery of $53,450 from Grigsby & Associates; and the City Attorney shall take the necessary steps to collect said amount, or provide a written legal opinion to the City Council which states why the collection of said amount should not be pursued.

BE IT FURTHER RESOLVED that if any provision of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution 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 all resolutions or parts thereof in conflict herewith are hereby repealed.

Read by title and as read, motion by Councilman <u>S. Jenkins</u>, seconded by Councilman <u>McCulloch</u> to adopt Resolution No. 120 of 2013 as originally written.

Councilman O. Jenkins: May I speak at this point?

Councilman Shyne: Sure.

Councilman O. Jenkins: My concern about this legislation as it's said, is that clause in there that basically gives the City Attorney, the way that this piece of legislation is written, the City Attorney the opportunity to say that there's no merit to this in not pursuing anything.

Councilman S. Jenkins: Well, why didn't you go forward with Amendment No. 2. Amendment No. 2 would have taken that option away. I would have supported that. I have no problem - - -

Councilman O. Jenkins: Well you could've proposed - - -

Councilman S. Jenkins: Well, I mean - - - can we go back to Amendment No. 2?

Mr. Thompson: If there are no objections.

Councilman O. Jenkins: There wasn't interest in No. 2, so.

Councilman Shyne: If there are no objections, Councilman Sam Jenkins would take his motion back and Councilwoman Rose McCulloch, I know you would be kind enough to take your

second back. So we will now go back to Amendment No. 2. Mr. Clerk, do you want to read Amendment No. 2.

The Clerk read the following:

Amendment No. 2 to Resolution No. 120 of 2013
Delete the first BE IT FURTHER RESOLVED paragraph and substitute the following:
BE IT FURTHER RESOLVED that the City Council finds that Grigsby & Associates overcharged the City $53,450 for the 2011 G.O. Bond election, and the City should pursue the recovery of $53,450 from Grigsby & Associates; and the City Attorney shall take the necessary steps to collect said amount.

Explanation of amendment:
Deletes the option for the City Attorney to provide, as an alternative to collecting the $53,450, a written legal opinion to the City Council which states why the collection of $53,000 should not be pursued.

Motion by Councilman S. Jenkins, seconded by Councilman McCulloch to adopt Amendment No. 2 to Resolution No. 120 of 2013.

Mayor Glover: Mr. Shyne?
Councilman Shyne: Yes.
Mayor Glover: Discussion?
Councilman Shyne: Please.
Mayor Glover: Thank you. Members, we certainly appreciate at least the forward movement to this point with regard to this issue, and thank you for the three members who voted against the previous measure for your open mindedness and objectiveness. In this particular situation however, we still, form an administration standpoint which is why I think you put the City Attorney in a challenging position, because it is the opinion of the Mayor's office, that the basis upon which this particular transaction was billed is in fact a point of reasonable dispute, from the perspective of Mr. Grigsby. And that the idea and the approach and the manner in which he has sought to execute this billing has a more than reasonable, logical and acceptable basis upon which it was offered. And so the idea that you want the administration to help facilitate to any aspect of its powers, duties and authorities, and actually along this regard, despite the fact again that we end up in court, then there's going to be testimony that comes from yours truly, that essentially recounts exactly where it is that we believe all of this originates from and why. And all of the various iterations that it's gone through up to and including what was just placed on the record. An attempt to collect a half million dollars that you don't have anything other than just to say I want to do it. Nothing that's reflected in the record. And so I think there are similar problems even with regard to pursuing this portion. And so it's going to be my direction of the City Attorney is to make sure that we help try and reconcile what is obviously a desire as the result of an investigative process on the part of the council which has Arthur Thompson just offered may have provisions under the Charter that allows that particular aspect of it to be pursued without any endorsement or facilitation of the mayor's office. But from our perspective, this is unfortunately what all of this has boiled down to from rampant fraud, stealing and the whole nine yards, and the motivation for doing the additional street programs and everything else so there could be more rampant fraud, stealing and what have you, all the way down to basically a disagreement with regard to whether or not this was billed

monthly, or whether or not it was billed as a part of an overall larger bond transaction, which means that you end up taking the proceeds either from the general fund that is done monthly, or from the bond proceeds if it's done the other way around. Those are all reasonable types of disagreements that you have with your vendors on an ongoing basis and are easily resolved and addressed. And we simply believe that this represents essentially an effort where we've already spent $100,000 to discover that at best you might be able to recover $50 (thousand). You factor in manpower and everything else from staff, that $100,000 that was spent with Neuner goes up exponentially. And I don't know if there is any realistic scenario by which we ultimately end up being able to recover this, and at the same time you know we have essentially impugned a company, an individual who has performed, not just well, but extremely well on behalf of the City of Shreveport. But you know that's a part of the cost and risk that you incurred when you decided to do business. So that's an acceptable aspect and dimension of this.

Councilman Shyne: Thank you.

Mayor Glover: But again, there is no commitment or resolve on the part of the mayor's office to be a part of helping to facilitate this. In fact we find ourselves diametrically opposed on the other side.

Councilman Shyne: Thank you Mr. Mayor.

Mr. Thompson: If I could respond to some of those comments?

Councilman Shyne: Please, but let me say this. After you respond, I'm cutting it off and we're going to vote. And that's how we settle that. So you go head on and respond.

Mr. Thompson: Okay, one of the things I wanted to say about the report is, the report found that the financial advisor had entered into a contract with the city, but did not adhere to the terms of that contract. We also found that on this particular $52,000, there was a City Attorney's opinion written, written by a member of the office of the City Attorney which says that it was overbilled. And it's our understanding that the administration did not disagree with that opinion at that time. And so if the office of the City Attorney said that it was overbilled, and the administration did not agree with it at that time, it appears to me that that is the position of the city.

Councilman Shyne: Mr. Thompson, thank you, I'm going to call for the vote.

Mayor Glover: For the record, we disagree.

Councilman Shyne: Hold it, hold it, hold it, hold it, hold it,

Mayor Glover: Mr. Chairman, for the record, for the record, we disagree.

Councilman Shyne: Hold it, hold it, hold it, hold it, hold it, hold it Mr. Mayor.

Mayor Glover: And you can't hold it enough times Mr. Chairman for that not to be in the record.

Councilman Shyne: Hold it, hold it, hold it, hold it, hold it, hold it Mr. Mayor. Mr. Mayor, you've given - - - Mr. Mayor, hold it. Mr. Mayor, hold it. Hold it Mr. Mayor. You've taken 15 minutes to tell us why you disagree. Now we don't need to come back with another 15 minutes for you to tell us why you disagree with Mr. Thompson. I said it before Mr. Thompson spoke. I said Mr. Thompson, we're going to let you speak.

Mayor Glover: I said it in three words or less Mr. Chairman.

Councilman Shyne: We're going to cut it off, I'm going to ask for the vote.

Councilman Webb: What are voting on?

Councilman Shyne: Amendment No. 2, Amendment No. 2

Councilman Webb: We've been discussing so long, I don't even know what we're voting on.

Councilman Shyne: You're exactly right, Amendment No. 2. Amendment No. 2. Mr. Thompson, would you read it again. That's right, read it again.

The Clerk read the following:

<u>Amendment No. 2 to Resolution No. 120 of</u> 2013
Delete the first BE IT FURTHER RESOLVED paragraph and substitute the following:
BE IT FURTHER RESOLVED that the City Council finds that Grigsby & Associates overcharged the City $53,450 for the 2011 G.O. Bond election, and the City should pursue the recovery of $53,450 from Grigsby & Associates; and the City Attorney shall take the necessary steps to collect said amount.

Explanation of amendment:
Deletes the option for the City Attorney to provide, as an alternative to collecting the $53,450, a written legal opinion to the City Council which states why the collection of $53,000 should not be pursued.

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, and S. Jenkins. 5. Nays: Councilman Shyne. 1. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Motion by Councilman <u>S. Jenkins</u>, seconded by Councilman <u>McCulloch</u> to adopt Resolution No. 120 of 2013 as amended. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, and S. Jenkins. 5. Nays: Councilman Shyne. 1. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0..

Councilman Shyne: I want to thank this council for being professional. Let's don't make no - - - please council members? I'm asking my council members, please, let's stay professional. Let's don't make no pot shots. We don't have to do that in order to get out point over. Let's stay professional. And I know I'm not running my classroom, and I know I got a degree in Health and Physical Education and double major, but if you had been in my class and you started taking pot shots at another student, I'd put you out. And I know I can't do that here. But let's stay professional please.

RESOLUTION NO. 121 OF 2013

A RESOLUTION SUSPENDING THE EFFECTS OF CERTAIN PROVISIONS OF CHAPTER 10 RELATIVE TO ALCOHOLIC BEVERAGES AND CHAPTER 106 RELATIVE TO ZONING FOR PROPERTY LOCATED AT MALL ST. VINCENT, 1133 ST. VINCENT AVENUE, FOR THE SUSAN G. KOMEN RACE FOR THE CURE EVENT AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

By: Councilman Jeff Everson
WHEREAS, Susan G. Komen will host the Race For The Cure Event on Friday, November 1, 2013 and Saturday, November 2, 2013 in the Sears Annex Parking Lot of Mall St. Vincent located at 1133 St. Vincent Avenue; and
WHEREAS, The Race for the Cure kick-off party will be held Friday, November 1, 2013 from 6:00 p.m. to 8:00 p.m. and the Race for the Cure Event will be held Saturday, November 2, 2013 form 7:00 a. m. to 11:00 a.m.; and
WHEREAS, Susan G. Komen desire to dispense, and allow the consumption and sale of alcoholic beverages on the Sears Annex Parking Lot located at Mall St. Vincent, 1133 St. Vincent Avenue

during the kick-off party on Friday, November 1, 2013, between the hours of 6:00 p.m. and 8:00 p.m. and the Race for the Cure Event on Saturday, November 2, 2013, between the hours of 7:00 a.m. and 11:00 a.m. ; and

WHEREAS, Section 106-130(6) provides that unless otherwise excepted, all uses shall be operated entirely within a completely enclosed structure; and

WHEREAS, Section 10-80(a) makes it unlawful for any person to sell, barter, exchange or otherwise dispose of alcoholic beverages except within those sections of the city wherein such sale is permitted by the applicable zoning ordinance; and

WHEREAS, Section Chapter 10-103(a)(5) provides that the city council may suspend or revoke any permit if a retailer allows any person to consume any alcoholic beverage on the licensed premises or on any parking lot or open or closed space within or contiguous to the licenses premises without a proper license; and

WHEREAS, the adoption of this resolution would allow the dispensing, sale and consumption of alcoholic beverages on the Sears Annex Parking Lot on Friday, November 1, 2013 between the hours of 6:00 p.m. and 8:00 p.m. and on Saturday, November 2, 2013 between the hours of 7:00 a.m. and 11:00 a.m.; for the Susan G. Komen Race for the Cure kick-off party and the Susan G. Komen Race for the Cure event, respectively.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened Sections 106-130(6), 10-80(a) and 10-103(a)(5) are hereby suspended on November 1, 2013 between the hours of 6:00 p.m. and 8:00 p.m. and Saturday, November 2, 2013 between the hours of 7:00 a.m. and 11:00 a.m.; for the Susan G. Komen Race for the Cure kick-off party and the Susan G. Komen Race for the Cure event, respectively., located at the Sears Annex Parking Lot at Mall St. Vincent, 1133 St. Vincent Avenue. This approval is limited to an area in the parking lot, which shall be roped off or otherwise marked to indicate the area in which the event is being held.

BE IT FURTHER RESOLVED that all other applicable provisions of the City of Shreveport Code of Ordinances shall remain in full force and effect.

BE IT FURTHER RESOLVED that 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 of this resolution which can be given effect without the invalid provisions, items or application, and to this end, the provisions of this resolution are hereby declared severable.

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

Read by title and as read, motion by Councilman <u>Everson</u>, seconded by Councilman <u>McCulloch</u> to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

RESOLUTION NUMBER 122 OF 2013

A RESOLUTION DECLARING THE CITY'S INTEREST IN CERTAIN ADJUDICATED PROPERTIES AS SURPLUS AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, there are numerous parcels of property which have been adjudicated to the City of Shreveport for non-payment of ad valorem taxes; and

WHEREAS, pursuant to Section 26-300 of the Code of Ordinances, the city's interests in said properties can be sold after the City Council declares them to be surplus; and

WHEREAS, the City of Shreveport has an Adjudicated tax interest in the properties described in Attachment "A-7" for non-payment of City Property taxes; and

WHEREAS, the purchasing agent has inquired of all city departments regarding the properties described in Attachment "A-7" and has not received any indication that it is needed for City purposes.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, regular and legal session convened that the properties described in Attachment "A-7" are hereby declared surplus.

BE IT FURTHER RESOLVED, that pursuant to Section 26-301 of the Code of Ordinances, this declaration that these properties are surplus satisfies the requirement of Section 26-301 (1) (d), therefore the MAYOR, Cedric B. Glover, is authorized by said Section 26-301 to do any and all things and to sign any and all documents, including Acts of Cash Sale, in a form acceptable to the City Attorney, necessary to effectuate the purposes set forth herein.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is invalid, such invalidity shall not affect other provisions, items or applications of this resolution 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 all ordinances or resolutions or parts thereof in conflict herewith are hereby repealed.

Read by title and as read, motion by Councilman <u>S. Jenkins</u>, seconded by Councilman <u>McCulloch</u> to adopt.

Ms. Johnson: I'm sorry, I need a vote from Mr. Oliver Jenkins.

Councilman O. Jenkins: Pardon me. I hit it but, it must not have - - -

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Councilman Shyne: I'm sorry, I'm doing something that I said don't do. I'm looking at Oliver and Oliver I just knew you voted for it.

Councilman O. Jenkins: I missed.

Councilman Shyne: Okay, I'm sorry, I'm doing something (inaudible)

Councilman O. Jenkins: More precisely (inaudible).

Councilman Shyne: But you can't read somebody's mind. I'm not that smart.

Councilman O. Jenkins: Facial.

Councilman Shyne: Yeah, right I got your facial expression.

Councilman O. Jenkins: I'll be specific on my hand gestures.

Councilman Shyne: Yeah, there you go. That's what I got. Alright I'm sorry, and I hope we won't do that. I hope we won't try to read hand gestures and facial expressions anymore, we 're too professional. Art, continue.

Mayor Glover: Hand gestures are easy to read.

Councilman Shyne: Continue.

Mr. Thompson: Resolution was the original resolution which authorized the advertisement for the sale of the $93,500,000 in General Obligation Bonds. This should be removed.

10. **Resolution No. 123 of 2013**: A resolution granting approval for the incurring of debt and issuance of not exceeding ninety-three million, five hundred thousand dollars ($93,5000,000) of General Obligation Bonds, Series 2013, of the City of Shreveport, State of Louisiana; Authorizing the advertisement for sale through sealed electronic bids via parity or sealed electronic paper bids; Prescribing for other matters in connection therewith.

Read by title and as read, motion by Councilman O. Jenkins, seconded by Councilman Everson to be removed from the agenda. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

RESOLUTION NO. 123A OF 2013

A RESOLUTION GRANTING APPROVAL FOR THE INCURRING OF DEBT AND ISSUANCE OF NOT EXCEEDING NINETY-THREE MILLION FIVE HUNDRED THOUSAND DOLLARS ($93,500,000) OF GENERAL OBLIGATION BONDS, SERIES 2013, OF THE CITY OF SHREVEPORT, STATE OF LOUISIANA; AUTHORIZING THE ADVERTISEMENT FOR SALE THROUGH SEALED ELECTRONIC BIDS VIA PARITY OR SEALED PAPER BIDS;ALTERNATIVELY AUTHORIZING A NEGOTIATED TRANSACTION; PRESCRIBING PARAMETERS OF SAID BONDS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

BE IT RESOLVED by the Council of the City of Shreveport, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Shreveport, State of Louisiana, that:

SECTION 1. Authorization of Bonds. In compliance with the terms and provisions of Article VI, Section 33 of the Constitution of the State of Louisiana of 1974 (the “Constitution”), Sub-Part A, Part III, Chapter 4 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, (the “Act”), and other constitutional and statutory authority, the City of Shreveport, State of Louisiana (herein sometimes referred to either as “Issuer” or the “City”), governed by the City Council of the City (the “Governing Authority”), hereby grants approval to authorize the issuance of the second and, subject to the last sentence of Section 4 below, final issuance of a previously anticipated three series of its General Obligation Bonds in an aggregate amount not exceeding Ninety-Three Million Five Hundred Thousand Dollars ($93,500,000), Series 2013 (the “Bonds”), for, on behalf of, and in the name of the Issuer. The Bonds shall be issued for the approved purposes and costs associated with each respective Proposition set forth herein: (i) Proposition Number 1: Fifty-Five Million, Sixty-Four Thousand, Six Hundred Seventy-One Dollars ($55,064,671) for constructing, acquiring, and/or improving the water system and the sewer system and for paying the costs of issuance of the Bonds related thereto; (ii) Proposition Number 2: Twelve Million, Nine Hundred Thirty-Three Thousand Three Hundred Thirty-Seven Dollars (12,933,337) for constructing, acquiring, and improving public facilities and equipment for parks and recreation, public buildings, the police department, fire department and finance department and for paying the costs of issuance of the Bonds related thereto; and (iii) Proposition Number 3: Twenty-Five Million, Five Hundred One Thousand, Nine Hundred Ninety-Two Dollars ($25,501,992) for constructing, acquiring, and/or improving the streets, highways, bridges, and drainage systems, and for paying the costs of issuance of the Bonds related thereto. The Bonds shall bear interest at a rate or rates not exceeding nine per centum (9%) per annum, if taxable and not exceeding seven per centum (7%) per annum, if tax-exempt and shall be for a term not exceeding twenty (20) years from the date of issuance.

SECTION 2. Results of Election. In accordance with the Act, an election authorizing the Bonds was held on April 2, 2011 (the "Election"), which resulted in a total of 8,277 votes being cast **IN FAVOR OF** Proposition Number 1 and a total of 5,175 votes cast **AGAINST** Proposition Number 1 and that there was a majority of 3,102 votes cast **IN FAVOR OF** Proposition Number 1. A total of 7,641votes were cast **IN FAVOR OF** Proposition Number 2 and a total of 5,781 votes were cast **AGAINST** Proposition Number 2 and there was a majority of 1,860 votes cast **IN FAVOR** OF Proposition Number 2. A total of 7,927 votes were cast **IN FAVOR OF** Proposition Number 3 and a total of 5,361 votes were cast **AGAINST** Proposition Number 3 and there was a majority of 2,566 votes cast **IN FAVOR OF** Proposition Number 3. The results were canvassed by this Governing Authority on April 12, 2011.

SECTION 3. Sale of Bonds. The Bonds will be sold either by (a) electronic and written bids in a competitive public sale on a sealed bid basis; or (ii) a negotiated basis. Bond Counsel is hereby authorized to make preparations for such sale, including without limitation, contacting rating agencies and bond insurers, and preparing documentation necessary for the sale of such Bonds and the preparation of an official statement in connection with the Bonds. In the event a negotiated transaction is elected, an underwriting team will be submitted to the Governing Authority for approval.

SECTION 4. Advertising. In the event a competitive sale is chosen, the Mayor of the City be, and is hereby empowered, authorized and directed to advertise in accordance with the provisions of law for the purchase of the Bonds having been authorized at the Election. The Bonds will be used for purposes and in the respective amounts described in the Propositions as follows: (i) Proposition Number 1: Fifty-Five Million, Sixty-Four Thousand, Six Hundred Seventy-One Dollars ($55,064,671) for constructing, acquiring, and/or improving the water system and the sewer system and for paying the costs of issuance of the Bonds related thereto; (ii) Proposition Number 2: Twelve Million, Nine Hundred Thirty-Three Thousand Three Hundred Thirty-Seven Dollars (12,933,337) for constructing, acquiring, and improving public facilities and equipment for parks and recreation, public buildings, the police department, fire department and finance department and for paying the costs of issuance of the Bonds related thereto; and (iii) Proposition Number 3: Twenty-Five Million, Five Hundred One Thousand, Nine Hundred Ninety-Two Dollars ($25,501,992) for constructing, acquiring, and/or improving the streets, highways, bridges, and drainage systems, and for paying the costs of issuance of the Bonds related thereto, said Bonds to be payable secured by and payable from unlimited *ad valorem* taxation. The City reserves the right to issue a lesser principal amount of Bonds and the balance of the voter approved amounts of each Proposition in a later series of bonds.

SECTION 5. Basic Terms. The Bonds shall be dated September 15, 2013, will be payable from unlimited *ad valorem* taxation, shall be in the denomination of Five Thousand Dollars ($5,000) each, or any integral multiple thereof within a single maturity, and shall bear interest from their date until paid at a rate or rates not exceeding seven per centum (7%) per annum on any bond in any interest payment period, said interest to be payable on March 15, 2014, and semi-annually thereafter on September 15 and March 15 of each year. The Bonds will be fully registered bonds in book-entry form and shall be numbered consecutively, R-1 and upward, and will mature serially in principal amounts on September 15 of each year beginning in the year 2014 and ending in the year 2033.

SECTION 6. **Redemption Provisions.** The Bonds maturing on and after September 15, 2024 shall be subject to redemption prior to maturity, at the option of the City on and after September 15, 2023 in whole, at any time, or in part, on any interest payment date and if less than a full maturity, then by lot within such maturity, at the redemption price of par plus accrued interest

to the date of redemption. Bonds are not required to be redeemed in the inverse order of maturity. In the event a Bond is of a denomination larger than $5,000, a portion of such Bond ($5,000 or any multiple thereof) may be redeemed. Official notice of such call, if any, of any of the Bonds for redemption will be given not less than thirty (30) days prior to the redemption date by mailing a notice of said redemption to the registered holder of the Bonds to be redeemed at the address appearing on the books of the Registrar of the Bonds.

SECTION 7. **Bid Form and Official Statement.** In the event of a competitive sale, there shall be prepared an Official Bid Form for the submission of bids and an Official Statement which shall include the bidding terms, security features, limitations and other pertinent information relative to the sale and issuance of the Bonds as may be deemed necessary, advisable or desirable which Official Statement and Official Bid Form for the Bonds shall be distributed to all prospective bidders and other interested parties.

SECTION 8. **Notice of Bond Sale.** In the event of a competitive sale, the Mayor is hereby empowered, authorized and directed to issue an Official Notice of Bond Sale and cause such Notice of Bond Sale to be published as required by law. Such Notice of Bond Sale shall be in substantially the form attached as **Exhibit "A"** hereto, with such changes as may be approved by the Bond Counsel.

SECTION 9. Date and Time of Sale. In the event of a competitive sale, this Governing Authority will meet in open and public session at the time and place determined by the Mayor and indicated in the Official Notice of Bond Sale for the purpose of receiving bids for the Bonds, considering and taking action upon the bids, and taking any other action necessary to effectuate the issuance, sale and delivery of the Bonds. If any award of the Bonds shall be made, such award shall be made for not less than par and accrued interest to the highest bidder for the Bonds, such award and highest bidder to be determined in accordance with the Notice of Bond Sale.

SECTION 10. Disclosure. In order to assist bidders in complying with S.E.C. Rule 15c2-12(b)(5), the Governing Authority will undertake, pursuant to the Bond Ordinance providing for the issuance of the Bonds and a Continuing Disclosure Certificate, to provide annual reports and notices of certain events. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the Final Official Statement.

SECTION 11. Other Action. The Mayor, Director of Administration and/or Director of Finance, in consultation with Bond Counsel, are hereby empowered, authorized and directed to either individually or collectively approve and execute any and all documents and to take any and all actions necessary to accomplish the purposes set forth in this resolution.

SECTION 12. Declaration of Official Intent. Prior to the delivery of the Bonds, the Issuer anticipates that it may pay a portion of the costs of the project from the General Fund. The project includes specifically making capital improvements, including constructing, acquiring and improving public facilities. Upon the issuance of the Bonds, the Issuer reasonably expects to reimburse any such expenditures of other available funds from a portion of the proceeds of the Bonds. Any such allocation of proceeds of the Bonds for reimbursement will be with respect to capital expenditures (as defined in Reg. 1.150-1(b) and will be made upon the delivery of the Bonds and not later than one year after the later of (i) the date such expenditure was paid or (ii) the date on which the project was placed in service. This Section is intended to be a declaration of official intent within the meaning of Reg. 1.150-2.

SECTION 13. Louisiana State Bond Commission Compliance. If Issuer desires to purchase immovable property with a value greater than Three Thousand Dollars ($3,000.00), Issuer shall comply with the provisions of LSA-R.S. 33:4712.10 prior to the actual disbursement of any proceeds and no disbursement will be in excess of the appraised valuation, such appraisal to be by a

qualified appraiser prior to any such purchase and no such appraisal shall include the value of improvements proposed to be made to the property after purchase by the Issuer. Furthermore, such appraisal shall be submitted to the Louisiana State Bond Commission in compliance with the approval of the application previously granted on January 20, 2011.

Read by title and as read, motion by Councilman O. Jenkins, seconded by Councilman S. Jenkins to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

RESOLUTION NO. 128 OF 2013

A RESOLUTION SUSPENDING THE EFFECT OF CERTAIN PROVISIONS OF CHAPTER 10 AND CHAPTER 106 OF THE CITY OF SHREVEPORT CODE OF ORDINANCES ON SATURDAY, JULY 13, 2013 IN CONNECTION WITH FUND-RAISING EFFORTS BY SHREVEPORT MOOSE LODGE # 2239 AND TO OTHERWISE PROVIDE WITH RESPECT THERTO

BY: COUNCILMAN WEBB

WHEREAS, Shreveport Moose Lodge # 2239 is affiliated with Moose International, an international organization dedicated to caring for young and old members of the community through fund-raising and other efforts; and

WHEREAS, the local organization participates in fund-raising and other efforts for the benefit of organizations such, but not limited to, Muscular Dystrophy Association (MDA), St. Jude's Children's Hospital, Special Olympics and others; and

WHEREAS, the local chapter intends to continue its community-oriented fund-raising efforts on Saturday July 13, 2013 by sponsoring a horseshoe pitching league tournament at its facility located at 9113 Industrial Road, Shreveport, Louisiana; and

WHEREAS, the organization is authorized to allow consumption of alcoholic beverages inside the Industrial Road facility but desires to allow persons attending the event to consume alcoholic beverages outside of the enclosed structure during the event.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened that provisions of Chapter 10 and Chapter 106 of the Code of Ordinances relative to prohibitions on outside consumption of alcoholic beverages are hereby suspended at 9113 Industrial Road, Shreveport, Louisiana on Saturday, July 13, 2013 in connection with fund-raising efforts by Shreveport Moose Lodge #2239.

BE IT FURTHER RESOLVED that all other provisions of Chapter 10 and Chapter 106 shall remain in full force and effect.

BE IT FURTHER RESOLVED that 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 of this resolution which can be given effect without the invalid provisions, items or application, and to this end, the provisions of this resolution are hereby declared severable.

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

Read by title and as read, motion by Councilman Webb, seconded by Councilman S. Jenkins to adopt.

Councilman Shyne: Gentleman I believe you all are in good shape. Uh oh, here I am predicting again, like somebody else. Alright.

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0

Councilman Shyne: Gentleman, we appreciate you all coming down and I got an old pair of jeans and some tennis shoes and Dale, if you don't have any, I'll go down to Salvation Army and get you something you can wear and we'll go out and win that horseshoe contest. Thank y'all hear?

Mayor Glover: Thank you Gentlemen.

Mr. Proussee: We start at 8:00 in the morning, so come on out.

Councilman Shyne: Of course Dale, I don't know whether I can get up at my age, I don't know whether I can get up at 8:00 in the morning.

Mr. Sibley: I believe you can make it Mr. Shyne.

Councilman Shyne: You think I can make it? Now I don't know whether Oliver - - - well Oliver probably gets up around 6:00.

Councilman O. Jenkins: I'm out the door running by 6:00.

Councilman Shyne: Oh my God, when I was your age - - -

Councilman O. Jenkins: After years of training, you get used to it.

Councilman Shyne; When I was your age, ooh, I could do the same thing. Yeah, Mr. Thompson?

Introduction of Resolutions (*Not to be adopted prior to July 23, 2013*)
The Clerk read the following:

1. **Resolution No. 124 of 2013**: A resolution authorizing the Mayor to execute grant documents with the U.S. Department of Justice, and otherwise provide with respect thereto.

Motion by Councilman McCulloch, seconded by Councilman Everson to remove Resolution No. 124 of 2013 from the agenda. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

2. **Resolution No. 125 of 2013**: A resolution ratifying the waiver of building permit fees and the donation of building materials and supplies to up to Twenty-one (21) qualified low to moderate income homeowners in the City of Shreveport and otherwise providing with respect thereto.

3. **Resolution No. 126 of 2013**: A resolution amending Resolution No. 221 of 2012 which allocated funds to specific organizations from funds budgeted in "other Charges" in the Riverfront Development Special Revenue Fund, and to otherwise provide with respect thereto.

4. **Resolution No. 127 of 2013**: A resolution authorizing a Cooperative Endeavor Agreement with Volunteers of America North Louisiana and to otherwise provide with respect thereto.

Read by title and as read, motion by Councilman <u>S. Jenkins</u>, seconded by Councilman <u>Everson</u> to introduce Resolution No(s). 125, 126, and 127 of 2013 to lay over until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Introduction of Ordinances (*Not to be adopted prior to July 23, 2013*)
The Clerk read the following:

1. **<u>Ordinance No. 75 of 2013</u>**: An ordinance amending the 2013 Airports Enterprise Fund Budget, and to otherwise provide with respect thereto. *(Heating/Air Conditioning maintenance and repair, Expressjet Airline)*

2. **<u>Ordinance No. 76 of 2013</u>**: An Ordinance amending the 2013 Riverfront Development Fund Budget and otherwise providing with respect thereto. *(SCEDA)*

3. **<u>Ordinance No. 77 of 2013</u>**: An ordinance amending and supplementing Resolution No. 131 of 1984, (The "General Bond Resolution") adopted on June 12, 1984, as amended, acknowledging and approving the issuance of not exceeding $5,000,000 principal amount of taxable Utility Revenue Bonds (LDEQ Sewer Project), Series 2013, of the City of Shreveport, State of Louisiana, in accordance with the terms of Resolution No. 95 of 2012, adopted on May 22, 2012, As amended by Resolution No. 17 of 2013 adopted on February 12, 2013; Approving and confirming the sale of such bonds; Pledging revenue of the system to secure such bonds; Prescribing the form, and certain terms and conditions of said bonds; And providing for other matters in connection therewith.

4. **<u>Ordinance No. 78 of 2013</u>**: An ordinance amending the 2013 Budget for the Water and Sewerage Enterprise Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.

5. **<u>Ordinance No. 79 of 2013</u>**: An ordinance amending the 2013 Budget for the General Fund Budget, appropriating the funds authorized therein, and otherwise providing with respect thereto.

6. **<u>Ordinance No. 80 of 2013</u>**: An ordinance authorizing the lease of city-owned property to St. Raphael house of Shreveport, Inc., and to otherwise provide with respect thereto. (B/Everson) *(Not to be adopted prior to August 13, 2013)*

Read by title and as read, motion by Councilman <u>O. Jenkins</u>, seconded by Councilman <u>McCulloch</u> to introduce Ordinance No(s). 75, 76, 77, 78, 79, and 80 of 2013 to lay over until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Ordinances on Second Reading and Final Passage *(Numbers are assigned Ordinance Numbers)*
The Clerk read the following:

1. **Ordinance No. 89 of 2011**: An ordinance amending and reenacting Chapter 74 of the Code of Ordinances relative to Solid Waste Collections, and to otherwise provide with respect thereto (G/S. Jenkins) *(Postponed June 25, 2013)*

Having passed first reading on May 28, 2011 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman S. Jenkins, seconded by Councilman McCulloch to postpone until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Mr. Thompson: We can go back.

Councilman Shyne: Is there a question? I'm sorry.

Councilman Everson: Yeah, I think we may have omitted some ordinances to be introduced when we went through, but we'll revisit it and make sure. I think we may have left one off that we approved earlier in the meeting to be introduced today, I think he didn't read it when he just read the introduction of ordinances.

Councilman Shyne: Mr. Thompson, why don't we take care of it right here before we move any further.

The Clerk read the following:

1. **Ordinance No. 80 of 2013**: An ordinance authorizing the lease of city-owned property to St. Raphael house of Shreveport, Inc., and to otherwise provide with respect thereto. (B/Everson) *(Not to be adopted prior to August 13, 2013)*

Read by title and as read, motion by Councilman O. Jenkins, seconded by Councilman Everson to introduce Ordinance No. 80 of 2013 to lay over until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Mr. Thompson: Terri, did we get everything? Okay.

Councilman Everson: If we're back on Ordinances on second reading and final passage, I think I'll make a motion to postpone 63, 64, and 65 till the next meeting.

Councilman S. Jenkins: What about 66? I was going to do - - -

Councilman Everson: I'm sorry.

Councilman S. Jenkins: And 66?

Councilman Everson: Yes, correct. Thank you for catching that too.

2. **Ordinance No. 63 of 2013**: An ordinance amending the 2013 Capital Improvements Budget and otherwise providing with respect thereto. *(Postponed June 25, 2013)*

3. **Ordinance No. 64 of 2013**: An ordinance amending the 2013 Streets Special Revenue Fund Budget, appropriating the funds authorized therein, and otherwise providing with respect thereto. *(Postponed June 25, 2013)*

4. **Ordinance No. 65 of 2013**: An ordinance amending the 2013 Streets Special Revenue Fund Budget, appropriating the funds authorized therein, and otherwise providing with respect thereto. *(Postponed June 25, 2013)*

5. **Ordinance No. 66 of 2013**: An ordinance amending the 2013 General Fund, appropriating the funds authorized therein and otherwise providing with respect thereto. *(Postponed June 25 2013)*

Having passed first reading on June 11, 2013 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Everson, seconded by Councilman S. Jenkins to postpone Ordinance No(s) 63, 64, 65 and 66 until the next regular meeting.

Councilwoman McCulloch: Councilman Shyne, can I get some clarification on why they're being postponed? I mean because I'm kinda at a loss.

Councilman Everson: Yeah, this is pertaining to remember when we were looking at the streets that were in the asphalt reconstruction program, and there was a motion to take some money from that program and move it back into the reserves. And so in the discussion, at the Infrastructure Committee meeting, the decision was made to have another, one more meeting where we could look at what projects would fit into two different phases of that program before moving forward with something. And so, it's being postponed in order to give us the time to see what fits into those two phases.

Councilman Shyne: But this does not mean that you're in favor of taking some money out of the program, and putting in the reserves, does it?

Councilman Everson: We're just pushing it back so that, that discussion can be completed.

Councilwoman McCulloch: I'm just asking for information.

Councilman O. Jenkins: We're not going to feed fire of the (inaudible) of descent.

Councilman Shyne: I just want to be sure, I didn't want anybody to have any false hopes, you know. You understand how that is. Alright would you vote at this particular time please.

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

6. **Ordinance No. 67 of 2013**: An ordinance amending and reenacting certain provisions of Section 30-201 and 30-203 of the Code of Ordinances relative to Fire Prevention and protection Article VIII – Limited access gates and to otherwise provide with respect thereto.

Having passed first reading on June 25, 2013 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman S. Jenkins, seconded by Councilman O. Jenkins to adopt.

Councilman O. Jenkins: This is the piece of ordinance with regard to first responders being able to get access. Are we in 67 or 66?

Councilman Shyne: We're in 67.

Councilman O. Jenkins: Okay, sometimes I have trouble with (inaudible), but anyway so - - -

Councilman Shyne: If you been taught that, so I mean I can understand. You ought to feel beat up on sometimes.

Councilman O. Jenkins: Anyway, this is in regards to first responders given the opportunity to enter into gated communities, and if the Chief is available would come give an update. And really what I want to get is just the opportunity to get this out in front of the public so those that do live in these areas will know that this is coming forward.

Councilman Shyne: Just a minute Chief. Mr. Mayor is it alright?

Mayor Glover: Yes sir, we've asked Chief Mulford to come up to help assist Councilman Oliver Jenkins - - -

Councilman Shyne: I just want to be, Chief, I don't want to disrespect anybody, and Councilman Jenkins, I didn't want to disrespect anybody.

Mayor Glover: Your sensitivity is touching Mr. Shyne.

Councilman Shyne: Thank you, thank you. Yes, we're ready.

Chief Mulford: This is - - - the original ordinance was from 2007, that allowed us access, automatic access into gated communities. As those communities have grown throughout the city, we, we being the fire and police and public safety officials have recognized an issue that we have as technology progresses, we've had problems getting into some of those communities when time and response time are a necessity. So this is an effort to improve not only our public safety response time, but our service to those communities, I'll be coordinating with the Chair on some public meetings as we move forward, post a vote today in order for the public to be able to be aware of the timelines and things that are going to be required in this ordinance.

Councilman Shyne: Councilman Jenkins, what I'm getting from this that the Chief is in favor of it.

Councilman O. Jenkins: Yes, and its unanimous support from the Public Safety Committee with a lot of input from both the Fire Department and the Police Department.

Chief Mulford: It's an effort to (inaudible) Police and Fire Department to try to keep up with technology.

Councilman Shyne: Let me, Councilman Jenkins, I got caught up in the traffic and I was not able to make it to the last Public Safety Committee meeting.

Councilman O. Jenkins: We understood that you were in support of this in prior discussions.

Councilman Shyne: That's true, that's true. I was caught up in traffic and goes to show you how we have traffic jams here in Shreveport.

Councilman O. Jenkins: Though it is rare.

Councilman Shyne: Very rare, but it just happened on that occasion, so that's why I was absent.

Mayor Glover: Most often trying to get out of a gated community.

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

7. **Ordinance No. 68 of 2013**: An ordinance closing and abandoning the 20 foot wide alley between Common and Douglas Streets and between Caddo and Fannin Streets, in the ten acre lot 2 subdivision located in Section 37 (T18N-R14W), Caddo Parish, Louisiana, and to

otherwise provide with respect thereto. (B/Everson)

Having passed first reading on <u>June 25, 2013</u> was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman <u>Everson</u>, seconded by Councilman <u>S. Jenkins</u> to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

8. **<u>Ordinance No. 69 of 2013</u>**: An ordinance declaring the City's intention to acquire full ownership of certain adjudicated properties for the Murphy Street Park Project, and otherwise providing with respect thereto. (G/S. Jenkins)

Having passed first reading on <u>June 25, 2013</u> was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman <u>S. Jenkins</u>, seconded by Councilman <u>McCulloch</u> to adopt.

Councilman Everson: The property that's being acquired is being done through seizure, correct?

Councilman S. Jenkins: Correct.

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

9. **<u>Ordinance No. 70 of 2013</u>**: An ordinance amending the 2013 General Fund Budget, appropriating the funds authorized herein, and to otherwise provide with respect thereto. *(SPAR equipment repair and maintenance)*

Mr. Thompson: There is one amendment. I believe that the amendment if adopted would make this a companion to Ordinance No. 76 and therefore council may want to consider postponing this until the other ordinance catches up.

Councilman Shyne: Okay now, you said - - - you read the piece of legislation, and then you - - - this is on the amendment? Okay now your motion is to postpone the amendment or the whole piece of legislation? Mr. Jenkins?

Councilman O. Jenkins: Well, I mean I think right now procedurally I don't know how you can postpone the amendment, then vote on the ordinance, and then come back.

Mr. Thompson: Our recommendation would be to postpone Ordinance No. 70.

Having passed first reading on <u>June 25, 2013</u> was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman <u>O. Jenkins</u>, seconded by Councilman <u>Webb</u> to postpone until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

11. **<u>Ordinance No. 72 of 2013</u>**: **ZONING C-50-13:** An ordinance amending Chapter 106 of the Code of Ordinances, The City Of Shreveport Zoning Ordinance, by rezoning property

located on the NW corner of Youree Drive & Ardmore Drive, Shreveport, Caddo Parish, LA, **FROM SPI-1-E (B-1), HIGHLAND URBAN CONSERVATION (BUFFER BUSNIESS) EXTENDED USE DISTRICT TO SPI-1-E (B-1), HIGHLAND URBAN CONSERVATION (BUFFER BUSINESS)/EXTENDED USE DISTRICT TO ADD "A DOG GROOMING SALON"** and to otherwise provide with respect thereto (C/O. Jenkins)

Having passed first reading on June 25, 2013 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman O. Jenkins, seconded by Councilman Everson to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

12. **Ordinance No. 73 of 2013**: **ZONING - C-53-13:** An ordinance amending Chapter 106 of the Code of Ordinances, The City Of Shreveport Zoning Ordinance, **FOR CONTINUATION OF R-2-E (SPI-2) URBAN, ONE FAMILY RESIDENCE/EXTENDED USE DISTRICT LIMITED TO "A MOTEL ONLY"**, on property located on the SE corner of Lewis Lane & California Drive, Shreveport, Caddo Parish, LA, and to otherwise provide with respect thereto. (G/S. Jenkins)

Having passed first reading on June 25, 2013 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman S. Jenkins, seconded by Councilman McCulloch to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

13. **Ordinance No. 74 of 2013**: **C-37-13:** An ordinance to amend various sections of Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, and to otherwise provide with respect thereto.

Having passed first reading on June 25, 2013 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Webb, seconded by Councilman S. Jenkins to adopt.

Councilman Everson: Just a point of discussion. There was some discussion yesterday about this, correct me if I'm wrong, but isn't this the ordinance that applies to the manufactured houses? Okay, there was some discussion yesterday about making sure that everyone was able to receive a red-lined copy of it, because it had been removed and added back, in a little bit different form, and I think there was some confusion over what the final version was and I just wanted to make sure. I did receive that, you know I did receive a copy of it that was red-lined, and had a chance to look over it, but I didn't know if everybody had a chance to do that yet or people felt comfortable about it or - - -

Councilman S. Jenkins: I looked over it and I'm comfortable with it.

Councilman Shyne: Okay, then I'm going to ask for the vote at this particular point.

Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

The adopted ordinances and amendments follow:

ORDINANCE NO. 67 OF 2013

AN ORDINANCE TO AMEND AND REENACT CERTAIN PROVISIONS OF SECTION 30 -201 AND 30-203 OF THE CODE OF ORDINANCES RELATIVE TO FIRE PREVENTION AND PROTECTION ARTICLE VIII – LIMITED ACCESS GATES AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

BE IT ORDAINED by the City Council of the City of Shreveport, in due, legal and regular session convened that Sections 30-201 and 30-203 of the Code of Ordinances of the City of Shreveport are hereby amended to read as follows:

Sec. 30-201. Requirements.

Any gated community or gated commercial premises which have electronic limited access gates shall comply with the following requirements:

(1) The electronic limited access gate must have a receiver installed which makes the gate capable of being operated with a transmitting system approved by the Shreveport Fire Department.

(2) The receiver shall be installed on the column or post near the electrical control box. The receiver shall be installed on the right hand side whenever possible.

(3) A battery back-up and manual override shall be provided to be used in case of power outage.

Sec. 30-203. Time for compliance; responsibility for compliance; enforcement shall be amended to read as follows:

(a) All new gated communities and gated commercial properties having electronic limited access gates for ingress and egress shall comply with this article before the gate is placed into operation. The person or entity responsible for compliance with this section shall be the developer or builder of the gated community or gated commercial premises.

(b) All existing gated communities and gated commercial properties having electronic limited access gates for ingress and egress shall have 180 days from final passage of this amendment to comply with this article on all electronic limited access gates. The person or entity responsible for compliance with this section shall be the person or entity responsible for maintenance of the gated access.

(c) The division of permits and inspections of the department of operational services shall be responsible for enforcement of this article with regard to new gated communities and gated commercial properties. The division of fire prevention of the fire department shall be responsible for enforcement of the article with regard to existing gated communities and gated commercial properties.

***

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 of this Ordinance which can be given affect 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 all Ordinances or parts thereof in conflict herewith are hereby repealed.

ORDINANCE NO. 68 OF 2013

AN ORDINANCE CLOSING AND ABANDONING THE 20 FOOT WIDE ALLEY BETWEEN COMMON AND DOUGLAS STREETS AND BETWEEN CADDO AND FANNIN STREETS, IN THE TEN ACRE LOT 2 SUBDIVSION LOCATED IN SECTION

37 (T18N-R14W), CADDO PARISH, LOUISIANA, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

WHEREAS, on June 17, 1855, Ten Acre Lot 2 was filed and recorded in Book O, Page 538, of the Conveyance Records of Caddo Parish, Louisiana; and

WHEREAS, lying west of Common Street and east of Douglas Street of the aforementioned subdivision, a 20 foot wide street was dedicated to the public; and

WHEREAS, the City of Shreveport has received a request from a majority of the adjacent property owners to close and abandon this street to allow development of the area by Hunt Real Estate Services, Inc.; and

WHEREAS, the City of Shreveport shall retain a permanent utility servitude over the closed and abandoned area which will provide for the existing 8" sewer line; and

WHEREAS, the Metropolitan Planning Commission approved this closure and abandonment at their meeting on June 05, 2013; and

WHEREAS, the proposed closure and abandonment meets the requirements and approval of the City Engineer's Office; and

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Shreveport, in due, regular and legal session convened, that the 20 foot wide road dedication, lying west of Common Street and east of Douglas Street between Caddo and Fannin Streets of the Ten Acre Lot 2 Subdivision, as shown and indicated on the plat attached hereto and made a part hereof, is officially closed and abandoned.

BE IT FURTHER ORDAINED, that the City of Shreveport shall retain a permanent utility servitude over the entire area of the closure and abandonment.

BE IT FURTHER ORDAINED, that a certified copy of this ordinance shall be filed and recorded in the official records of Caddo Parish, Louisiana.

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 all ordinances or resolutions or parts thereof in conflict herewith are hereby repealed.

ORDINANCE NO. 69 OF 2013

AN ORDINANCE DECLARING THE CITY'S INTENTION TO ACQUIRE FULL OWNERSHIP OF CERTAIN ADJUDICATED PROPERTIES FOR THE MURPHY STREET PARK PROJECT AND OTHERWISE PROVIDING WITH RESPECT THERETO

WHEREAS, the City of Shreveport, has a tax interest in the herein below described properties which have been adjudicated for the non-payment of City property taxes, said properties being more fully described below along with the names of the last known owners of record of the properties; and

WHEREAS, under La. R. S. 47:2236 et. seq. when property has been adjudicated to a political subdivision , the political subdivision may declare by ordinance that is intends to acquire a full ownership interest in the property; and

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Shreveport in due, regular and legal session convened, that it does hereby declare its intention to acquire the following properties in full ownership:

Geographical #	Physical Address	Legal Description	Assessed Owner

171403-014-001800	3110 Harp Street	Lot 18, Block M, Pine Grove Addn. Sub.	Lewis, James
171403-014-002800	3106 Harp Street	Lots 16 & 17 Block M, Pine Grove Addn. Sub.	Thompson, Burnie Gail
171403-014-001500	9772 None	Lot 15, Block M, Pine Grove Addn. Sub	Smith, Aline c/o Mrs. Walter Nance

BE IT FURTHER ORDAINED, that in accordance with La. R. S. 47:2236 (B) this ordinance shall be filed with the recorder of mortgages, who shall index the names of the tax debtor and the City of Shreveport as mortgagees.

BE IT FURTHER ORDAINED, that in accordance with La. R. S. 47:2236 (C) AND (D), notice shall be given to all persons whose interests the city intends to terminate, and notice shall be published in the official journal. Both notices shall state that the tax sale parties (defined by La. R. S. 47:2122) shall have sixty days after the date of the notice, if five years have elapsed from the filing of the tax sale certificate, or six months after the date of notice, if five years have not elapsed from the filing of the tax sale certificate, to redeem the property or otherwise challenge the acquisition in a court of competent jurisdiction.

BE IT FURTHER ORDAINED, that in accordance with La. R. S. 47:2236 (E), if the properties are not redeemed within said time limits, this ordinance shall become operative and the City of Shreveport shall acquire full ownership of the properties, subject only to such rights as determined by a final judgment rendered in an action filed within the time limits set forth above.

BE IT FURTHER ORDAINED, that in accordance with La. R. S. 47:2236 (E), the City shall file a notice in the conveyance records indicating that it has acquired full ownership of the properties in compliance with the statute.

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 of this Ordinance which can be given affect without the invalid provisions, items or applications and to this end the provisions of this Ordinance are hereby declared severable.

ORDINANCE NO. 72 OF 2013

AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING PROPERTY LOCATED ON THE NW CORNER OF YOUREE DRIVE AND ARDMORE, SHREVEPORT, CADDO PARISH, LA, FROM SPI-1-E (B-1), HIGHLAND URBAN CONSERVATION (BUFFER BUSINESS)/EXTENDED USE DISTRICT TO SPI-1-E (B-1), HIGHLAND URBAN CONSER-VATION (BUFFER BUSINESS) /EXTENDED USE DISTRICT LIMITED TO "THE ADDITION OF A DOG GROOMING SALON" ONLY, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, LA, in due, legal and regular session convened, that the zoning classification of Lots 414 and 415, Broadmoor Subdivision Unit 2, and a 16 foot strip adjacent on the west, Shreveport, Caddo Parish, LA, property located on the NW corner of Youree Drive and Ardmore, be and the same is hereby changed **from SPI-1-E(B-1), Highland Urban Conservation (Buffer Business)/Extended Use District to SPI-1-E(B-1), Highland Urban Conservation (Buffer Business)/Extended Use District limited to "the addition of a dog grooming salon" only.**

SECTION II: THAT the rezoning of the property described herein is subject to compliance with the following stipulation:

1. Development of the property shall be in substantial accord with the site plan submitted with any significant changes or additions requiring further review and approval by the Planning Commission.

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 of this ordinance 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 all ordinances or parts thereof in conflict herewith are hereby repealed.

ORDINANCE NO. 73 OF 2013

AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY CONTINUING THE REZONING OF PROPERTY LOCATED ON THE SE CORNER OF LEWIS LANE AND CALIFORNIA DRIVE, SHREVEPORT, CADDO PARISH, LA, AS R-1D-E, URBAN, ONE-FAMILY RESIDENCE/EXTENDED USE DISTRICT LIMITED TO "A MOTEL" ONLY, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, LA, in due, legal and regular session convened, that the zoning classification of Lot 1, Greenwood Acres Subdivision Unit 3, a Resubdivision of Lots 58, 59, and 60, Greenwood Acres Subdivision Annex 2, Shreveport, Caddo Parish, LA, property located on the SE corner of Lewis Lane and California Drive, be and the same is hereby **continued as R-1D-E, Urban, One-Family Residence/Extended Use District limited to "a motel" only.**

SECTION II: THAT the rezoning of the property described herein is subject to compliance with the following stipulations:

1. Approval is granted for a period of one year from the date of this approval (or final approval if appealed). Continuance of this use past that date shall require re-application and approval by the Planning Commission.

2. Development of the property shall be in substantial accord with a revised site plan indicating landscaping to ordinance standards, to be submitted to and approved by the Zoning Administrator, with any significant changes or additions requiring further review and approval by the Planning Commission.

3. Waiver of the screening fence along the south and east property lines is granted until such time that the adjacent property is developed residentially, at which time, the applicant shall be required to install and maintain fencing in accordance with ordinance standards.

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 of this ordinance 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 all ordinances or parts thereof in conflict herewith are hereby repealed.

ORDINANCE NO. 74 OF 2013

AN ORDINANCE TO AMEND VARIOUS SECTIONS OF CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, Louisiana, in due, legal and regular session convened, that Section 106-1 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-1. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Accessory kitchen means a second kitchen or kitchenette in a dwelling unit which allows incidental use, but does not allow an additional independent housekeeping unit. Upon presentation of a detailed floor plan showing the location of the accessory kitchen and that such accessory kitchen does not constitute a separate independent housekeeping unit, the zoning administrator shall be permitted to consider such accessory kitchen as an accessory use.

Accessory structure means a detached subordinate building or structure on the same building site with the main building, the use of which is incidental to that of the main building. An accessory structure shall be considered detached despite an intervening attached structure or shelter that is not enclosed. No living or sleeping quarters shall be permitted in accessory structures.

Accessory use means a use customarily incidental to the principal use of a building site or to a building and located upon the same building site with the principal use.

Agriculture means the science or art of cultivating the soil, producing crops, raising livestock, and in varying degrees, the preparation of these products and their disposal (as by marketing).

Alley means any public space or thoroughfare 20 feet or less in width which has been dedicated or deeded for public use.

Apartment-hotel means a building containing a combination of guestrooms and apartments, where the number of apartments exceeds 25 percent of the total guest units, to provide lodging, with or without meals, for compensation, and which is open to transient or permanent guests, or both.

Automotive vehicle wrecking, dismantling or salvage yard means any building site or tract of land or contiguous tracts of land in the same ownership, where two or more wrecked, junked, burned, salvaged, disassembled or inoperative motor vehicles, not stored within a completely enclosed structure, are collected, accumulated or stored.

Bed and breakfast lodging means overnight sleeping and breakfast accommodations subject to the following limitations:

(1) Business is to be conducted as a family business conducted in a dwelling by a resident-owner family;

(2) No more than eight registered overnight guests;

(3) Serving of one meal limited to breakfast for registered guests only;

(4) No sale of other goods and/or services;

(5) Shall not be advertised as a hotel, motel, inn, boardinghouse, roominghouse, or the like;

(6) No on-premises business conducted by persons other than the resident-owner family;

(7) No business sign shall be permitted;

(8) One off-street parking space shall be provided per guestroom in addition to the two required parking spaces for the resident-owner family;

(9) With respect to such establishments, all persons shall be entitled to the full and equal enjoyment of the goods and services, facilities, advantages and accommodations in such establishments, without discrimination or segregation on the grounds of race, color, sex, religion or national origin.

Boardinghouse means a building where, for compensation and by prearrangement, five or more persons, other than occasional or transient customers, are provided with meals.
Borrow pit means a place or premises where dirt, soil, sand, gravel or other natural material is removed by excavation or other means of extraction for use at another location. It includes any property used for the storage or stockpiling of such material for use at any other location. It does not include the removal of hazardous material or waste required for construction of improvements on the same piece of property.
Building means any structure intended for the shelter, housing, or enclosure of persons, animals, or chattels. The term "building" shall be construed to include the term "structure."
Building height means the vertical distance from grade to the highest finished roof surface of a flat or pitched roof.
Building site means the land area occupied, or to be occupied, by a building and its accessory buildings and including such open spaces, yards, minimum area, offstreet parking facilities and offstreet truck loading facilities as are required by this chapter; every building site shall abut upon a street.
Building site boundary means any line separating a building site from a street, an alley, another building site, or any land not part of the building site.
Church means a building, together with its accessory buildings and uses, where persons regularly assemble for religious worship, and which building, together with its accessory buildings and uses, is maintained and controlled by a religious body organized to sustain public worship.
Clinic, dental or medical means a building in which one or more physicians, dentists, and allied professional assistants are engaged in carrying on their profession. The clinic may include a dental or medical laboratory but it shall not include inpatient care or operating rooms for major surgery.
Completely enclosed structure means a building enclosed by a permanent roof and by solid exterior walls pierced only by windows and customary entrance and exit doors.
Dwelling, multiple-family means a detached building containing three or more dwelling units and used by three or more families living independently of each other. The term includes apartment house.
Dwelling, one-family means a detached building containing one dwelling unit and used exclusively by one family.
Dwelling, one-family townhouse means a building containing two or more attached one-family dwelling units, each located on a lot of record, in separate, private ownership, and often separated by party walls.
Dwelling, two-family means a detached building containing two dwelling units and used by two families living independently of each other.
Dwelling unit means one room or a group of two or more rooms, designed for or used by one family for living and sleeping purposes and having only one kitchen or kitchenette.
Embosser means printing from metal engravings to produce high quality business and social stationery, invitations and announcements, etc., print from die stamp presses, which are small in comparison to those used by periodical and form printers, and have a very limited production capability.
Family means one or more persons, including not more than four lodgers or boarders, living together as a single housekeeping unit; except as required to afford accommodations to persons protected by the Federal Fair Housing Act.
Farming means the practice of agriculture; to engage in raising crops or livestock.
Gambling or *gaming establishment* means a building or location in which one or more gaming tables, wagering devices or machines, or other games of chance are present and available for

persons to wager money or something of value on an uncertain outcome, with a prospect of winning money or other stakes, prizes or items or services of value, including by way of illustration, but not limitation: bingo, keno, raffles, video poker, roulette, parimutuels, blackjack and other card games. No part of this ordinance shall be construed to preempt or conflict with state regulations concerning locations and/or rights to operate such establishments.

Garage sale means the exchange, for money or other consideration, of household goods, clothing, merchandise or other tangible personal property belonging to the owner or lessee of a dwelling, from the dwelling building site on an infrequent and temporary basis; includes estate sales, carport sales, yard sales and similar occasional sales at a dwelling. Sale items may not be transported to the site from other locations using a vehicle nor include merchandise acquired for the express purpose of resale.

Gross floor area means the sum of the gross horizontal areas of the several floors of a building, including interior balconies and mezzanines; all horizontal dimensions shall be measured between the exterior faces of walls, including the walls of roofed porches having more than one wall. The gross floor area of a building shall include the floor area of accessory buildings on the same building site, measured the same way.

Heliport means a landing and takeoff facility for rotary wing aircraft subject to use at a frequency of once a week or more, but not including fueling or servicing facilities for such aircraft and subject to FAA safety and airspace utilization requirements.

Home-based business means any business, profession, occupation or commercial activity that is conducted or petitioned to be conducted from property that is zoned for residential use that is incidental and secondary to the use of the property. It includes home offices as well as specially regulated and limited business uses of the home such as barber or beauty shops; but does not include garage sales or the provision of child care services in residential districts. When exercised or asserted as a use by right, full compliance with section 106-1124 criteria is required.

Hospital means an institution providing health services, primarily for inpatient and medical and surgical care of the sick or injured, including as an integral part of the institution, such related facilities as laboratories, outpatient departments, training facilities, central service facilities, and staff offices.

Hotel or *motel* means a building containing guestrooms in which lodging is provided with or without meals for compensation, and which is open to transient or permanent guests, or both, and where provision is made for cooking in no more than 25 percent of the guestrooms.

Inoperative motor vehicles means a motor vehicle which is unable to travel under its own power and/or one which does not have a current, valid state inspection sticker.

Lot of record means a lot which is part of a subdivision, the plat of which has been recorded in the office of the clerk of court and recorder of Caddo Parish, or a lot described by metes and bounds, the description of which has been recorded in the office of the clerk of court and recorder of Caddo Parish.

Manufactured Housing Construction and Safety Standards Code means title VI of the 1974 Housing and Community Development Act (42 USC 5401 et seq.), as amended (previously known as the Federal Mobile Home Construction and Safety Act), rules and regulations adopted there under (including information supplied by the home manufacturer, which has been stamped and approved by a Design Approval Primary Inspection Agency, an agent of the U.S. Department of Housing and Urban Development pursuant to HUD rules), all of which became effective for mobile/manufactured home construction on June 15, 1976.

Mobile home means a dwelling unit fabricated in an offsite manufacturing facility for installation or assembly at the building site, bearing a seal certifying that it is built in compliance with the Federal

Manufactured Housing Construction and Safety Standards Code. For the purpose of these regulations, mobile homes shall include all factory built housing, manufactured homes, or modular homes; but shall not include travel trailers or recreational vehicles.

Mobile home park means a unified development of two or more mobile home pads, plots, or stands arranged on a large tract usually under single ownership, meeting the area and yard requirements of Division 3 of Chapter 54 and designed to accommodate mobile homes for more or less permanent duration. Mobile home parks may include travel trailer accommodations provided that no more than 25 percent of the development is used for this purpose.

Mobile recycling unit/collection center means a manned facility, usually a trailer/truck body used for the collection and temporary storage of empty aluminum cans and other discarded recyclable products. No flattening or flattening equipment is allowed on site. The use is subject to the following limitations:

(1) Units shall be attended during all hours of operation;

(2) Exterior of units shall not be used for advertising purposes. The name of the business, a logo, hours of operation, etc., is permitted on the side of the unit. No other signage shall be allowed;

(3) Units shall not be located on required parking spaces for the principal use of the building site and shall not impair traffic flow;

(4) The unit shall not be placed within 100 feet of residentially zoned property;

(5) Only one mobile collection center or reverse vending machine is permitted on a building site; and

(6) A certificate of occupancy is required.

Nonconforming building site means a building site lawfully existing on the effective date of this chapter or any amendment thereof, and which does not conform to all of the regulations for open space, lot width, site coverage, minimum area, off-street parking and loading facilities, lighting, fencing, lot access and other building site regulations of this chapter for the use and district in which it is located.

Nonconforming structure means a building or part thereof lawfully existing on the effective date of this chapter or any amendment thereof, and which does not conform to all of the regulations of the district in which it is located.

Nonconforming use means a use which lawfully occupied a building or land on the effective date of this chapter and which does not conform to the use regulations of the district in which it is located.

Official map means the map established by the city council pursuant to the provisions of Act 34 of the 1954 Legislature, showing the streets existing and established as public streets and the lines of planned new streets or street extensions, a right-of-way width increase, decrease, closure or abandonment.

Open for business means that patrons and proprietors or other representatives of an establishment are simultaneously present on the property to enjoy a use in accordance with the rights and requirements of this chapter, except as specifically noted otherwise herein. It does not include any automated or unattended activity, for which the public does not require the assistance or presence of the proprietor or other representative, so long as the activity is clearly limited and incidental to the operation that occurs during normal business hours. For the purposes of this requirement, each enterprise shall be considered separately even when contained on a lot with another enterprise. Except as follows, all uses desiring to be open for business outside of the hours of operation for a given district shall obtain a variance in accordance with the prescribed procedures:

(1) Federally owned or operated post office lobbies and drive-thru facilities;

(2) Hospital, nursing home or healthcare patient and emergency services; and

(3) Hotel or motel guest room service activities.

Permitted structure means a structure meeting all the requirements established by this chapter for the district in which the structure is located.
Processing facility means a business which stores, keeps, dismantles or salvages scrap or discarded material or equipment wholly inside a building. Scrap or discarded material includes, but is not limited to metal, paper, cloth, plastic or glass. A minimum distance of 500 feet is required between a processing facility and a residential district, unless this requirement is specifically waived by the planning commission in its approval.
Recyclable materials means clean, source-separated, recyclable materials including aluminum, steel cans, copper, plastics, glass, paper, cloth and/or similar materials.
Recycling collection center means a manned facility used for the collection and temporary storage of empty aluminum cans and other discarded recyclable products, wholly inside a building. No flattening equipment or trailer/truck bodies are allowed on site.
Recycling service center means a facility used for the flattening and storage of empty aluminum cans and other discarded recyclable materials wholly inside a building. No trailers/truck bodies shall be used as accessory structures.
Recycling service center with trailer/truck body means a facility used for the flattening and storage of empty aluminum cans and other discarded recyclable materials wholly inside a building. One trailer/truck body permitted as an accessory structure.
Reverse vending machine means a wholly, self-contained mechanical process machine for the collection of recyclable materials which will dispense U.S. currency to the depositor according to the number or weight of collected recyclable materials. This use is considered as an accessory use to retail stores, churches, parks, playgrounds and recycling centers. The use is subject to the following limitations:
(1) Machines shall be enclosed in a structure; and
(2) A certificate of occupancy with special permit is required.
Roominghouse means a building, other than a hotel, where for compensation and by prearrangement, five or more persons, other than occasional or transient customers, are provided with lodging.
Street means a public right-of-way which provides pedestrian and/or vehicular access to adjacent properties.
Street line means the line or boundary separating the public right-of-way from the land or property adjoining.
Structure means anything constructed or erected which requires location on the ground or attached to something having a location on the ground; provided however that utility poles, fences and walls (other than building walls) shall not be considered to be structures.
Subdivision design standards review committee means a committee made up of the planning director, the city engineer, the director of the operational services department and the chair of the planning commission, or their respective designees, for the purpose of reviewing and making recommendations with respect to design and improvement standards.
Temporary medical care means medical care which is typically provided in the home by one family member for another. It does not include skilled nursing, convalescent or acute medical care.
Trailer court means any premises used or set apart for the purpose of supplying to the public parking space for one or more trailer coaches or recreational vehicles for living and sleeping purposes, and which include any buildings, structures, vehicles, or enclosure used, or intended for use, as a part of the provisions of such trailer camp or court.
Travel trailer or *recreational vehicle* means a vehicular, portable structure built on a chassis, designed to be used as a temporary dwelling so that it may be hauled along a public right-of-way.

Travel trailer park means any premises designed primarily for transient occupancy on which one or more pickup coaches, recreational vehicles or travel trailers are parked or situated and used for the purpose of supplying to the public a parking space for one or more such coaches, vehicles or trailers.
Truck farm means a farm devoted to the production of vegetables for the market.
Truck stop means a building site and structures where a business involving the maintenance, servicing, storage or repair of trucks, tractor-trailer rigs, busses and similar commercial or freight vehicles is conducted, including the sale or dispensing of motor fuels or other petroleum products and the sale of accessories or equipment for trucks and similar commercial vehicles. A truck stop may also include overnight sleeping accommodations and restaurant facilities.
Variance means a modification from the strict application of this chapter or any amendment thereto which does not qualify for an administrative variance in accordance with the requirements contained herein.
Yard, front means an open, unoccupied space on the same building site with a main building, extending the full width of the building site and situated between the street line and the front line of the building projected to the side lines of the building site. The depth of the front yard shall be measured between the front line of the building and the street line.
Yard, rear means an open, unoccupied space on the same building site with a main building, extending the full width of the building site and situated between the rear line of the building site and the rear line of the building projected to the side lines of the building site. The depth of the rear yard shall be measured between the rear line of the building site and the rear line of the building.
Yard, side means an open, unoccupied space on the same building site with a main building, situated between the side line of the building and the adjacent side line of the building site and extending from the rear line of the front yard to the front line of the rear yard. If no front yard is provided, the front boundary of the side yard shall be the front line of the building site, and if no rear yard is provided, the rear boundary of the side yard shall be the rear line of the building site.
Zoning administrator means the official primarily responsible for the enforcement of this chapter, zoning and site plan determinations, and interpretation of this chapter.
BE IT FUTHER ORDAINED that Section 106-22 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:
Sec. 106-22. - Schedule of fees, charges and expenses.
The city council shall establish a schedule of fees, charges and expenses for applications for permits and certificates, amendments, appeals and other matters related to this chapter. Until all applicable fees, charges and expenses have been paid, no action shall be taken on any application or appeal. The fee schedule is hereby established as follows:

Application Description	Early filing fee	Final filing fee
Zoning Ordinance Amendment	$ 600.00	$ 750.00
Planned Unit Development (PUD)	600.00	750.00
Planned Building Group (PBG)	600.00	750.00
Uses Requiring Planning Commission Approval		
Site Plan Approval/Revision	500.00	650.00
Stipulation Revisions	500.00	650.00

Zoning Board of Appeals		
Variance in hours of operation	400.00	550.00
All other variances	300.00	450.00
Special Exception Use (Alcohol related)	900.00	1,200.00
Special Exception Use (residential uses)	350.00	500.00
All other Special Exception Uses	600.00	750.00
Administrative Decision Appeal	500.00	650.00
Stipulation and Site Plan Revisions	500.00	650.00
Subdivision Reviews		
Preliminary Plan	100.00	200.00
Final Plat	100.00	200.00
Final Plat Lot Fee (per lot included in final plat)	20.00	20.00

Administrative Procedures, Applications or Permits	Fee
Appeal to City Council (applicants only)	$250.00
Certificates of Occupancy	
Home based business	50.00
Commercial location	100.00
Zoning Verification	50.00
Other Procedures	
Administrative Approvals	
Variances	150.00
Use Approval (Residential)	350.00
Use Approval (Commercial)	500.00
Public Records Request (requiring research)	10.00 fee plus 10.00/hour
Reproduction	.15/page
Map Fees	
Single Plotted Zoning Map	8.00
Set Plotted Zoning Maps	190.00
Single Zoning Map on CD (pdf format)	8.00
Set of Zoning Maps on CD (pdf format)	30.00
Any Prepared Map Ready to Plot	8.00
Custom Map (one-hour minimum charge)	20.00/hour

Color InkJet Copies	.50/copy
Administrative Review for Wireless Communication Towers	500.00
Design Standards Review	200.00
Sign Permits	
On-Premise	
Variable Message/Electronic Displays	200.00
Attached	50.00
Detached	150.00
Surface Change Only	30.00
Off-Premise	
Surface Change Only	no charge
New, Variable Message, Electronic Display, structural modification or change in the number of faces	500.00

BE IT FUTHER ORDAINED that Section 106-92 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-92. - Expansion of nonconforming uses in structures.

A nonconforming use in a structure shall not be enlarged or expanded beyond the area of the structure which was in nonconforming use on the date the use became nonconforming.

BE IT FUTHER ORDAINED that Section 106-218 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-218. - Same—Uses by right.

The uses listed below are permitted subject to the conditions specified:

Accessory use.

Art, sculpture, fountains, monuments, statues and/or other similar landscape features; need not be enclosed within a structure, must be in compliance with requirements of section 106-1181.

Dwelling, one-family.

Farming and truck gardening; need not be enclosed within structure (no on-premises sales of items not produced at the site).

Garage sale, limited to periods from sunrise to sunset daily for no more than three consecutive calendar days duration and no more frequent than two such non-continuous and separate periods during a calendar year for the same building site (municipal address), with a special permit issued by the zoning administrator; need not be enclosed within structure. See definition for additional restrictions.

Home-based business; must be in full compliance with criteria specified in section 106-1124.

Livestock and poultry raising, including dairy; need not be enclosed within structure.

Nursery or care for six or less children at a time by a resident of the property.

Parks, pavilions or playgrounds (public or private) with no enclosed activity structures.

Temporary uses, including garage sales, charitable, recreational, religious, cultural, community service or similar events for a period not exceeding four consecutive calendar days duration and no more frequent than three such non-continuous and separate periods in a calendar year for the same building site (municipal address), requires written notice to the zoning administrator; need not be enclosed within structure, reference section 106-1 for additional requirements or restrictions.

BE IT FUTHER ORDAINED that Section 106-220 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-220. - Same—Special exception uses.

The uses listed below are declared to possess such characteristics of unique or special form that each specific use shall be considered an individual case and shall be subject to approval of the board of appeals in accordance with the provisions of section 106-46 governing special exceptions:

Airport; need not be enclosed within structure.

Airport and dusting service; need not be enclosed within structure.

Cemetery; need not be enclosed within structure.

Church, including parish house, community house, and educational buildings.

Correctional, detention, or penal institution.

Dwelling, secondary residential; each secondary residential dwelling building site should have adequate square footage to permit each dwelling to meet the required setbacks, and at least 4,000 square feet per unit gross land area, plus direct access to both dwelling units from a public right-of-way. Service by municipal water and sewer lines will be an important consideration. No more than one secondary residential structure will be allowed on any lot. Neighborhood compatibility shall be the principal impact consideration.

Electric substation; need not be enclosed within structure but must be enclosed within a wall at least ten feet high and adequate to obstruct view, noise, and passage of persons.

Heliport.

Mobile home, when used as a dwelling unit; must have water and sewer connections.

Outdoor amusement parks, water parks or similar facilities (may include batting cages, rental go-cart tracks, driving ranges, miniature golf courses, etc. and indoor arcade components).

Paintball center, firearms or archery training and practice range (including indoor facilities, outdoor facilities or facilities containing both indoor and outdoor components).

Racetracks, motocross, ATV courses and rodeos.

Radio and television broadcasting transmitter, but not including studio.

Telephone exchange, but not including administrative offices, shops or garages.

BE IT FUTHER ORDAINED that Section 106-220.1 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-220.1. - Same—Uses requiring planning director approval.

The uses listed below are permitted subject to planning director approval in accordance with the provisions of section 106-45:

Home-based business (not in compliance with at least one, but no more than five of the criteria specified in section 106-1124).

BE IT FUTHER ORDAINED that Section 106-238 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-238. - Same—Uses by right.

The uses listed below are permitted subject to the conditions specified:

Accessory use.

Art, sculpture, fountains, monuments, statues and/or other similar landscape features; need not be enclosed within a structure, must be in compliance with requirements of section 106-1181.

Dwelling, one-family.

Farming and truck gardening; need not be enclosed within structure (no on-premises sales of items not produced at the site).

Home-based business; must be in full compliance with criteria specified in section 106-1124.

Parks, pavilions or playgrounds (public or private) with no enclosed activity structures.

Temporary uses, including garage sales, charitable, recreational, religious, cultural, community service or similar events for a period not exceeding four consecutive calendar days duration and no more frequent than three such non-continuous and separate periods in a calendar year for the same building site (municipal address), requires written notice to the zoning administrator; need not be enclosed within structure, reference section 106-1 for additional requirements or restrictions.

BE IT FUTHER ORDAINED that Section 106-240 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-240. - Same—Special exception uses.

The uses listed below are declared to possess such characteristics of unique or special form that each specific use shall be considered an individual case and shall be subject to approval of the board of appeals in accordance with the provisions of section 106-46 governing special exceptions:

Art gallery or museum.

Cemetery; need not be enclosed within structure.

Church, including parish house, community house and educational buildings.

Correctional, detention or penal institution.

Dwelling, secondary residential; each secondary residential dwelling building site should have adequate square footage to permit each dwelling to meet the required setbacks, and at least 4,000 square feet per unit gross land area, plus direct access to both dwelling units from a public right-of-way. Service by municipal water and sewer lines will be an important consideration. No more than one secondary residential structure will be allowed on any lot. Neighborhood compatibility shall be the principal impact consideration.

Electric substation; need not be enclosed within structure, but must be enclosed within a wall at least ten feet high and adequate to obstruct view, noise and passage of persons.

Heliport.

Hospital or sanitarium.

Livestock and poultry raising; need not be enclosed within structure.

Mobile home, when used as a dwelling unit; must have water and sewer connections.

School, elementary and/or secondary, meeting all requirements of the compulsory education laws of the state.

Telephone exchange; but not including administrative offices, shops or garages.

University or college (nonprofit).

BE IT FUTHER ORDAINED that Section 106-240.1 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-240.1. - Same—Uses requiring planning director approval.

The uses listed below are permitted subject to planning director approval in accordance with the provisions of section 106-45:

Home-based business (not in compliance with at least one, but no more than five of the criteria specified in section 106-1124).

BE IT FUTHER ORDAINED that Section 106-261 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-261. - Same—Special exception uses.

The uses listed below are declared to possess such characteristics of unique or special form that each specific use shall be considered an individual case and shall be subject to approval of the board of appeals in accordance with the provisions of section 106-46 governing special exceptions:

All special exception uses permitted in R-1D/R-1H districts, except mobile homes.

BE IT FUTHER ORDAINED that Section 106-278 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:

Sec. 106-278. - Same—Uses by right.
The uses listed below are permitted subject to the conditions specified:
All uses by right permitted in R-1A through R-1H districts.
Dwelling, one-family townhouse.
Dwelling, two-family.
Dwelling, multifamily.
BE IT FUTHER ORDAINED that Section 106-278 of Chapter 106 of the Code of Ordinances is hereby repealed and re-enacted as follows:
Sec. 106-420. - Same—Special exception uses.
The uses listed below are declared to possess such characteristics of unique or special form that each specific use shall be considered an individual case and shall be subject to approval of the board of appeals in accordance with the provisions of section 106-46 governing special exceptions:
All special exception uses permitted in R-1 districts, except those that are specifically designated as uses by right in this district.
BE IT FUTHER ORDAINED that Section 106-1126 of Chapter 106 of the Code of Ordinances is hereby repealed its entirety.
BE IT FUTHER ORDAINED 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 of this ordinance 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 all ordinances or parts thereof in conflict herewith are hereby repealed.

Councilman Shyne: Mr. Thompson, I believe there is a piece of tabled legislation that Councilman Jeff Everson is going to bring off the table and we're going to amend it and we're going to postpone it. Right?

Councilman Everson: Correct. I'd like to move to take Ordinance No. 15 of 2013 off the table.

Motion by Councilman Everson, seconded by Councilman O. Jenkins to remove Ordinance No. 15 of 2013 from the table. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: 0. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

4. **Ordinance No. 15 of 2013**: Amending and reenacting certain sections of Chapter 94 of the Code of Ordinances relative to Utilities and to otherwise provide with respect thereto *(Tabled May 14, 2013)*

Having passed first reading on February 26, 2013 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman O. Jenkins, seconded by Councilman Everson.

The Clerk read the following:

AMENDMENT NO. 2 TO ORDINANCE NO. 15 OF 2013
Substitute the attached copy of the ordinance for the copy of the ordinance previously introduced.

EXPLANATION OF MAJOR AMENDMENTS
This amendment:
-Amends Section 94-164 by adjusting the monthly water rates to be charged to residential, commercial and industrial customers beginning October 1, 2013 with periodic adjustments thereafter;
-Amends Section 94-165 by adjusting the monthly rates to be charged for wastewater collection and treatment for customers served by the City's sanitary sewer system beginning October 1, 2013 with periodic adjustments thereafter.

Motion by Councilman Everson, seconded by Councilman O. Jenkins to adopt Amendment No. 2 to Ordinance No. 15 of 2013.

Councilman O. Jenkins: So in other words, we're going to postpone the ordinance we're going to amend. We're going to adopt the amendment, and postpone the ordinance?

Councilman Everson: To remind everybody of the discussion from yesterday. It was the recommendation.

Councilman Shyne: Wait, hold it just a minute. Does that mean that we get a second from you Councilman Oliver Jenkins?

Councilman O. Jenkins: Yes, that does mean - - -

Councilman Shyne: Now, we're ready for discussion. We don't want to discuss something that we have not gotten a second on. Robert's Rules of Order.

Councilman Everson: I appreciate you remembering your Robert's Rules. I apologize for being a little antsy.

Councilman Shyne: In case, now I know I taught a little Health and Physical Education, but I also taught Robert's Rules of Order.

Councilman Everson: That was a valuable course, I'm glad.

Councilman Shyne: I heard a shot the other day, that 'Oh you just, you know you got a little 'ole degree in Health and Physical Education and doesn't mean anything', (inaudible) cause I got a degree. And the State Board didn't look at it as no little 'ole' degree. Of course I took Biology, Algebra, a little Physiology, and you know and all those are not little courses. You take those courses when you're in medical school. So all in favor of the amendment - - -

Councilman O. Jenkins: Whoa, whoa!

Councilman Everson: I was just going to say, so what we had discussed yesterday is that the recommendation of the Infrastructure Committee which was - - - of all present during the vote was unanimous, and amending it in this fashion. So what we're going to do today is to amend the tabled legislation, or what we're proposing to do, is to amend the tabled legislation and then postpone it until the next council meeting so that everyone has a chance to sort of read and digest what action it is that we're suggesting be taken.

Councilman Shyne: Thank you very much Councilman. That was an explicit explanation.

Mayor Glover: Mr. Chairman?

Councilman Shyne: Yes sir.

Mayor Glover: First of all commend Councilmember Everson and the other members of the Infrastructure Committee and the Council as a whole for advancing this issue forward. I think it was also at some point, some discussion about the possibility of a public hearing might be held prior to the actual vote with the anticipation that potentially being done prior to the next Council meeting coming up.

Councilman Everson: That's right. So we just don't have it scheduled at the moment, but our hope is to have a public hearing before the next council meeting.

Mayor Glover: Part of what I hope we'll work together on, dialogue between council and administration staff is whether or not we wanted to do both a public hearing on the rate increase itself and pair that with a public hearing. It also talks about the consent decree and the progress that's being made with it. And for those two paired together in terms of the public discussion, or we want to do something separate. But we also think it's appropriate from an administration standpoint whether we do a public hearing on the provisions of the consent decree in and of itself also.

Councilman Everson: I think that's a - - - wearing my citizen hat, and not my city council hat, I think if I was following it as a citizen only, I would probably appreciate that the two be lumped together. So I think that is probably a good way to engage the public in a way it doesn't become overly confusing to talk about the issues at one.

Councilman Shyne: I want to thank y'all for the discussion, all in favor, let's do the voting.

Motion fails by the following vote: Nays: Councilmen McCulloch, Shyne, and S. Jenkins. 3. Ayes: Councilmen Everson, O. Jenkins, and Webb. 3. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Councilman Shyne: Mr. Mayor, I believe you were a little quick again. I wish I had your optimistic or your ability to read minds. Mr. Clerk, I believe that's - - -

Mr. Thompson: Right the Amendment is not adopted.

Motion by Councilman <u>O. Jenkins</u>, seconded by Councilman <u>Everson</u> to postpone until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, and Webb. 4. . Nays: Councilmen Shyne, and S. Jenkins. 2. Out of the Chamber: 0. Absent: Councilman Corbin. 1. Abstentions: 0.

Mr. Thompson: Mr. Chairman, as I understand it, this ordinance will be on the regular agenda for adoption at the next meeting. It can be adopted and if anybody wants to put in an amendment, including the one that was just 'not' adopted on, just let us know, under the rules, we can just put that one on again.

Councilman Shyne: That's correct. So, Councilman Jeff Everson, between now and the next Council Meeting, if you wanted to reintroduce, please put it on the agenda. If you get it to the Clerk, he'll be more than happy to. Right Mr. Clerk?

Mr. Thompson: I'm always more than happy Mr. Shyne.

Councilman Everson: If a member has a better proposal that they might like to suggest, it is open to any member of the Council.

Councilman Shyne: I understand, but we're going to leave it up to you as the Chairman of the Infrastructure Committee in order to make that motion again. And if there are some members who would like to make a better motion, of course, they know they're free to do that, and if there are any members who want to vote against that motion, they know that they are free to do that. Mr. Mayor at this point.

Mayor Glover: Mr. Chairman, we still want to work with the Council and their staff to facilitate, because regardless of the adoption of the amendment or not, this is a matter that we still think warrants a thorough public venting and airing. And so, we think it appropriate public hearing for both proposed changes in the water and sewer rates as well as the consent decree provisions

themselves warrant a public hearing. As Councilmember Everson has stated, having those paired together, I think would be something that makes a lot of sense, and we simply look forward with the council to help make that happen.

Councilman Shyne: Mr. Thompson, not necessarily speaking for you, but you and your staff have always been extremely accessible in order to work with the administration, and Councilman Everson, y'all excuse me, as Chairman of the Infrastructure Committee, I know you've always reached over backwards to work with the administration, haven't you?

Councilman Everson: We have done appropriate working with them, I think they've been a little perturbed with our - - -

Councilman Shyne: Well, I didn't know that.

Councilman Everson: With our insistence on detail at times, but I think that they've been cooperative.

Councilman Shyne: I'm sorry, I didn't know it might have been a little ups and downs, but if so, that's what makes democracy so great. You know as long as we can keep it on a professional level. Okay, let's move on Mr. Thompson.

Mr. Thompson: I don't believe there are any other items to be removed from the table.

Tabled Legislation.

1. **Ordinance No. 25 of 2012**: Amending the 2012 Capital Improvements Budget, and to otherwise provide with respect thereto *(Texas Street Turn Lanes)* (B/Everson) *(Tabled March 27, 2012)*

2. **Resolution No. 205 of 2012**: Approving the application of citizens regarding the organization of the Shreveport-Caddo Economic Development Authority; Designating the Economic Development area therefore; Approving the Economic Development Plan therefore; Making certain findings in connection therewith; and otherwise providing with respect thereto *(Tabled December 11, 2012)*

3. **Ordinance No. 170 of 2012**: Amending and reenacting portions of Chapter 90 of the Code of Ordinances relative to Residential Parking Permit Zones, and to otherwise provide with respect thereto *(Tabled December 11, 2012)*

5. **Ordinance No. 30 of 2013**: Amending and reenact Section 106-1029 of the Code of Ordinances relative to the SPI-3 Commercial Corridor Overlay District and to otherwise provide with respect thereto (C/O. Jenkins) *(Tabled May 14, 2013)*

Appeals
Property Standards Appeals

PSD0900275 140 Pennsylvania Avenue, Shreveport, LA (C/Jenkins) Mr. & Mrs. Robert A. Powell, 819 ½ Boulevard Street, Shreveport, LA 71104 (B/Everson) *(Postponed 24, 2013 until September 23, 2013)*

PSD1000086 2837 Logan Street, Shreveport, LA (G/S. Jenkins) Ms. Carolyn Ivory Wilson, 3646 Del Rio Street, Shreveport, LA 71109 (G/Jenkins) *(Postponed June 24, 2013 until September 23, 2013)*

PSD1000141 728 Austin Pl, Shreveport, LA (B/Everson) Ms. Deborah Bryant, 9640 Tammy, Shreveport, LA 71106 (Caddo Parish) *(Postponed June 10, 2013 until September 9, 2013)*

PSD1100017 3634 Sumner Street, Shreveport, LA (G/S. Jenkins) Mr. Roberto Strickland, 3740 Jackson Street, Shreveport, LA 71109 (G/S. Jenkins) (*Postponed May 13, 2013 until July 8 , 2013)*

PSD1200243 4043 Crosby, Shreveport, LA (F/Shyne) Mr. Joe Mingo, Jr., 3821 Mayfield, Shreveport, LA (F/Shyne) *(Postponed April 22, 2013 until July 22, 2013)*

HBO1300017/PSD130001 1831 Hollywood Avenue, Shreveport, LA (F/Shyne) Mr. Ashanti Kabara, 2711 Oak Street, Shreveport, LA 71104 (B/Everson)*(Postponed June 10, 2013 until September 9, 2013)*

Alcoholic Beverage Ordinance Appeals
Metropolitan Planning Commission Appeals and Zoning Board of Appeals
Other Appeals
Taxi Appeal
Reports from officers, boards, and committees

Councilman Everson: From the Shreveport Common Management Team Board. We did give a presentation earlier today to the Caddo Parish Commission to their Economic Development Committee, regarding the design for the park at the Shreveport Common area, the Park being Caddo Common and the Economic Development Committee did make a recommendation to the full Commission to approve the funding for that design. So we appreciate their support of that.

Clerk's Report

Mr. Thompson: Mr. Shyne, I have a very brief Clerk's report if that's okay.

Councilman Shyne: Sure, and I think Councilman Oliver Jenkins would be really happy if you would do that.

Councilman O. Jenkins: I wait up at night in anticipation for the Clerk's report, just to make sure that that's clear.

The Clerk read the following:

ZBA Appeal: BAC-78-13 – Property located on the north side of Ashley Ridge Blvd., 800' east of Line Avenue. (D/Corbin)

Mr. Thompson: It will be on the next agenda and can be considered for adoption at that time.

The Committee "rises and reports" (reconvenes the regular council meeting)
Adjournment: There being no further business to come before the Council, the meeting adjourned at approximately 6:42 p.m.

//s// Joe Shyne, Vice-Chairman

//s// Arthur G. Thompson, Clerk of Council