



## **Council Proceedings of the City of Shreveport, Louisiana**

*January 10, 2012*

The regular meeting of the City Council of the City of Shreveport, State of Louisiana was called to order by Chairman Sam Jenkins at 3:14 p.m., Tuesday, January 10, 2012, in the Government Chambers in Government Plaza (505 Travis Street).

Invocation was given by Councilman Corbin.

The Pledge of Allegiance was led by Councilman O. Jenkins.

On Roll Call, the following members were Present: Councilmen Rose Wilson-McCulloch, Jeff Everson, Michael Corbin, Oliver Jenkins, Ron Webb (Arrived at 3:19 p.m.), Joe Shyne, and Sam Jenkins. 7. Absent: None.

**Motion by Councilman Shyne, seconded by Councilman McCulloch to approve the minutes of the Administrative Conference, Thursday, December 22, 2011, Council Meeting, Tuesday, December 27, 2011. Special Meeting (Equipment Purchases), December 27, 2011. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Shyne, and S. Jenkins. 6. Nays: None. Out of the Chamber: Councilman Webb. 1.**

Councilman S. Jenkins: We are still attempting to interface our electronic monitoring for these meetings, unfortunately (inaudible) appear to continue to be running into some technical difficulties, but I am determined that we take a little time out before the next meeting to insure that we have what we need to move forward with that technology. So I'll just be on record asking that we start that, I think it's only operated or functioned the way it should maybe on one occasion. But I would appreciate it if we take the time to look into it to make sure that we have that put in place.

Councilman O. Jenkins: May I suggest you ask Mr. Shyne if he would assist with that technical innovation.

Councilman Shyne: Councilman Jenkins, I'm so glad you brought that to the Chairman.

Councilman Everson: I think he's busy re-programming the computers.

Councilman Shyne: I'll be more than happy to do that, and then I'll check with my assistant over there Mr. Sibley, who was in the technology field in the Air Force. So he can bring us a little outside expertise.

Councilman S. Jenkins: Well we certainly would appreciate that. As it appears right now, it appears to have our Commissioners up instead of the names of the Council Members. Is that run off that (inaudible) here today. Okay, now we have the names of our Council Members.

**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 S. Jenkins: Does any member of the Council have any awards or recognition of distinguished guests?

Councilman Everson: Thank you Chairman, and if I could, I just wanted to really say thank you and recognize the Police Department for some of the incredible statistics that have come out recently, and some of the numbers that we have gotten for our year-end. I'm sure the Mayor had some further comments on that, but you know its amazing to me how representing an inner city district, you hear a lot of people talk about how much crime there must be in the district that I represent. And I think what would be alarming is how little crime in some areas that we sometimes have preconceived notions that crime exist, just because of the look of something, and because of something, maybe it's not an area that somebody frequently travels, but you know it just show that there's a lot of good people out there, there's a lot of good enforcement out there, and a lot of good work going on. And so that we should be proud as a city, and as a community and I certainly am proud of some of those results and just wanted to thank the Police Department for reporting those and releasing those this week. Also saw Lynn Cawthorne from District B walk in just a moment ago. If I'm not incorrect. There he is. Good to see you Man.

Councilman Shyne: Jeff kinda put me on the spot, since he recognized Lynn, I would have to recognize Archie Hall who was the former Assistant to the Mayor. Mr. Hall, it's good to have you down - - - is Mr. Hall still in?

Mr. Hall: I thought I was your assistant.

Councilman Shyne: Well Mr. Hall it is so good to have you come down and you're kinda one of those guys who grew up in the Lakeside/Allendale area who went to the famous Booker T. Washington High School. We're glad to have you down hear?

Councilman S. Jenkins: Any more awards or recognitions from Council Members? I would like to take this opportunity to say congratulations and Happy Founders Day to my brothers of Phi Beta Sigma Fraternity.

Councilman O. Jenkins: I thought you did that yesterday.

Councilman S. Jenkins: It was January 9, 1914. You are correct Councilman Oliver Jenkins, I said it yesterday. I do want to say it today, and take advantage of the television cameras and let them know that I'm thinking about them today. I'm wearing my fraternity pin today in honor of our fraternity, and in doing so, I certainly want to salute all of the Greek letter fraternities and organizations that are in the city, many of whom are doing a lot of public service. And so congratulations, and please keep up the good work. Mr. Mayor, any awards or recognitions?

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

Mayor Glover: Thank you Mr. Chairman and Members of the Council. I want to start very briefly with a special appreciation out to Councilman Everson and members of the Council for the comments expressed regarding the work of the Shreveport Police Department, and I think as many of us who would know the knowledge that the - - - and I think that the Chief very appropriately stated these types of things represent a combined team effort at so many levels and so many fronts. I do know that in 2006, in declaring my candidacy for Mayor of the City of Shreveport, the issue and item that I placed at the very forefront of my platform was to do something about both the perception and the reality of crime in the City of Shreveport. And it was around July of 2007, when we as the administration and in conjunction with the previous council collectively rolled out our first big effort in that regard for this administration, Operation T-Bone, Taking Back Our Neighborhoods objectives of (inaudible) understand that despite the fact that you may be a part of city, the city is made up of neighborhoods, those neighborhoods are not good quality places when people choose not to live there. Those neighborhoods become depopulated, the city itself becomes unstable, and it becomes our obligation as a community as a whole to try and figure out how we work with and support those neighborhoods, and those neighborhood leaders and community folks in a way that allows us to collectively address the problem. And that's exactly what's happened. Between the efforts of law enforcement, the folks involved in the community, development of the Property Standards Office, combined

with the fact that we've increased our number of police officers, and that we have continued to build on at least two decades worth of proactive community based policing, accounts for why it is that we have managed to be able to see what historical lows are, and as Councilman Everson put it, it puts us in a position to help to dispel the myth. And one of the sad things is that the (inaudible) folks who for whatever particular reason choose to characterize different communities, different neighborhoods in certain ways without really truly knowing what the reality is. But when you have that hard statistical data, that makes it very difficult for you to be able to refute what the facts are, it gives you the opportunity to begin to repaint the perception. And that's exactly what I'm glad that we as a community have an opportunity to be able to do. As you all have heard probably recounted, we have statistics that can be effectively confirmed and effectively audited that go all the way back to 1970. Within that timeframe, the lowest number for homicides recorded in the City of Shreveport prior to 2011, was 27 in 1976. I turned 11 in the summer of 1976. It was the Bi-Centennial Year, one of those significant occasions in the course of the country's history, that if you were around and alive and have an appreciation for what was going on, you knew it was one of the classic moments of this country's history. I still have tucked away a few Bi-Centennial quarters, and half-dollars from back in that time period. But to know that the Shreveport at that time had eight more homicides than what we experienced here in the City of Shreveport last year is something that I feel very thankful and honored and blessed that we all collectively have been a part of helping to bring that about. And hopefully, the Lord will bless us with the opportunity basically to continue to build upon it, unequivocally this administration and I know all the men and women of the Shreveport Police Department, all the folks out there in our neighborhoods, all their folks who are within Property Standards Division are going to stay committed and focused on trying to, if not lower, at least how we maintain this as what we would hope and expect to be the new normal for the City of Shreveport. So that as I shared with many folks across this city, I'd like to see us in a position where the annual crime statistics for the City of Shreveport are not just low in comparison to the south. Because when you compare to Baton Rouge, I don't know if they've yet released their official numbers, but I know several months ago, they were well over 50 homicides for 2011. God bless the folks of New Orleans, they've seen a 14% increase this year at 199. And to say that the third largest city is dozens and dozens of homicides behind those two is something again that we need to make sure that we 1) Are thankful, 2) Remain committed, and 3) Remain open to how we can continue to incorporate new ways of policing, new ways of connecting with our community, new ways of empowering people at the grass roots level, so that we can ultimately end up continuing down this (inaudible) path. The ultimate result of it is, is that it gives us a chance to keep people in our neighborhoods, to bring people back to the city, and to continue to see a positive growth pattern, and a positive projectory for the City of Shreveport. So thank you Mr. Chairman and

members of the Council for the work that you all have done over the past year as a part of that effort, and what you did before then in your respective capacities as leaders within this community, and know I look forward to continuing to work with you going forward to make things better.

Councilman S. Jenkins: Thank you Mr. Mayor, and along those same lines and same comments being made by the Mayor, we certainly want to express appreciation to the members of this Council, and to the Administration as well as the Department Heads, and also to our Council Staff, coming together during this budget process to try to make sure that we place more police patrol cars and fire engines on the streets, so that they can be a public service to our citizens and make sure that they know that public safety is a very high priority for all of us. So I just want to take advantage of those comments that you're making and just tack that on, that we'll try to make sure that (inaudible) 1 and 2, those areas so that our first responders are the people who are responding to these calls have what they need and there's a commitment all around and collectively from all of us to make sure that that happens. Mr. Mayor, do you have any communications relative to city business?

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

Mayor Glover: Just a couple of more Mr. Chairman, if you don't mind. And obviously would like to officially express congratulations to the Governor and the Lieutenant Governor, and all the other state wide elected officials who were inaugurated and sworn in on yesterday, as well as to the members of the legislature who were all sworn in as well. I want to express thanks and appreciation for those who have also served for the leadership and guidance that they provided. We look forward to continuing to work with the Governor and his Administration, all the other state wide elected folks as we look to continue to try and advance the interest of Shreveport and northwest Louisiana for. Also, want to express congratulations to the members of our (inaudible) in governing at the local level, the members of the Caddo Parish Commission, who were sworn in yesterday in a very nice ceremony here in Government Plaza. We certainly look forward to our continued positive working relationship with them as well. And lastly, Mr. Chairman, members of the Council, in line with our comments regarding the current status of crime in Shreveport, in the minds of many people, that's one of the hot button issues that they use to try and collar a city and a community as being a community or city in decline. The City of Shreveport is obviously proving with the performance that's taking place all across the City of Shreveport, that we are definite as a city and as a region, looking to continue our forward movement (inaudible). One of the folks Mr. Chairman, members of the Council who was an integral part of helping to make Shreveport a city on the rise. A city that is growing and moving in a positive

direction that has the kind of assets that allow us to be a city that can compete for talent and opportunity is one late Dr. John McDonald. Dr. McDonald passed away here very recently, but I want his family and the medical community of the City of Shreveport to know that speaking as a former member of the legislature, as a mayor here in the City of Shreveport, there are few individuals that stand as tall as Dr. John McDonald with regards to the benefit that they have given and the service that they have rendered to the City of Shreveport. Dr. McDonald, Mr. Chairman and members of the Council, was the first Chancellor of the LSU Medical School. That was a legislative accomplishment that I was honored to have been a part of. Before that time, you only had a Dean level status, with the leadership of this campus, but it took a great individual to be that first Chancellor, and a lot of political capital being expended to help the Board of Regents and the legislature allow that movement for this particular hospital. But it has allowed LSU Health Science Center to be able to continue on a path toward being one of the major economic engines, along with Barksdale Air Force Base, the two largest employers in this region, LSU Health Science Center, over 5,000 employees, providing some of the finest research within this region, if not the country, and certainly poised to be one of the great health care research centers in the future going forward. But that would not have been possible, had it not been for the vision, the drive, the commitment, and the leadership of Dr. John McDonald, and I just want to officially express on behalf of the Mayor's office and the City of Shreveport how much we appreciate and honor and respect the service that we've rendered to the City of Shreveport.

Councilman S. Jenkins: Thank you sir.

Mayor Glover: Thank you Mr. Chairman, thank you members of the Council.

## **Reports**

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

Councilman S. Jenkins: Does any member have any questions for Property Standards?

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

Councilman S. Jenkins: I believe Mr. Sibley furnished us with a Revenue Collection Plan, does anyone have any questions or concerns regarding the Revenue Collection Plan?

Councilman O. Jenkins: I don't have any concerns, I had asked Sharon if she wouldn't mind plugging in numbers for our 2012 expected revenues from those sources, and she's compiling data. Obviously, it's very clear on the sales taxes, that's a straight line.

But on some of the other property taxes since they're divided up into several parts of our budget, General Fund, and Debt Service Fund as well as EMS and the rest. She's going to compile that and if people would be kind enough to assist her in getting those numbers to her or whatever. It's not a crisis.

Mr. Sibley: She can get with me on that and we'll take care of that.

Councilman O. Jenkins: Thank you. Just to see where we really stand in terms of next year projections. Thanks.

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

Councilman S. Jenkins: And I believe Ms. Scott has furnished us with a Surety Bond Forfeiture Report. Does any member have any questions or concerns on that particular report? Seeing none, we'll move to Public Hearing. Mr. Clerk?

*EMS Transports Report (Res 239 of 2010)*

Mr. Thompson: There is one public hearing on the agenda, I believe yesterday the Administration said that they had comments.

*The Clerk read the following:*

**Public Hearing: ANNEXATION – TAG No. 11-05:** Enlarging the limits and boundaries of the City of Shreveport – a 9.995 acre tract of land, lying north of Railsback Road and east of Norris Ferry Road and adjacent to Esplanade Subdivision, Unit No. 2, located in Section 9 (T16N – R13W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (D/Corbin)

Mr. Sibley: Thank you Mr. Thompson. Mr. Chairman, we have Mr. Malcolm Stadlander to present a brief presentation on the annexation.

Councilman S. Jenkins: Alright sir.

Mr. Stadlander: Mr. Chairman and members of the Council, I've got a map coming up to show this annexation. This proposed annexation is Tag No. 11-05, and is outlined here in that hashed area. And it concerns a 9.995 acre tract of land that is contiguous to the limits of the City of Shreveport, and it lies north of Railsback Road, and adjacent to the Esplanade Subdivision, Unit No. 2. The developer plans to expand the existing subdivision by constructing approximately seven houses with an estimated value of \$750,000 per unit. The installation of water and sewer lines, storms drains and streets

will be the responsibility of the developer. The Public Notice ran on December 8, 2011 and there were no objections formally filed by the public concerning this annexation. The entire north and west sides of the proposed annexation is contiguous to the existing city limits. The sole property owner and developer of the Esplanade Subdivision signed a petition requesting this annexation. Have any questions?

Councilman S. Jenkins: Any questions from Council Members?

Councilman O. Jenkins: You said - - - which did you say is entirely adjacent? Which sides of the property?

Mr. Stadlander: The north and west.

Councilman S. Jenkins: Any more questions from Council Members? Okay. Any thing further from the Administration?

Mr. Sibley: That's it Mr. Chairman

Mayor Glover: Before we wrap up, Malcolm, how many houses and what was their average value again?

Mr. Stadlander: Seven houses with a \$750,000 per unit estimated value.

Mayor Glover: Thank you Malcolm.

Councilman O. Jenkins: The seven of us, seven of those lots - - - (inaudible).

Mayor Glover: The only problem, we'd have to have go to an At-Large Election.

Councilman O. Jenkins: (Inaudible) be redividing those district lines.

Mayor Glover: (Inaudible) starting point of each of the seven districts spanned out across the city. But Mr. Chairman, members of the Council, what Malcolm just shared with you was (inaudible) helping to push forward and support the full and maximum development of the Explanade Subdivision has been one of the objections of this Administration. Just as we have worked to support housing in other neighborhoods across the city, low to moderate income in various neighborhoods, Shepherd's Place and the various other Heritage Place as well for the Allendale/Lakeside area. The recent development in Stoner Hill, but now we also got to always go out and see if you can get a good number of these types of developments as well. So hopefully, we'll be seeing dozens more of these in the coming years, adding to the ad valorem tax base for the

City of Shreveport, representing the kind of continued revenue for development that makes us a growing and viable city. Thank you Mr. Chairman.

Councilman S. Jenkins: Thank you Mr. Mayor. Do we have anyone here to speak in favor of the Annexation ordinance? Anyone here to speak in favor of the annexation ordinance? Do we have anyone here who wishes to speak in opposition to the Annexation ordinance? In opposition to the annexation ordinance? Seeing none, the Public hearing is considered now closed. Do we have any legislation to add today Mr. Thompson?

### **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: I'm not aware of any Mr. Chairman.

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

*Mr. Pat Bolling: (2620 Creswell)* I'm the manager of Marilyn's Place, a restaurant that opened in June at 4041 Fern Avenue. And we're seeking suspension of Chapter 10, so that we can have a nice community party for Mardi Gras, following the Highland Parade. That will open us up to the parking lot so everybody can gather in the parking lot. We will not be confined to the restaurant itself. Our best day is when we see a family bring their children on their bicycles or in their carriages walking to our restaurant. And that's what we want to see on the 19<sup>th</sup>.

Councilman S. Jenkins: Well I tell you, your Councilman Jeff Everson I believe is - - -

Mr. Bolling: We're actually in Oliver's district.

Councilman Everson: Although I'm a good customer there.

Mr. Bolling: We're about 20 feet into the south end of District B.

Councilman Everson: Although I claim them as my constituents.

Councilman O. Jenkins: That is not an option at this point.

Councilman S. Jenkins: Well your Councilman Oliver Jenkins will lead and direct us on the direction to go with that, but I don't perceive it as a problem. And February 19<sup>th</sup> happens to be my birthday. That will get you a vote right there.

*Mr. Bill McCollum: (518 N. Marlborough Circle)* I wrote a letter dated January 6<sup>th</sup> to Councilman Corbin, and I asked him to provide each of you a copy. I'm here today to personally support the resolution to investigate the financial advisory relationship with Grigsby and Associates. My interest as a private citizen is seeing the city government is managing taxpayer resources with due care as a fiduciary. In the course of the investigation, we must also examine the relevant decision making processes. Does the city have written policies and procedures for code of conduct, and are they being followed? Now we already know based on the Internal Audit report that the processes of reviewing and paying invoices and the processes of reviewing and approving contracts are fraud. Now what about the process for selecting the financial advisor? Is there competitive bidding? Is due diligence being conducted, or periodic reviews being done? And is all of this documented? So this is really beyond the selection of the financial advisor. For example, how is bond counsel selected? I'm focusing on processes. But understand this, that good processes don't guarantee results, but they do minimize problems. Now as a taxpayer, I don't expect perfection out of government officials. And we understand that in most cases, government officials do the best they can with limited resources. But I do expect city leaders and managers to follow sound decision making processes, and best practices. So proceeding the investigation I think is the right thing to do. As they say, where there's smoke, there may be fire. But do it in the spirit of improving how local government functions. Thank you.

Councilman S. Jenkins: Thank you sir, and I believe that's all I had for public comments.

Confirmations and appointments: None.

### **Consent Agenda Legislation.**

#### **To Introduce Routine Ordinances and Resolutions**

**Resolutions:** None.

**Ordinances:** None.

#### **To Adopt Ordinances and Resolutions**

**Resolutions:** None.

**Ordinances:** None.

Mr. Thompson: There is nothing under A or B Mr. Chairman, we're now ready for Regular Agenda Legislation.

Councilman S. Jenkins: Alright, please proceed.

Mayor Glover: Mr. Chairman, before you proceed, would it be possible, since the gentleman referenced a letter that was forwarded to Council. Is it possible that we might be able to get a copy since it was not one

Councilman O. Jenkins: I happen to have mine.

Mayor Glover: Directed toward the Administration to my knowledge. Thank you Councilman. Thank you Mr. Chairman.

Councilman Shyne: That's mighty kind of you Oliver.

Councilman O. Jenkins: I don't think it was done in any manner to obscure it from him.

Councilman S. Jenkins: Okay. Mr. Clerk?

### **Regular Agenda Legislation**

#### **Resolutions on Second Reading and Final Passage or Which Will Require Only One Reading**

*The Clerk read the following:*

#### **RESOLUTION NO. 281 OF 2011**

**A RESOLUTION TO LAUNCH A COUNCIL INVESTIGATION AS AUTHORIZED BY SECTION 4.29 OF THE CHARTER; TO RETAIN THE SERVICES OF AND APPROPRIATE FUNDS TO COMPENSATE A SPECIAL CONSULTANT TO ASSIST THE COUNCIL IN SAID INVESTIGATION AS AUTHORIZED BY SECTION 4.29 OF THE CHARTER, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

**BY: COUNCILMAN CORBIN**

**WHEREAS**, by contract dated the 1<sup>st</sup> day of December 2007, the City of Shreveport (City) entered into an agreement with Grigsby & Associates (the Financial Advisor) for financial advisory services; and

**WHEREAS**, on December 8, 2011, the Office of the Internal Auditor for the City of Shreveport issued Internal Audit Report 600011-05 (the Audit), concerning payments made to the Financial Advisor from 2007 to 2011; and

**WHEREAS**, the Audit found the following: the City did not maintain all invoices from the Financial Advisor for payments; the term “bond transaction” was not defined in the contract, and the lack of a definition may have resulted in an overpayment; some invoices from the Financial Advisor for payment were not detailed and itemized as required; some out of pocket costs were paid without adequate supporting documentation; the out of pocket costs for a bond issue exceeded the amount authorized by the contract (as interpreted by the City Attorney); the contract requires a project manager who is needed for this project, because, among other reasons, certain payments were made to the Financial Advisor by a third-party trustee from bond proceeds that the trustee held; there are issues concerning underpayments and overpayments which should be reconciled; and

**WHEREAS**, the Audit also raised the issue of whether the compensation schedule delineated in the City’s contract with the financial advisor poses potential conflict of interest issues as outlined by the Municipal Securities Rulemaking Board, and whether the compensation arrangement with the Financial Advisor should be changed to insure that it is in the best interest of the city; and

**WHEREAS**, because of these and other allegations and information that has come to the Council’s attention, it is necessary for the Council to conduct an investigation pursuant to Section 4.29 of the Charter of the City of Shreveport; and

**WHEREAS**, in order to properly conduct said investigation as authorized by Section 4.29, it is necessary for the Council to retain the services of a special legal consultant as authorized by Charter Section 4.29.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Shreveport in due regular and legal session convened, that it launches an investigation pursuant to Section 4.29 of the Charter of the City of Shreveport into matters relating to the contract with Grigsby & Associates which provides for Grigsby & Associates to provide financial advisory services to the City.

**BE IT FURTHER RESOLVED** that the firm Cole, Evans & Peterson by William “Jeff” Cole (hereinafter referred to as consultant) is retained to assist the Council to conduct said investigation and to render the following services, and other related services when the Council is notified in advance by the Consultant and the Council does not object.

1. To provide professional services in developing an external audit plan, and to recommend any and all professional services required to perform the audit and any associated legal opinions.
2. To audit all payments made to Grigsby and Associates under the current contract, utilizing the recently completed Internal Audit (SR600011-05 Special Report on Financial Advisor payments) as the starting point.
3. To render an opinion regarding the contract with Grigsby and Associates, to specifically determine if this contract is in-line with other contractual agreements for services with the City of Shreveport, and if the contractual terms and conditions, including financial compensation, are similar to contracts for financial services executed by other municipalities
4. To determine whether there are judgments, indictments or SEC/FINRA rulings against Grigsby and Associates, or any principal of Grigsby and Associates, that could negatively impact the City of Shreveport, taxpayers and citizens.

**BE IT FURTHER RESOLVED** that funds needed to meet the cost of this investigation may be appropriated and expended as authorized by Section 4.29 of the Charter, or budgeted, expended and accounted for as are other contracts in the city's normal course of business.

**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 provision, items or applications of this resolution which can be given effect without the invalid provision, items or applications and to this and the provisions of the resolution are 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 Corbin, seconded by Councilman O. Jenkins to adopt.**

Councilman S. Jenkins: I will be unable to support Resolution No. 281. And I think I made my concerns known to members of the Council and I believe to other persons who need to be a part of that particular discussion. I believe the resolution as written, exceeds the authority that has been given to this Council under Section 4.29 of the Charter. The Charter which governs the city. It is the authority that's been given to us by the citizens. I do not feel like any resolution or ordinance should go forward if it

appears to be exceeding the authority given to us under that Charter. The resolution as written in my opinion, raises too many questions concerning the person who is selected to the external investigation as well as issues concerning the scope of the work that that person will be doing, and the cost that will be involved. I think all of us, as city leaders and as citizens want accountability from government. In this circumstance, I believe that the proper procedure is the Internal Audit process. The contract between the City of Shreveport, and the financial advisor is presently the subject of an ongoing internal audit. I believe that is the proper process. I believe that that internal audit is being done, in an independent and competent manner. Indeed the internal audit is what has identified what we believe to be some management issues. I believe that Internal Audit needs to continue until we get some answers. I believe Internal Audit also set forth some recommendations that need to be followed and seen through. I have no problem with an investigation, but I think it needs to be done right. And I believe the right procedure is the Internal Audit. Having said that, if it is the will of the majority of this Council to move forward with an external investigation, I would ask that somewhere along the line, that we take a real good look at the scope of the work, how the professional that's involved in this was selected, and if some information concerning the cost that may be involved to do this. We never want to send or set a precedent or send a signal to persons who are doing business with the City of Shreveport they could be singled out or selectively investigated, unless there is a very good basis to do so. Even then, we should not break the rules. I am not saying that anyone has intentionally done anything here. I certainly have made my concerns known the author of this particular legislation, and I believe he understands where I stand on it, and I certainly understand where he stands on it, in fact, I told Councilman Corbin, I believe this is right to move forward with this even when it was in the Committee setting. But I just want the record straight, I have no problem with an investigation, we've got one going now. And I believe that that proper investigation is being done through the Internal Audit process. Any comments from any other members of the Council?

Councilwoman McCulloch: I have a question. I heard you say that this somewhat exceeds our authority as a Council. Were you referencing the fact that we have an Internal Audit, audit going on now?

Councilman S. Jenkins: No. I Councilwoman I'm saying that Section 4.29 provides for investigation of city entities. I felt the resolution in its present language and content, to me does not meet the requirements of Section 4.29. That is why I cannot support that. I have laid out and provided to each member of this Council as well as others who should be a part of this discussion what my concerns are with that particular resolution. Now I know the intent behind it is to conduct an investigation. I still think it needs to be done in the right way. I believe the proper safeguard that this Council has and the appropriate procedure that this Council has is the Internal Audit, and this contract between the city

and the financial advisor is a subject of an ongoing internal audit. I do think we need to get answers to the questions. I believe that process is working and it needs to continue, in fact I'm encouraging that that process continues, despite the vote that may take place here today. I just want my colleagues on the Council to understand, that if it's the majority's will to move forward with it, I mean that's fine. I think if that's the decision of the Council, that's the decision of the Council. I just want to be clear on where I stand on this particular subject, and I want to be clear to the citizens that we do have safeguards in place, and the proper safeguard, in my humble opinion, is the Internal Audit process.

Councilwoman McCulloch: So you're suggesting that maybe we should wait on the Internal Audit that's being done by the city versus pushing the resolution at this point? It might be a good idea after the audit is done, to then maybe consider doing - - - pushing a resolution at this time? Because what we're saying, it sounds like to me that we're already charging or accusing an entity of making some fraudulent - - - conduct or something.

Councilman S. Jenkins: Lets just be clear.

Councilwoman McCulloch: I mean if we go ahead and push this resolution now, to me that's saying you're already guilty of something fraudulent, versus not waiting on the Internal Audit that his being conducted now by the city.

Councilman S. Jenkins: The initial report of Internal Audit has been shared I believe to every member of this Council. In my opinion, nothing came out of that, that indicated some kind of criminal or fraudulent conduct had taken place. In fact, I think the findings of Internal Audit are contained in the resolution that's going forward today. So we can't on the one hand say we have no confidence in the Internal Audit process, then on the other hand use those findings as a basis for moving forward. But to answer your question Councilwoman, I think at a minimum, the internal audit process needs to continue and it should have been completed. No. 2, if there's going to be an external investigation, I think it needs to come from a resolution in my opinion, that sets forth a better scope, make sure that it meets the requirements of the Charter, and answer some of the questions in my mind right now that have not been answered. I'm being asked to move forward with something where there are questions in my mind about the cost, the selection of the firm, who will be doing the investigation, and the scope of the work that that firm will be doing. So I want to be clear, I cannot support Ordinance No. 281 in its present language and present content. Secondly, I'm saying that we have the right procedure in place, and that is the internal audit, and I think at a minimum, we should have allowed that process to conclude itself, and then make a decision about moving forward.

Councilwoman McCulloch: Seems like I recall at the meeting, one of our Councilmen indicating and sharing the fact that this could be something that was done free of charge? Any yet today, we're trying to appropriate funds to have the external audit done, so. I mean did I not hear that, you were at that meeting also.

Councilman S. Jenkins: Absolutely, this is a part of the Audit and Finance Committee meeting. I do not think the resolution today actually appropriates funds, it is suggested that we should, if the external audit goes forward, I think that would have to be the subject of some other legislation as far as actually appropriating funds. But at this stage, I think some of those questions about funds, scope of work, should be answered before I would be comfortable voting for the resolution, so - - -.

Councilwoman McCulloch: I mean, I'd like to have some idea as to what the cost would be, because I was under the impression if an external audit was going to be conducted, based on what was shared in the meeting, that it would be free of charge. I mean I would like to have some idea of what it would actually cost, and at the same time, we're having one conducted at this time. So I would just like to look at some numbers. Do we have any idea of what the numbers are looking like up to date, prior to an external audit? Do we have any idea of what those numbers are?

Councilman S. Jenkins: I do not have that information, I cannot share it with you, I don't know if the author of the legislation has some ballpark on that or not, and I'm certainly not trying to put anybody on the spot with an answer for that today, but that is one of my concerns as I said, I would rather get it right than to rush it, and I just cannot support the resolution as it's written right now. If it's the majority will of the council to move forward with the resolution, that's fine, just understand, my 'NO' vote is not saying do not look into this situation. I'm saying that we have already looked into it and we continue to do it and we're doing it under a process that I think is independent and very fair and very competent. Long story short, everybody's got a vote, I just certainly want my colleagues on this council to know what my position is, and why I cannot go along with the resolution here today.

Councilwoman McCulloch: The findings that were identified, have they been corrected up to this point, or does anybody have any idea? Based on the last meeting that we had, you know the findings?

Councilman S. Jenkins: It is my understanding Councilwoman that the Administration is working on the recommendations, and that as a part of the internal audit process, that information is going to come back, that the Internal Auditor will bring that information back so that we can see in management, the progress that is being made on the recommendations that were given. And I just really think everybody needs to

understand in my mind, we're not saying that if there are some findings that make us want to look at a contract or something of that nature, that we're not wanting to do that. That's not what's being said today. It is being looked into, through what I feel to be the proper procedure, which is the internal audit process. My big problem with that is that 281, I just can't in good conscious as it's written and what's contained in there, go along with it. Were it in another form or fashion, and it met some of the other requirements, you know my mind may be a little bit different on it, but I do want to say today, I cannot go along with 281, the way it's written right now. And I believe the internal audit process is working, and that's the process that we need to move forward with. It is looking into every aspect of what we're discussing. It's doing basically the same thing. So at any rate, any other questions or concerns from members of the Council? If not - - -

Mayor Glover: Mr. Chairman?

Councilman S. Jenkins: Mr. Mayor.

Mayor Glover: If I may?

Councilman S. Jenkins: Yes sir.

Mayor Glover: Thank you Mr. Chairman, members of the Council. Obviously, I've been around the local process long enough to know that the votes are there for the Council to move forward, and that's not really the issue or the problem that I think this particular situation represents. What I do think represents the real problem are a couple of things. Unfortunately I think the silence that we hear with regard to I think some of the very legitimate questions and concerns Mr. Chairman, that have been raised. I've seen I believe and been copied on email that raised some of the very same issues and concerns that you just expressed. And with apparently no response from those who are advancing this particular matter to in anyway address. What that means is that obviously the votes are there, and we have not from an administration standpoint sought to lobby either yourself, or Councilwoman McCulloch, or Councilman Webb, or Councilman Everson, or Councilman Shyne, since they are the five individuals outside the sponsor and Councilman Oliver Jenkins, who seconded the motion, those are the five folks I assumed would be in question, because we don't intend to try and put ourselves in a posture or a position of telling the Council what it should and should not do with its Charter provided powers and duties. However, we do believe that it is appropriate to just simply ensure that there are certain things that are just simply on the records, and that are known so that as these types of decisions are made, the public in general can know and see the same transparency that hopefully this process is trying to lead us towards. And that is that this is a resolution that was intended to be moved

forward with regardless of what the findings within the City Council's Internal Audit office came up with. That's a statement that was made by the sponsor of the resolution during the Audit and Finance Committee meeting as these matters were being discussed. That tells me that the real tragedy in this situation from my perspective, and it saddens me greatly, and that is that an individual who has served this well, has had the apparent validity of their work, the soundness of their work, I don't know challenged, compromised or what have you because if there is an internal audit that has been requested, and if that work has been done preliminarily and is in the process of being done, and there are issues that have been found, that are purely of a management, administrative oversight nature, and yet when specifically asked by myself, and I'm assuming maybe even others, whether or not there are other issues that an audit process is intended to find. Is there fraud? Is there theft? Is there anything that represents the type of activity that this type of process whether it's within the City of Shreveport, whether it's the State of Louisiana, whether it's a private business, a non-profit or what have you, that is what that function is there to address, and to discover. Is why it's not a part of the administrative function. That's why it comes from a separate branch of government that has a separate oversight, and that is managed and directed by someone other than myself and the CAO, anyone else within this Administration. Their work I think the perspective of anyone who is objective has been done, and is being done and is being done fairly and above board. Now there are those within the community, none have been expressed by you all as Council Members by your statements, but there are those who by their words have stated, inferred, insinuated that somehow that internal audit process has been compromised or undermined. If you all believe that to be the case, then what you owe in the interest of honest, true and sound government for the City of Shreveport is that you need to state that and identify that. And share that with those of us who are the citizens, because in this particular case, you shouldn't just assume he's just the Mayor, I'm a citizen. We need to know that that particular process of our local government is one that we can depend on. And if you can't, then you should be willing to say so. Because I can assure you that coming from the Administration, there is nothing that we have done, or attempt to do except to comply with information when we know it. The fact that you all have decided to pursue and disregard, some would say disrespect information that has come to you from your very own self-controlled and self-directed staff is something that as a citizen, not as Mayor that I find troubling. Because if there are areas or issues that any of you have identified, beyond what was the scope of this audit, no one has said that. If there is something that you believe can't be addressed or facilitated within the scope and duties of your internal audit function, that means it needs to go to some other level, Legislative Auditor, it needs to go to somebody within the law enforcement community, then make that statement, and make that assertion. But to offer the vague, (inaudible), I think that is one segment, *"because of these an other allegations and information that has come to*

*the Council's attention,"* no one has brought those issues to the Administration's attention. Give us or give your staff, or give someone the opportunity to be able to know and understand exactly what those issues are. There are others of you who have stated, there have been things that have been brought to us, and given to us, and shared with us that we are concerned and alarmed about. Give us a chance to be able to respond and address those things. But also know, I think has been mentioned, that the fact that this shows up with an actual entity, an individual pre-selected and pre-determined without any process that's come from the entirety of the Council in terms of how you select those professionals, that's something that should be of concern. Because I can answer the gentleman's question, Mr. McCollum and I thank you Councilman Jenkins for allowing me to have a copy of the letter, the financial advisor for the City of Shreveport was selected, not a bid process for professional services, we know that within government, but it was an RFP process. It was an independent objective process where we asked other providers, other professionals to respond to that particular request. And we had the opportunity between staff and myself to review and ultimately make that selection based upon the fact that we created a level playing field for all who wanted to compete. And so I think that same type of consideration maybe appropriate for these types of situations as well, lest you be possibly guilty of the same thing that's being insinuated here, but is not in fact the truth. And that is if you do hand select and hand pick that individual that is going to allow you to be able to end up with the type of income that you see, regardless of what the truth and the facts happen to be. So, again Mr. Chairman and members of the Council, I share the same alarm and concern expressed by the Council. I know that there is the desire and will for this effort to move forward. I regret that the integrity of certain individuals I think have been questioned in terms of where this process has evolved from and to at this point. And lastly, I think that it also diminishes away from what is one of the other outstanding stories of the past five years in terms of the previous Council and this Council. And that is why we have seen other cities struggle from a fiscal standpoint. In fact in 2007 when we first came on board and took one of the first efforts to try and restructure and reorganize the debt that we had been left with the folks who were here before us, the Shreveport Times Mike (inaudible) state government report wrote a front page column or story rather, based upon a state bond commission meeting where John Kennedy, the State Treasurer told us that what we needed to do was to not come before the state bond commission, but that we needed to go and sue the folks who were in charge of city finances before we came on board. We didn't choose to go out and start chasing down and suing folks, we knew we had problems and issues that have to be addressed. And so we dealt with that SWAP situation, just as we dealt with the others, and we have managed to be able to see the city move in a very positive direction. Again, being on an upward trajectory as opposed to a negative one. But again I know the political environment in which we exist, I know that again the consensus of the Council is to move forward. The only thing that I would

continue to ask and always ask is that we be consistent, that we be fair, that we be above aboard, and that we be transparent. And so it is in that vein and in that regard Mr. Chairman, we look forward to working with you all through this process and hopefully doing so in a fashion that allows us to be able to continue to do the business of the City of Shreveport, that allows us to be able to continue to move forward with the work that's before us that needs to be done. And we join you all I know in what would be a spirit of cooperation and bipartisanship in moving efforts forward. Thank you Mr. Chairman, and thank you members of the Council.

Councilman Webb: Thank you Mr. Chairman. When the internal audit started on this, I thought it was a good thing. The reason why I say that is there's an administrative end, and there's a legislative end. We're the legislators, we're suppose to be overseeing taxpayers' money as far as making sure that the money is not being spent in an inappropriate manner or whatever. I think there should always be checks and balances in place. I know my wife works for a title company, and they have three audits a year. She always frets over every one of them because she's the internal auditor for the company, and she wants everything to be perfect. And so far in the 15 years she's been there, everything's been right on queue. But I think it's great that - - - I mean we are spending thousands and thousands of dollars of the taxpayers' money for bond council representative, and Mr. Grigsby, for those that might remember, I was the only Council Member that voted 'NO' for Mr. Grigsby to be our counsel representative. Now I'm always with an open mind, and open ear and hoping everything is the way it's supposed to be. I really don't understand the fuss over this because I think that the Administration should be welcoming a audit, because this will prove that all the taxpayers' money that has been spent by the Grigsby Associates has been all what it should be, and if that report comes out to that, Amen. I may change my mind about Calvin Grigsby and Company. And hopefully that be the case. Do I think there's some illegal action going on or anything? No, but when you see this kind of money, you always think 'Man, that's a lot of money!' So what's wrong with an internal audit or an outside audit or an independent audit. You know? And sometimes it's difficult to do an internal audit, and so I welcome an outside audit, and we've got three more years of Mr. Grigsby, and we'll have a new mayor coming in, some more new council members, they may select somebody different. I wish we had used somebody from Louisiana than somebody from California. So that was the Council's decision, and I've lived with it, but I just thought that we should not just get all bent out of shape on an audit. If we don't have anything that's wrong, hey we're going to show you everything's on the up and up. And Amen, we move on and now we know, and we feel more comfortable with our bond counsel representative, and everything's good. So, I'm definitely going to be supporting it and I think it's just one of those internal things or external things that need to be done on every Mayor Administration, Council Administration if there is a new bond counsel. If

there's a new bond counsel, after a certain period of time, they should be examined just to make sure that everything is on the up and up. Thank you Mr. Chairman.

Councilman Shyne: Mr. Chairman, I really didn't have very much to say, but I see a member of the Grigsby team I believe sitting in the back, and I was wondering if that particular individual wanted to come up and say anything before we make the vote if you would allow it. But if you think that's not a good thing, I'll - - -

Councilman S. Jenkins: I mean, we can certainly suspend the rules and allow that person to come and speak on this matter, if they want to. We're not certainly not compelling anyone to come forward and speak on the matter one way or the other. Do we have a motion to suspend the rules?

Councilwoman McCulloch: So moved.

Councilman Oliver Jenkins: Second.

Councilman S. Jenkins: Seconded to suspend the rules, please come forward.

Councilman Shyne: Did you want us to vote Mr. Chairman, to see if we have enough votes to suspend the rules, I mean you got a motion and a second, but - - -

Councilman S. Jenkins: Is there some exception? Without exception? Okay.

*Ms. Sherricka Fields: (Grigsby and Associates)* Good afternoon to the Council. I do want to speak, and I wanted to say that first of all it's been a pleasure for me this experience working with the City of Shreveport with Grigsby and Associates. I'm a native of Shreveport. I was born and raised here, I attended and graduated from Centenary College in Finance. I graduated from there and was able to use my talent (inaudible) because I mean it's just - - - the opportunities for a job just were not there at the time. And then of course with the new leadership of Grigsby and Associates, I was able to (inaudible) it took quite some time, six months in Shreveport, and was able to work with this firm. I especially appreciate also the example that Grigsby and Associates has provided to me as a young professional. Going into finance and especially some of the things that happened in 2008 with the finance industry, it's been really important to me to make sure that everything that I do is ethical. I'm in this business because I do like to be able to help people, and that's the type of character that I have, that's the type of training that I received growing up as a young person. So, watching Calvin Grigsby's example, watching the Mayor's leadership, I have been especially pleased to see that I can set apart from some of the unethical things you know that we see in this business. And being able to be above aboard, being able to do good

work, being able to you know grow in this business, being able to be at home in Shreveport, LA, doing what I went to school to do, has been an absolute pleasure. And I understand the Council may go forward with this resolution, and of course it doesn't bother me because when I look at everything, we haven't done anything wrong, I've never been asked to do anything wrong, this company hasn't done anything wrong that I have seen. So be it the will of the Council, then you know of course, we will be able to participate and provide whatever information you need to be able to complete the external audit. But again thank you for giving me an opportunity to speak.

Councilman S. Jenkins: Alright, lets go back into our regular agenda. If there are no further comments, please vote.

**Motion approved by the following vote: Ayes: Councilmen Everson, O. Jenkins, Corbin, Webb, and Shyne. 5. Nays: Councilmen McCulloch and S. Jenkins. 2.**

### **RESOLUTION NO. 282 OF 2011**

#### **A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH AEP-SWEPSCO TO ASSIST WITH ENERGY EFFICIENCY PROGRAMS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

WHEREAS, the City is in the process of implementing various energy efficiency projects and initiatives with the assistance of funding from the Department of Energy's Energy Efficiency and Conservation Block Grant program as well as other funding sources; and

WHEREAS, AEP-SWEPSCO has offered to pay \$50,000 to the City to be used in furtherance of these programs;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Shreveport, in due, regular, and legal session convened that the Mayor is hereby authorized to execute a Memorandum of Understanding with AEP-SWEPSCO, in a form substantially similar to the attachment hereto, providing for this payment and setting forth other applicable terms and conditions.

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 ordinances or resolutions or parts thereof in conflict herewith are hereby declared 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, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

*The Clerk read the following:*

**Amendment No.1 to Resolution No. 283 of 2011**

Delete the resolution as introduced and substitute the attached resolution.

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Explanation of amendment:

1. The resolution referred to Chase Equipment Finance, which is a “doing business as” name of JPMorgan Chase Bank, N.A. The amendment adds the legal entity name along with the dba name.
2. The reference to filing the agreement with the Clerk of Council is deleted, because the form of the agreement has not yet been provided by Chase. It will be reviewed and approved by the City Attorney’s Office before execution by the Mayor.

**RESOLUTION NO. 283 OF 2011**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CHASE EQUIPMENT FINANCE FOR THE FINANCING OF VEHICLES AND EQUIPMENT AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

WHEREAS, the City of Shreveport, sometimes referred to herein as “Lessee” is a political subdivision of the State of Louisiana (the "State") and is duly organized and existing pursuant to the constitution and laws of the State.

WHEREAS, pursuant to applicable law, the governing body of the Lessee ("Governing Body") is authorized to acquire and dispose of real and personal property, including, without limitation, rights and interests in property, leases and easements necessary to the functions or operations of the Lessee.

WHEREAS, the Governing Body hereby finds and determines that the execution of one or more new lease-purchase agreements or Schedules to an existing Master Lease-Purchase Agreement ("Equipment Leases") in the principal amount not exceeding \$3,600,000 for the purpose of acquiring the property generally described below ("Property") and to be described more specifically in the Equipment Leases is appropriate and necessary to the functions and operations of the Lessee:

Brief Description of Property:

Solid waste packer trucks

WHEREAS, JPMorgan Chase Bank, N.A., doing business as Chase Equipment Finance, ("Lessor") is expected to act as the Lessor under the Equipment Leases.

WHEREAS, the Lessee has paid or will pay certain capital expenditures in connection with the Property prior to its receipt of proceeds of the Equipment Leases ("Lease Purchase Proceeds") for such expenditures and such expenditures have not exceeded or are not expected to exceed the Principal Amount.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened that:

Section 1. Cedric B. Glover, Mayor is hereby authorized to execute and deliver one or more Equipment Leases in a form approved by the City Attorney. The Mayor is further authorized to execute and deliver such other documents relating to the Equipment Lease (including, but not limited to, escrow agreements) as he deems necessary and appropriate. All other related contracts and agreements necessary and incidental to the Equipment Leases are hereby authorized.

Section 2. By a written instrument signed by the Mayor, the Mayor may designate specifically identified officers or employees of the City to execute and deliver agreements and documents relating to the Equipment Leases on behalf of the City.

Section 3. The aggregate original principal amount of the Equipment Leases shall not exceed the Principal Amount and shall bear interest as set forth in the Equipment Leases and the Equipment Leases shall contain such options to purchase by the Lessee as set forth therein.

Section 4. The Lessee's obligations under the Equipment Leases shall be subject to annual appropriation or renewal by the Governing Body as set forth in each Equipment Lease and the Lessee's obligations under the Equipment Leases shall not constitute a

general obligation of the Lessee or indebtedness under the Constitution or laws of the State.

Section 5. The Governing Body of Lessee anticipates that the Lessee may pay certain capital expenditures in connection with the Property prior to the receipt of the Lease Purchase Proceeds for the Property. The Governing Body of Lessee hereby declares the Lessee's official intent to use the Lease Purchase Proceeds to reimburse itself for Property expenditures. This section of the Resolution is adopted by the Governing Body of Lessee for the purpose of establishing compliance with the requirements of Section 1.150-2 of Treasury Regulations. This section of the Resolution does not bind the Lessee to make any expenditure, incur any indebtedness, or proceed with the purchase of the Property.

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.

Councilman O. Jenkins: Is it normally done that way, or normally, do we approve the contract as part of the piece of legislation? And I understand that there is some timeliness that's encouraging us to move forward at this time.

Ms. Glass: Mr. Jenkins, the Council has done it different ways for different contracts. Usually if we have the form of the contract, we attach it, and have the Council approve that as you're approving the resolution. In many cases, we don't have the contract yet. It is the prerogative of the Council if you wanted to say no, we're not going to approve this unless we see the contract, you could do that. But Council sometimes has the contract in front of them, and sometimes they do not. These contract documents, we've done these deals with Chase in years past, and it's fairly standard. We've never had really big problems with them or anything, but as I said, we just did not get the form in time for the file review.

Councilman O. Jenkins: Okay. And my second question Mr. Thompson, is that number not to exceed \$3.6 (million) a different number than we had yesterday?

Mr. Thompson: Mr. Jenkins, I'm not sure that I can answer that, but I think your question is - - - yesterday I did talk to Sharon, and I don't know whether she had a

chance to go back and examine it to see if this purchase is a part of what we approved yesterday, or if it's different from what we approved yesterday. I think that's it's different from (inaudible) what was approved in the Special Meeting yesterday.

Councilman O. Jenkins: I mean, and just for the general public, we're not trying to hide anything. So we can talk about that so that it's clear here. But using a lot of pronouns here, but in our meeting yesterday, the proposal in my mind was somewhere about equipment leasing in the total price of about \$5.2 (million) if I'm not mistaken, this says \$3.6 (million)

Mr. Crawford: That's a different resolution Councilman.

Mr. Thompson: This is in addition to what will be coming up later on the agenda in the form of an amendment to the General Fund ordinance.

Councilman S. Jenkins: Attached to No. 154?

Mr. Thompson: Yes.

Councilman O. Jenkins: Okay. So these are for - - -

Mr. Sibley: Packer Trucks.

Councilman O. Jenkins: Packer Trucks, is that what this is?

Mr. Sibley: Yes sir.

Councilman O. Jenkins: Okay. My mistake. It is a little confusing.

Mr. Thompson: I guess to put it another way, Public Works will be purchasing the equipment with \$3.2 (million) plus the amount of this financing. Is that correct?

Ms. Pilkinton: This resolution is 2011 money.

Ms. Glass: It was my understanding that most of this equipment has been purchased.

Mr. Sibley: Let me get Charles to come forward.

Councilman O. Jenkins: Yeah, we're talking - - - I'm obviously talking about yesterday's discussion. And that's not what this is, and that's clear to me now. So lets start that over.

Mr. Madden: These are some CNG Packers that were approved by the Council last year. They didn't come in until late, until November or December, and we didn't have time to get all of the paperwork done before the end of the year, which is why it is showing up now.

Councilman Shyne: Mr. Chairman? Charles, why don't you say, if I'm not mistaken, the previous council.

Councilman O. Jenkins: No, no.

Councilman Shyne: This was not approved by the previous council.

Mr. Madden: Yeah, actually it would have been approved by the previous council.

Councilman Shyne: Alright.

Councilman O. Jenkins: Ah, because it's 2010? It's a purchase for 2011?

Mr. Madden: Yeah, you all didn't approve the 2011 budget, the other Council did.

Councilman O. Jenkins: Okay.

Councilman Shyne: I've been around so long. And not to disagree with the Clerk or with anybody else, but I think this is what is a little confusing sometimes. And Dale and I were around for that.

Mr. Thompson: Charles, when will the first payment be due?

Mr. Madden: First payment will be due six months, July.

Mr. Thompson: So that will be in 2012?

Mr. Madden: Yes.

Mr. Thompson: And this, the amount of that payment was not on the schedule that the Council considered at the meeting yesterday, or you weren't there.

Mr. Madden: I wasn't there, no.

Mr. Thompson: And I don't believe it was.

Mr. Crawford: I don't believe it was, and when I saw this resolution, that was one of the things that had gotten my attention, because if we had this in, you're looking at approximately another \$700,000 note in addition to the amounts that we were looking at yesterday in yesterday's meeting.

Councilman Shyne: Say that again? I'm sorry, but Brian say that again.

Mr. Crawford: In looking at the figures that we were looking at yesterday for the lease payments that will roll off at the end of this year, and those that will continue on, this amount I believe was not on that description. If we add this amount into that, you're looking at approximately, if we get the same percentage rate we got on the previous packers, a little less than 2%. Charles correct me if I'm wrong here, you're looking at about a \$700,000 note for the next five years.

Mr. Madden: I think that's correct. It's 1.73, correct, is the rate on these packers.

Councilman O. Jenkins: Well obviously we didn't receive these packers, some of them have we not?

Mr. Madden: We received all but one.

Councilman O. Jenkins: There may be some discussions later on down our agenda, but at this point, I certainly think we ought to move forward on this particular piece of legislation.

Councilman S. Jenkins: Did we get a motion and a second on it?

Councilman Shyne: So moved.

Councilman Everson: Second.

**Motion by Councilman Shyne, seconded by Councilman Everson to adopt Amendment No. 1 to Resolution No. 283 of 2011. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

**Motion by Councilman Shyne, seconded by Councilman O. Jenkins to adopt Resolution No. 283 of 2011 as amended. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

4. **Resolution No. 284 of 2011:** A resolution stating the City of Shreveport's endorsement of 229 Milam, LLC to participate in the benefits of the Louisiana Restoration Tax Abatement Program, and to otherwise provide with respect thereto. (B/Everson) (*Public Hearing to be held January 24, 2012*)

**Read by title and as read, motion by Councilman Shyne, seconded by Councilman Eversonto postpone until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

## **RESOLUTION NO. 1 OF 2012**

**A RESOLUTION SUSPENDING CERTAIN PROVISIONS OF CHAPTER 10 RELATIVE TO ALCOHOLIC BEVERAGES ON FEBRUARY 19, 2012 RELATIVE TO DISPENSING, SALE AND/OR CONSUMPTION OF ALCOHOLIC BEVERAGES AT 4041 FERN AVENUE FOR MARILYNN'S PLACE, MARDI GRAS CELEBRATION AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

By: Councilman Oliver Jenkins

**WHEREAS**, Marilynn's Place located at 4041 Fern Avenue will host a Mardi Gras Celebration on February 19, 2012 between the hours of 12:00 p.m. and 12:00 a.m.; and

**WHEREAS**, the establishment desires to dispense, and allow the consumption and sale of alcoholic beverages on the parking lot of the establishment, between the hours of 12:00 p.m. – 12:00 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**, any special exception approval granted to the establishment for alcoholic beverage sales, consumption and/or dispensing does not specifically authorize outside sales and/or consumption on the premises; 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 licensed premises without a proper license; and

**WHEREAS**, the adoption of this resolution would allow the dispensing, sale and consumption of alcoholic beverages on the parking lot of Marilyn's Place, 4041 Fern Avenue, on February 19, 2012 for a Mardi Gras Celebration.

**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), 10-103(a)(5) 10-80(a) and 10-172 are hereby suspended on February 19, 2012 for a Mardi Gras Celebration, between the hours of 12:00 p.m. - 12:00 a.m., at Marilyn's Place, 4041 Fern Avenue.

**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 O. Jenkins, seconded by Councilman Everson to adopt.**

Councilman Shyne: Mr. Chairman, I see Bishop Brandon in the back. Bishop just before you leave, I didn't want you to think I was voting on a piece of alcoholic legislation. You know how us Christians are.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

Councilman O. Jenkins: And Sam, if you're going to come by that day, we're going to make sure we have a 'Happy Birthday Sam' sign prominently displayed at the Mardi Gras thing.

Councilman S. Jenkins: We just might do that.

Councilman Shyne: Would you do that for him Councilman Jenkins?

**Introduction of Resolutions** (*Not to be adopted prior to January 24, 2012*)

**Introduction of Ordinances** (*Not to be adopted prior to January 24, 2012*)

Mr. Thompson: Mr. Chairman, several of these amend the 2012 Budget for the Riverfront Development Special Revenue fund, but they're for different entities.

*The Clerk read the following:*

1. **Ordinance No. 1 of 2012**: An ordinance amending the 2012 Budget for the Riverfront Development Special Revenue Fund, and otherwise providing with respect thereto. (*Biz Camp*)

2. **Ordinance No. 2 of 2012**: An ordinance amending the 2012 Budget for the Riverfront Development Special Revenue Fund, and otherwise providing with respect thereto. (*Family Resources for Education and Empowerment*)

3. **Ordinance No. 3 of 2012**: An ordinance amending the 2012 Budget for the Riverfront Development Special Revenue Fund, and otherwise providing with respect thereto. (*MLK Community Development Corporation*)

4. **Ordinance No. 4 of 2012**: An ordinance amending the 2012 Budget for the Riverfront Development Special Revenue Fund, and otherwise providing with respect thereto. (*Shepherds' Farm Child Development Center*)

5. **Ordinance No. 5 of 2012**: An ordinance amending the 2012 Budget for the Riverfront Development Special Revenue Fund, and otherwise providing with respect thereto. (*Village Circle's Literacy Programs*)

6. **Ordinance No. 6 of 2012**: An ordinance amending Chapter 66 of the Code of Ordinances relative to Benefits and Retirement Allowances, and to otherwise provide with respect thereto.

**Read by title and as read, motion by Councilman S. Jenkins, seconded by Councilman McCulloch to introduce Ordinance No(s). 1, 2, 3, 4, 5, and 6 of 2012 to lay over until the next regular meeting.**

Councilman Webb: Yes, you're Mr. Norris here on the Retirement Board aren't you?

Mr. Norris: No, I'm the Administrator for the plan.

Councilman Webb: For the plan, okay. You want to explain a little bit of this?

Mr. Norris: Essentially, this legislation addresses optional plan that we have called the DROP plan, (Deferred Retirement Option Plan). Prior to this legislation, the city was responsible for paying a current market interest rate after the individual completed the DROP. Well, over the years, I've come to see people would go on the DROP at their first available opportunity, and stay on 5-10 years afterwards, thereby the city was their savings account, paying 4-8%. Many other DROP plans have adopted a different policy that once you have completed DROP, that you must take the money out and put it into a self-directed plan similar to the four we have here at the city with the same parameters, i.e., you cannot remove the money until you terminate. The plans we have that four of 'em, they all have investments at the individuals option, or they can put it in a fixed account. But we cannot just continue paying 4-8% interest on people's money, when they're still working, and this legislation would save anywhere between \$125 and 250,000 a year. Although small considering the budget, it's every little bit makes the pension fund more viable. Any questions?

Councilman Webb: Well I had some retirees call about why they're not getting their pay raises, and - - -

Mr. Norris: Hopefully some of these changes we've been doing over the last several months will put this fund in a position where they may be able to in the near future.

Councilman O. Jenkins: I understand y'all have a meeting this week.

Mr. Norris: Thursday at 2:30.

Councilman O. Jenkins: And I'd like some consideration at that meeting possibly amend this so that it doesn't go into a fixed rate set by the city, but goes directly, the DROP money into a self-directed plan from the beginning. And - - -

Mr. Norris: That may not be possible considering the IRS regulations, but that something we can certainly discuss.

Councilman O. Jenkins: I'd like to just throw it out there and just deliberate it amongst that particular group. Because it seems from a purely pragmatic standpoint why not just go directly once they initiate the DROP, into one of these self-directed plans, other than the city have the liability on it for even that two year period. So, I'm not sure it's - - - there may be good reasons why you can't do it. I'm just not aware of those, and I look for the subject matter experts to tell us why we can't do it.

Mr. Norris: Well, I can tell you that (inaudible) throughout the state, state plans and local plans still have the DROP in house or with that group. Until such time as they complete the DROP, (inaudible) out. One being if you did it for the 100 people I have on the DROP or 70 however it is, each month I would have to request a rollover, otherwise these deposits would be counted as contributions. So if we take the money out each month from the various employees to one of the four plans, I would have to request a direct rollover every month for every employee for whichever plan they do. We have the ability to set the interest rate that's competitive, while they're in the DROP. Because some people like to take their money out when they retire in cash. Some roll it over to other plans, other IRAs or something outside the city's purview. So we felt that that was the most appropriate simplistic, smoothest way to do this. Cause once you complete the DROP and then move it rather than - - - Mr. Jenkins may want to move his to (inaudible). Well, if it's over here and he retires, then he's gotta go here to there, when once you complete here, we just send it to them. I mean it's adding a third party in every month.

Councilman O. Jenkins: I didn't realize you'd have to do it every month. I thought you could do it one time at the beginning, and then establish it. Then obviously I'm looking at the way it works on the private side, and if there is a reason why you can't do it, you know, disregard. But I think it's something that should be brought up because it does make a lot more sense from a pragmatic standpoint.

Mr. Sibley: We'll make it an agenda item and get back to the Council on it.

Mr. Norris: The meeting is Thursday, at 2:30 in the Mayor's Conference Room. Any of you all are invited, welcome to come and - - -

Councilman Webb: One more question. How many people do we have right now that are on the two year DROP and are still working, and what's the longest - - -

Mr. Norris: We probably have 30-40 in that range that have completed the DROP and are still working.

Councilman Webb: If we change (inaudible), they'll just be grand-fathered?

Mr. Norris: Well, they'd get an opportunity to then move their money at that point. If this legislation passes, we'll have a date - - - by this date, you must move it - - - and then our employees actually would at the end of the DROP, move it. So that can be discussed at the meeting Thursday. If you'd like to come Mr. Jenkins, or any of y'all for that matter.

Councilwoman McCulloch: You said 2:30?

Mr. Norris: 2:30 in the Mayor's Conference - - - well? I believe this time, it's going to be in the library because the Mayor has a prior engagement. Anyway, this is just being introduced and I think it's a great plan, like other state's plans do, whether we do it now or later as far as on the front end, or back end, it's going to save the city significant income in the next 10 years. Or in perpetuity.

Mr. Thompson: Are the funds that are going to the DROP program pre-taxed?

Mr. Norris: That's the other portion of the simplicity. Because a lot of these people have been here long, at one point their contributions were post-tax. So their payments each month which is amortized over a 10 year period of time, has post-tax dollars associated with that monthly amount. So then again, you have to pull out the post-tax amount, and then only put over the pre-tax, post-tax would have to go into a different entity within that group. It still could be done, it could be put in a (inaudible) IRA. So you would have to do that each month. So yes, you wouldn't want to put it into an IRA, and then pay tax on it again.

Mr. Thompson: So some are pre-tax, and some are after tax?

Mr. Norris: If you've been here since past 1996 I believe, all of your contributions are pre-taxed. Before that time, they were - - - some were post-tax. So, some of these individuals had a combination of both, some had just pre-tax.

Councilman S. Jenkins: Okay, if no other discussions, please vote.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

**Ordinances on Second Reading and Final Passage** (*Numbers are assigned Ordinance Numbers*)

1. **Ordinance No. 143 of 2011**: An ordinance enacting Section 2-4 of the Code of Ordinances relative to standards for the submission of plans to the City of Shreveport including electronic submission and to otherwise provide with respect thereto. (*Postponed December 27, 2011*)

**Having passed first reading on November 21, 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 Shyne, seconded by Councilman S. Jenkins to postpone until the next regular meeting.**

Councilman O. Jenkins: Mr. Sibley, I spoke to both Mr. Westerman yesterday and Mr. Jean yesterday, and though there may be amendments to the digital submission ordinance itself, that will not affect any of the language on the Code of Ordinances as this piece of legislation is proposed today? So if that's the nature of - - - I'm just curious to know why y'all want to postpone it.

Mr. Sibley: Let me get Ron to come forward Mr. Jenkins to give you more specifics on that.

Mr. Norwood: Basically we're asking to postpone it because there was no provision in the ordinance for the paper submission of plans. It was all for electronic. So we're taking out a paragraph and inserting another one that covers the paper submission as well. That wasn't in there, we're adjusting it. So, that's all it is.

Councilman O. Jenkins: So it doesn't have to do with the digital submission part of it?

Mr. Norwood: No, the digital is going to stay the same, and the ordinance actually the companion document are the specifications. You can go ahead and pass the ordinance once we get it in a good form, and the specifications will be amended as needed in the future.

Councilman O. Jenkins: Well we understood that, we just didn't know when we got this email, it said, it's good to go, because the part that's going to be changed. And so that's why.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

2. **Ordinance No. 154 of 2011**: An ordinance amending the 2012 Budget for the General Fund, and otherwise provide with respect thereto. (*Courts*)

**Having passed first reading on December 27, 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 O. Jenkins, seconded by Councilman Shyne.**

*The Clerk read the following:*

**AMENDMENT 1 TO ORDINANCE 154 OF 2011**

AMEND THE ORDINANCE AS FOLLOWS:

In Section 1 (Revenues)

In Increase Internal Service Charges, by \$35,000

In Section 2 (Appropriations):

In Public Works, increase Material & Supplies by \$35,000

Adjust totals and subtotals accordingly.

EXPLANATION OF AMENDMENT:

This amendment appropriates insurance proceeds received by Traffic Engineering for item destroyed in Warehouse fire on December 5 2011. This allow Traffic Engineering to replace those items needed for traffic control during up coming Mardi Gras parades

**Motion by Councilman Corbin, seconded by Councilman S. Jenkins to adopt Amendment No. 1 to 154 of 2011. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

Mr. Thompson: Mr. Chairman Amendment No. 2 concerns the special meeting that was held on yesterday

*The Clerk read the following:*

**AMENDMENT TO ORDINANCE 154 OF 2011**

In Section 1: Estimated Receipts

Increase Miscellaneous Revenues by \$5,669,200

In Section 2: Appropriations

**Spar**

Increase Improvements and Equipment by \$427,200

**General Government**

Decrease Operating Reserves by \$2,380,000

**Police**

Increase Improvements and Equipment by \$2,634,000

**Fire**

Increase Improvements and Equipment by \$2,608,000

**Public Works**

Increase Improvements and Equipment by \$2,380,000

**Explanation of Amendment:**

This amendment appropriates funds to purchase equipment in 2012. Certificate of Indebtedness will be sold in the amount of \$5,669,200 to fund equipment for SPAR, Police and Fire.

**Motion by Councilman S. Jenkins, seconded by Councilman McCulloch to adopt Amendment No. 2 to Ordinance No. 154 of 2011.**

Councilman O. Jenkins: Okay, so based on yesterday's - - - looking at those sheets that we had yesterday on what our total amount we would be paying would be another \$700,000 a year going forward from 2012? And that's coming out of 2012's General Fund for the first part of it right?

Mr. Thompson: The first payment.

Mr. Crawford: Councilman one of the things that we had looked at yesterday in yesterday's meeting was I think when we discussed Package No. 2 before we had the information about the packers from last year being discussed, I think we had settled we were going to see about a \$400-500,000 increase in the lease payments in 2013 going with Package 2, originally. If you remove the Public Works portion of that, and it goes to the Operating Budget which is proposed in this legislation, that backs out some of that figure in the amount of about \$340,000 in payments. Now you have to add back in the packers that were approved today, and that \$700,000 payment. That's about a \$410,000 difference in what we were looking at yesterday and what we're looking at today in increase of what we thought we were going to be spending today.

Mr. Thompson: That's for 2013. It (inaudible) \$200,000 more for 2012.

Mr. Crawford: Yeah, the \$3.6 (million) for the packers will impact this year's budget. This will impact 2013's budget.

Councilman O. Jenkins: Well I guess my question is should we, instead of appropriating \$2.3 (million) to Public Works, should we appropriate \$1.6 (million) instead? In the end we're down in our fund balance. And I'm torn between two things frankly, between why I know we need to get moving on this ordinance right now, because we need to put our order in. But I also think that you know this is some new information that I personally was not aware of yesterday, and I'm not saying that you just got a little confused on what was coming on the books. And I'm certainly eager to hear whatever y'all think is a better course of action.

Mr. Sibley: I was just asking based on your comment, I was asking why and whether or not we could do (inaudible) Public Works at \$1.7 as opposed to \$2.3, and it looks like we can. In response to your question of reducing the \$2.3 down to \$1.6, just to account for that \$700,000 difference.

Councilman S. Jenkins: And I certainly would not have any - - - I mean I don't have any misgivings on making that assumption. Because initially I was thinking that was \$1.9. You said you wanted to reduce it from \$2.3 to what now?

Councilman O. Jenkins: To whatever the difference

Mr. Crawford: To whatever that difference in payment is.

Councilman O. Jenkins: That we've now incurred because of these and my rationale is we get back in and when Public Works comes up with their plan, we can ingest at that point, but I'd hate to start over behind the curve before - - - we had pretty lengthy deliberations based on this discussion yesterday.

Mr. Thompson: Could Charles come back up and maybe, do we have this money already budgeted in 2012?

Mr. Madden: The numbers were there whether or not they put it in or not, I don't know. Because it'll only be half of the payment in 2012. There'll be not the \$700,000 (inaudible) written \$50,000 in 2012. Because you'll have one payment.

Mr. Thompson: Brian, do you know if it's budgeted?

Mr. Crawford: I'm checking on it right now Mr. Thompson.

Mr. Sibley: So Charles, what are you saying? The 2012 issue is not a \$700,000 issue, it's \$350,000.

Mr. Madden: And there'll only be one payment, because they're semi-monthly payments.

Councilman O. Jenkins: So I mean conceivably, we can just drive it down to \$2,000,000 and then go from there. I guess at this point, I'm willing to offer that amendment with an adjustment of the increase of the Operating Reserve to \$2,000,000 and an increase in Miscellaneous I mean increase to Public Works Improvements to just \$2,000,000.

## **AMENDMENT TO ORDINANCE 154 OF 2011**

### **Substitute Amendment Number 2**

In Section 1: Estimated Receipts

Increase Miscellaneous Revenues by \$5,669,200

In Section 2: Appropriations

Spar

Increase Improvements and Equipment by \$427,200

General Government

Decrease Operating Reserves by ~~\$2,380,000~~ \$2,000,000

Police

Increase Improvements and Equipment by \$2,634,000

Fire

Increase Improvements and Equipment by \$2,608,000

Public Works

Increase Improvements and Equipment by ~~\$2,380,000~~ \$2,000,000

## **Explanation of Amendment:**

This amendment appropriates funds to purchase equipment in 2012. Certificate of Indebtedness will be sold in the amount of \$5,669,200 to fund equipment for SPAR, Police and Fire.

Councilman Webb: I'll second.

Councilman S. Jenkins: Lets make sure we understand what we've done. I want to make sure we understand. Just on the item with Public Works an Amendment No. 2, the amendment that you're offering will reduce it from \$2.3 (million) to \$2,000,000?

Mr. Thompson: Substitute. It's a Substitute Amendment.

Councilman S. Jenkins: Okay. And then what was the - - -

Mr. Thompson: Mr. Chairman, the Substitute Amendment, if you look at Amendment No. 2, under Appropriations in General Government, the figure would be reduced from \$2,380,000 to \$2,000,000. And in Public Works, it would be reduced from \$2,380,000 to \$2,000,000.

Councilman S. Jenkins: Okay. So we need to have a motion for the Substitute Motion made by Councilman Oliver Jenkins and it was seconded by Councilman Ron Webb. Questions? Any discussions? If not, please vote.

**Motion by Councilman O. Jenkins, seconded by Councilman Webb to adopt Substitute Amendment No 2 to Ordinance No. 154 of 2011. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

**Motion by Councilman Webb, seconded by Councilman Everson to adopt Ordinance No. 154 of 2011 as amended. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

**3. Ordinance No. 157 of 2011:** An ordinance amending the 2012 Capital Improvements Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.

**Having passed first reading on December 27, 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 O. Jenkins, seconded by Councilman Shyne.**

**AMENDMENT NUMBER 1 TO ORDINANCE 157 OF 2011**

**Amend the Ordinance as follows:**

**In Program C (Streets), delete the language under the heading “Program “C” and insert the following language:**

Create the project: **Ravendale and Old Mooringsport Intersection**

Project Scope: This project improves the intersection at Ravendale and Old Mooringsport Road to provide improved roadway alignment and vehicular safety.

Appropriation: \$25,000.00,

Funding source: Unobligated bond funds from 2001A GOB (Fund # 45).

Adjust totals and subtotals accordingly.

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Explanation of Amendment:

This amendment amends information under the heading “Program C” to comply with requirements of Section 2-475 of the Code of Ordinances which requires that the ordinance creating or establishing a new capital project describe the scope of the project, the amount of the appropriation and the funding source or sources for the project.

**Motion by Councilman Shyne, seconded by Councilman Everson to adopt Amendment No. 1 to Ordinance No. 157 of 2011.**

Councilman O. Jenkins: I see that the appropriation is \$25,000, what is the estimated total scope of this project?

Mr. Thompson: \$25,000. Is that correct?

Mayor Glover: I think this is one that is actually in Councilwoman McCulloch’s district. And I think it would be appropriate to have Ron and possibly Stan make some

comments, because this is not just improvement in the intersection. And Ron and Stan correct me if I'm wrong. This represents the roundabout? Yes. And this is one that took a while for me to sound off on, based on the previous experience that - - -

Councilman O. Jenkins: That's a block and a half from the house? Yeah, we're familiar with that one.

Mayor Glover: (Inaudible) issues in this regard. So we did spend some time meeting with Keith Tindal and other members of the Louisiana Department of Transportation. Also had a chance to attend one on the meetings at the North Highlands Neighborhood Association, where that information was presented to them as well, and want to make sure that Council is aware and especially Ms. McCulloch of exactly what's envisioned here, by a combination of the City of Shreveport and I think it's also still pending as to whether or not the state dollars will actually end up being available and following through to actually do the project.

Mr. Norwood: They will. This is a State project.

Mayor Glover: Well I know it's a State project, I didn't know that they'd actually committed the dollars to it.

Mr. Norwood: I believe they have. What we're doing is the State offered this solution. Ravendale and Old Mooringsport is a dangerous intersection by the way it's configured. I don't know if you've ever driven there. In order to make a turn, you have to look way back over your left shoulder to see if cars are coming and it's not a safe intersection. It should have been designed as a standard "T" intersection, but it wasn't. It's a three-legged intersection. Got a call from the State a few months ago, and they said that they had made this a State project, that it would pay for the design and construction. There is a parcel of land in the center of this triangle, formed by the three roadways. We had to purchase that parcel for a little over \$10,000. That's what the \$25,000 is for. It was for that plus our charge back time for inspection in house, reviewing plans and coordinating with the State. We wanted to make sure we had enough money in there to cover that. What the State is planning, and we just put this together 30 minutes before the meeting. This is a roundabout that the State is going to construct at the intersection, and they're doing it all over the state. It works very well, it slows traffic down, the Mayor referenced a meeting that we attended where the state presented this in a video form. It is very effective, very effective way to move traffic, and it will clear up the congestion, and the improved safety in the intersection. This is not the State's plan, this is just something we threw together this afternoon.

Mr. Thompson: Mr. Chairman? I'm not sure then that the project scope is adequate. Because when I asked the Engineers Office, Mr. Westerman, he did not give me this information and therefore is not a part of this amendment.

Councilwoman McCulloch: So, would it be proper to have it pulled from the agenda today?

Mr. Norwood: Well no, what he gave you he said was an intersection improvement for safety.

Mr. Sibley: There may be a need to supplement it with this, because this does that, but this gives a specific methodology. And this all we're trying to say, (inaudible) requirement for scope under the ordinance. But it's not necessarily inadequate Art. I think it needs to be more inclusive of this roundabout.

Councilwoman McCulloch: To amend to include supplemental?

Mr. Sibley: As a part of the scope to satisfy the ordinance.

Councilwoman McCulloch: Well I'd like to make an amendment to include today's illustration.

Mr. Sibley: Well we want to ask Julie would that be sufficient.

Ms. Glass: Well an amendment needs to be in writing. And the way the present ordinance is written, we don't really have a way to include a drawing. I mean I think Mr. Thompson would have to or I would have to write an amendment to describe.

Councilwoman McCulloch: Well I'd like to move to postpone.

Mr. Norwood: And then you could do that and make this an attachment, and this would be a representation of what the State would be constructing.

Ms. Glass: It's very unusual to have an illustration in a budget ordinance. I mean you have all sorts of projects.

Mr. Sibley: But if this is postponed, what we could do is include language that describes the roundabout.

Ms. Glass: As far as postponing it, I think you have an ordinance that's on Second Reading, which you would have to postpone the whole ordinance, or you could adopt the ordinance without the amendment, and then add the amendment to a new 2012

Budget Amendment Ordinance. There may be some pending on the agenda under introduction.

Councilwoman McCulloch: Explain the postponement again now?

Ms. Glass: Well if you postpone the amendment, you either need to postpone the whole ordinance, the other parts of it, or you could go ahead and adopt the ordinance without that amendment. And then put that amendment in a new ordinance at a latter date.

Councilwoman McCulloch: Well, lets do that.

Councilman Webb: It's be quicker just to postpone the whole ordinance, wouldn't it?

Mr. Thompson: Is there a problem in postponing the whole ordinance?

Councilman O. Jenkins: With regard to the Ockley ditch and the water distribution stuff (inaudible).

Mr. Norwood: The \$1,000,000 - - - this includes the \$1,000,000 for water. You could postpone that for two weeks.

Mr. Sibley: Then that sounds like the cleanest way, if it doesn't impact the project, the cleanest way may be to postpone the whole thing.

Councilwoman McCulloch: So I move that we - - -

Councilman Everson: It's not going to slow down the Ockley Project, okay.

**Motion by Councilman McCulloch, seconded by Councilman Shyne to postpone Ordinance No. 157 of 2011 until the next regular meeting. .**

Councilman Webb: I just wanted to ask about the balance of the funds that are going to un-appropriated fund balance at the (inaudible). What is that amount?

Mr. Norwood: I really don't know. I haven't seen an un-appropriated fund balance.

Councilman Webb: Just give it to me (inaudible)

Mr. Norwood: In several months.

Councilman Webb: Just give it to me in two weeks, you'll have it won't you? You ought to be able to look that up.

Mr. Norwood: If we can get it.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

Councilwoman McCulloch: Thank you so much Ron.

4. **Ordinance No. 159 of 2011**: An ordinance declaring certain city-owned property to be surplus property; Authorizing the donation of the property to the Fuller Center for Housing of Northwest Louisiana, Inc.; and to otherwise provide with respect thereto. *(Not to be adopted prior to January 24, 2012)*

**Having passed first reading on December 27, 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 Shyne, seconded by Councilman McCulloch to postpone until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

Councilman Shyne: They do an excellent job.

5. **Ordinance No. 160 of 2011**: ANNEXATION – TAG No. 11-05: Enlarging the limits and boundaries of the City of Shreveport – a 9.995 acre tract of land, lying north of Railsback Road and east of Norris Ferry Road and adjacent to Esplanade Subdivision, Unit No. 2, located in Section 9 (T16N – R13W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (D/Corbin) *(Public Hearing to be held January 10, 2012)*

**Having passed first reading on December 27, 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 Corbin, seconded by Councilman S. Jenkins to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

6. **Ordinance No. 161 of 2011**: ZONING C-86-11: An ordinance amending Chapter 106 of the Code of Ordinances, the City of Shreveport zoning ordinances, by rezoning property located on the south side of Edgar Street, 140 feet east of Albert Bicknell Drive, Shreveport, Caddo Parish, Louisiana **from R-2, Suburban Multi-Family Residence District to B-1, Buffer Business District**, and to otherwise provide with respect thereto. (G/S. Jenkins)

**Having passed first reading on December 27, 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 Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

**7. Ordinance No. 162 of 2011: ZONING C-87-11: An ordinance amending Chapter 106 of the Code of Ordinances, the City of Shreveport zoning ordinances, by rezoning property located on the north side of Greenwood Road at its intersection with West Bert Kouns Industrial Loop, Shreveport, Caddo Parish, Louisiana, from B-3 Community Business District to B-3-E Community Business/Extended Use District limited to uses listed below only, and to otherwise provide with respect thereto. (G/S. Jenkins)**

**Having passed first reading on December 27, 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 Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Corbin, Webb, Shyne, and S. Jenkins. 7. Nays: None.**

Councilman S. Jenkins: Is there any tabled legislation today Mr. Clerk?

Mr. Thompson: I'm not aware of anything that needs to be removed from the tabled.

Councilwoman McCulloch: Chairperson?

Councilman S. Jenkins: Councilwoman McCulloch.

Councilwoman McCulloch: Before we move to Tabled Legislation, is it possible that I could make an inquiry about 159? I noticed on two different occasions, Uncle Joe has motioned for this particular ordinance. I'm just concerned as I expressed to Administration at our last meeting. It appears that some of my colleagues are communicating with some entities regarding issues in my district. Uncle Joe, I could have appreciated it if you were familiar with what was going on with 159, I mean I heard you say that they do a good job, and I don't have a problem with anybody doing a good job, especially in District A. But it appears that you have knowledge of what's going on with 159 versus me being the representative.

Councilman Shyne: And I do. And the reason why I have that knowledge is because this is some work that has been going on in that district, I want to say from maybe the

last three or four years, and Mr. Chairman if Ms. McCulloch would like to make the motion - - -

Councilwoman McCulloch: No Uncle Joe, if you'd let me finish, the one thing I could appreciate coming from you being a veteran on this Council.

Councilman Shyne: That's correct.

Councilwoman McCulloch: I mean it has been the practice of the Commissioners, whenever issues like this come up in the various districts, we would bring it or either suggest to all parties involved to make sure that they consult with the representative that was currently representing. The one thing I don't want to start happening is the fact that whether it's current business, past business, 4, 5, or 6, it doesn't matter, is for issues to come up in my district, and it's being discussed by other Councilmen, and my colleagues don't respect me enough to say, 'Hey McCulloch, I met with these people, this is something that's been going on in your district for four or five years, I don't know if you're aware of it, but I want to bring it to your knowledge that this is what's going on. I think out of respect for each other, we owe that to each other, because I really want Allendale, I mean Allendale supported me wholeheartedly in my election, and I really want to be there in support of Allendale. So anytime issues are going on with Allendale, you or any other of my colleagues having knowledge of that, and you having discussions, what I'm asking, the reason why I asked to speak is that you please refer them. Ask them, 'Have you spoken with your representative?' Because that's been my practice. You know I support in this, but have you spoken with your representative? That's what I can appreciate coming from my colleagues. If you would in the future.

Councilman Shyne: Mr. Chairman, let me make this statement to Ms. McCulloch who is a new member of the Council down here, and I think Councilman Webb and you have both come from the Commission down to the Council. Now we don't do things exactly like they do on the Commission. I've never been on the Commission. The guy from the Fuller Center, if you remember, came before the entire Council and spoke. To me this is not a political issue. To me this is an issue to get this going. And again, like I say, Mr. Chairman if it's any kind of way that we can change this and let Councilman McCulloch, because I don't think any of us Councilwoman McCulloch, when you come to the Council, none of us have ever been so concerned about 'well, this is my district, you stay out of it, if somebody comes and talks to you, then you tell them to go to such and such a thing,' all the years that I've been down here, we have not been so concerned about that. If that's a problem for you.

Councilwoman McCulloch: It is Uncle Joe.

Councilman Shyne: Let me finish, let me finish, let me finish, I listened to you. If it's a problem for you, and I'm not concerned about whether Allendale supported you or whether Allendale support me, or whether Allendale supported anybody, the motion was made only administratively to get this going, and I mean if Councilman Corbin will remember, I've made some motions in his district, and Councilman Webb will tell you in the previous Council, we have made motions in other districts, we have not been hung up on whether this is my district or not. To bring an end to this, again like I say Councilman Chairman, if it's a problem for Councilman McCulloch, and I don't want anybody in Allendale to think that Councilman McCulloch is not doing what needs to be done. But remember the gentleman came before the entire Council from the Fuller Center, I think I raised the question about whether any of this property would be - - - I think I asked the Mayor if any of this property would be in the line of I-49 coming down, because I didn't want them building houses in this area if I-49 was coming down. Bea?

Ms. Johnson: Can you change that motion? I mean - - -

Councilwoman McCulloch: Let me say something to Uncle Joe, let me say something here. My concern is most of and I know we're not the Caddo Parish Commission, but it has been the practice politically, if there is an issue going on in your district, 99 and 44/100% of the time, that representative had that item placed on the agenda. My concern is I did not have this item placed on the agenda, and I'm concerned that maybe those persons that were interested in this item being placed on this agenda, I'm concerned that they didn't bring it to me as their representative to have it placed on the agenda, and that's why I want to make it clear now that I want to be involved when it comes to items being placed on the agenda, that are operating or happening within my district, I could appreciate that. I'm not upset with you, you don't have to change this, Chairperson, I just wanted to bring this to the table.

Councilman S. Jenkins: I think that - - -

Councilwoman McCulloch: And I'm finished with it.

Councilman Shyne: And I don't mind her bringing it to the table, but we have not practiced that. We don't have the same practices that they have practiced on the Commission. This is not the Commission. When you come off the Commission, coming to the Council, I would hope that you all who do that would not want to come down and change the City Council into being the Parish Commission. If you want to do what they do on the Parish Commission, do like Joyce did. Go back to the Commission. This is the City Council. We do things down here like they do it on the City Council. Don't come down here looking for us - - - don't come down here looking for this to be the

same as - - - an extension of the Parish Commission. Because it will not be an extension of the Parish Commission. If that's what you want, then you need to go back to the Parish Commission, if not Mr. Chairman, lets move on, no harm was done, nobody was trying to disrespect you at all. The gentleman came down here earlier from the Fuller Center, and I would hope that he had talked to everybody because he understands it takes the vote of everybody on this Council, not only you, and not only me and my district to make things go.

Councilwoman McCulloch: Chairperson, let me ask this council - - -

Councilman S. Jenkins: Hold up, hold up - - -

Councilwoman McCulloch: Chairperson, anytime issues come up in my district, I'm asking this Council, please consult with me as the representative.

Councilman S. Jenkins: Okay, now - - -

Councilman Shyne: Naw, I'm going to ask you Mr. Chairman, I'm going to ask her to consult with me.

Councilman S. Jenkins: Councilman Shyne and Councilwoman McCulloch, I think this is a matter that can get itself resolved not necessarily here in this particular setting. All of us know and have access to the rules of the Council, and I think we do recognize a certain level of decorum and mutual respect that we must share as members of the Council. That being said, move on now to whether or not we have any Property Standard Appeals on the agenda. I do not believe that we do.

*The adopted ordinances and amendments follow:*

### **ORDINANCE NO. 154 OF 2011**

#### **AN ORDINANCE AMENDING THE 2012 BUDGET FOR THE GENERAL FUND AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

WHEREAS, the City Charter provides for the amendment of any previously adopted budget; and

WHEREAS, the City Council finds it necessary to amend the 2012 budget for the General Fund to adjust appropriations, reflect current revenue estimates and for other purposes.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport, in legal session convened, that Ordinance No. 116 of 2011, the 2012 budget for the General Fund, is hereby amended as follows:

In Section 1 (Estimated Receipts):

Increase Miscellaneous Revenues by \$229,200

In Section 2 (Appropriations):

**City Courts**

Increase Personal Services by \$37,100

Increase Materials and Supplies by \$84,800

Increase Contractual Services by \$47,300

**City Marshal**

Increase Materials and Supplies by \$60,000

Adjust totals and subtotals accordingly.

In the Paragraph numbered 6, amend the paragraph to read as follows:

6. City Courts - The total 2012 City of Shreveport operating budget for City Courts shall be \$3,042,300, with \$2,873,100 of said amount contributed by the City of Shreveport, and \$169,200 contributed by the Courts from discretionary funds. The salary paid to each City Court judge by the City of Shreveport shall be \$80,900 per annum for the year 2012.

In the Paragraph numbered 7, amend the paragraph to read as follows:

7. City Marshal - The total 2012 City of Shreveport operating budget for City Marshal shall be \$1,565,000, with \$1,505,000 of said amount contributed by the City of Shreveport, and \$60,000 contributed by the Marshal from discretionary funds. The salary paid to the City Marshal by the City of Shreveport shall be \$83,836 per annum for the year 2012.

BE IT FURTHER ORDAINED that the remainder of Ordinance No. 116 of 2011 shall remain unchanged and in full force and effect.

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 to be severable.

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

### **AMENDMENT TO ORDINANCE 154 OF 2011**

In Section 1: Estimated Receipts

Increase Miscellaneous Revenues by \$5,669,200

In Section 2: Appropriations

#### **Spar**

Increase Improvements and Equipment by \$427,200

#### **General Government**

Decrease Operating Reserves by \$2,380,000

#### **Police**

Increase Improvements and Equipment by \$2,634,000

#### **Fire**

Increase Improvements and Equipment by \$2,608,000

#### **Public Works**

Increase Improvements and Equipment by \$2,380,000

#### **Explanation of Amendment:**

This amendment appropriates funds to purchase equipment in 2012. Certificate of Indebtedness will be sold in the amount of \$5,669,200 to fund equipment for SPAR, Police and Fire.

**AMENDMENT TO ORDINANCE 154 OF 2011**

**Substitute Amendment Number 2 to Ordinance No. 154 of 2011**

In Section 1: Estimated Receipts

Increase Miscellaneous Revenues by \$5,669,200

In Section 2: Appropriations

Spar

Increase Improvements and Equipment by \$427,200

General Government

Decrease Operating Reserves by ~~\$2,380,000~~ \$2,000,000

Police

Increase Improvements and Equipment by \$2,634,000

Fire

Increase Improvements and Equipment by \$2,608,000

Public Works

Increase Improvements and Equipment by ~~\$2,380,000~~ \$2,000,000

**Explanation of Amendment:**

This amendment appropriates funds to purchase equipment in 2012. Certificate of Indebtedness will be sold in the amount of \$5,669,200 to fund equipment for SPAR, Police and Fire.

**ORDINANCE NO. 160 OF 2011**

**AN ORDINANCE TO ENLARGE THE LIMITS AND BOUNDARIES OF THE CITY OF SHREVEPORT – A 9.995-ACRE TRACT OF LAND, LYING NORTH OF RAILSBACK ROAD AND EAST OF NORRIS FERRY ROAD AND ADJACENT TO ESPLANADE SUBDIVISION, UNIT NO. 2, LOCATED IN**

**SECTION 9 (T16N-R13W), CADDO PARISH, LOUISIANA, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

**TAG NO. 11-05**

**WHEREAS**, Section 172 of Title 33 of the Louisiana Revised Statutes of 1950 provides for annexation by petition; and

**WHEREAS**, petitions signed by more than the required percentage in number of registered voters and in number of resident property owners and by more than the required percentage in property value of resident owners of the area described below have been filed with the City Council to annex and bring within the corporate limits of the City of Shreveport, Louisiana, the following described property, to wit:

**TAG NO. 11-05** A 9.995 acre tract of land (more or less) in fractional Sections 9 and 38, being part of the Grappe Claim, in Township 16 North, Range 13 West, Caddo Parish, Louisiana, and being more particularly described as follows:

The property described above is intended to be the same property comprising Tract 1 in that certain extract of trust recorded on April 11, 1997, under registry no. 1554217 of the conveyance records of Caddo Parish, Louisiana, said Tract 1 being described therein as follows:

“A rectangular tract of land in the southeast corner of that part of, the west ½ of the west ½ of Section 9. Township 16 North, Range 13 West, Caddo Parish, Louisiana, lying North of Railsback Road, with a North-South dimension of 1089 feet and an East-West dimension of 400 feet on the Railsback Road, containing ten (10) acres, more or less, Caddo Parish, Louisiana with all other buildings and improvement thereof, (bearing municipal address 437 Railsback Road, Caddo Parish Assessor’s geographic number 161309-000-0045-00.”

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Shreveport in due, legal, and regular session convened, that the limits and boundaries of the City of Shreveport are hereby changed to include within the limits and boundaries of said City the above-described property.

**BE IT FURTHER ORDAINED** that the annexed area contained herein be and is hereby assigned to Council District “D”.

**BE IT FURTHER ORDAINED** that the Clerk of Council be and is hereby authorized to file, within ten (10) days of the final passage of this ordinance, with the Clerk of the District Court

for Caddo Parish a description of the entire boundary of the municipality as changed by this ordinance.

**BE IT FURTHER ORDAINED** that the Clerk of Council be and is hereby authorized to record a certified copy of this ordinance in the official records of the District Court for 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 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 resolutions or parts thereof in conflict herewith are hereby repealed.

#### **ORDINANCE NO. 161 OF 2011**

**AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING PROPERTY LOCATED ON THE SOUTH SIDE OF EDGAR STREET, 140 FEET EAST OF ALBERT BICKNELL DRIVE, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM R-2, SUBURBAN MULTI-FAMILY RESIDENCE DISTRICT TO B-1 BUFFER BUSINESS DISTRICT AND TO OTHERWISE PROVIDE WITH RESPECT THERETO**

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, Louisiana, in due, legal and regular session convened, that the zoning classification of property located on the south side of Edgar Street, 140 feet east of Albert Bicknell Drive, legally described as Lot 103 and the W/2 of Lot 102 and ½ of the adjoining abandoned alley, Union Square Subdivision, Shreveport, Caddo Parish, Louisiana be and the same is hereby changed **from R-2, Suburban, Multi-Family Residence District to B-1, Buffer Business District.**

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 revised Landscape Plan and 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. 162 OF 2011**

**AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING PROPERTY LOCATED ON THE NORTH SIDE OF GREENWOOD ROAD AT ITS INTERSECTION WITH WEST BERT KOUNS INDUSTRIAL LOOP, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM B-3, COMMUNITY BUSINESS DISTRICT TO B-3-E COMUNITY BUSINESS/EXTENDED USE DISTRICT LIMITED TO USES LISTED BELOW ONLY AND TO OTHERWISE PROVIDE WITH RESPECT THERETO**

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, Louisiana, in due, legal and regular session convened, that the zoning classification of property located on the north side of Greenwood Road at its intersection with west Bert Kouns Industrial Loop, Shreveport, Caddo Parish, Louisiana, legally described as Lots 1, 3, and 4, Company Stores Commercial Subdivision, be and the same is hereby changed **from B-3, Community Business District to B-3-E, Community Business/Extended Use District limited to the uses listed below.**

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

**Approved B-3-E Uses- All must be enclosed within the building – no outside uses permitted:**

a) Canvas products manufacturing (sewing)

- b) Clothing manufacturing (sewing)
- c) Cosmetic (compounding) only
- d) Drug compounding
- e) Fixture sales
- f) Fruit and produce (wholesale)
- g) Furniture manufacturing
- h) Assembly of outdoor deer feeders
- i) Mail order house
- j) Metal products fabricator
- k) Metal sharpening
- l) Painting and decorating contractor

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.

**Tabled legislation.**

1. **Resolution No. 118 of 2011**: A resolution authorizing the institution of expropriation proceedings against certain described property within the City of Shreveport, and otherwise providing with respect thereto. P47 (B/Everson) (*Tabled July 12, 2011*)

2. **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) *(Tabled September 13, 2011)*
3. **Resolution No. 179 of 2011**: Authorizing Melba Yvonne Warr Baldwin located at 382 Cope Drive to connect to the water & sewer system of the City of Shreveport, and otherwise providing with respect thereto. (Near D and is not contiguous to the city limits.) *(Tabled Oct 11, 2011)*
4. **Resolution No. 222 of 2011**: Authorizing Lawrence Johnson Franklin Jr. and Elizabeth Fry Franklin located at 421 Bob White Lane to connect to the water and sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)* (D/Corbin) *(Tabled Oct 11, 2011)*
5. **Resolution No. 223 of 2011**: Authoring Lee Roy Stanley located at 419 Mohican Lane to connect to the water and sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)*(D/Corbin) *(Tabled Oct 11, 2011)*
6. **Resolution No. 226 of 2011**: Authorizing Frank G. Harris III located at 437 Bob White Lane to connect to the water and sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)*(D/Corbin) *(Tabled Oct 11, 2011)*
7. **Resolution No. 227 of 2011**: Authorizing Kaylan Franklin Worley, Sr. located at 3008 Nottingham Drive to connect to the water and sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)*(D/Corbin) *(Tabled Oct 11, 2011)*
8. **Resolution No. 228 of 2011**: Authorizing Jeffery Charles Shamsie located at 414 Mohican Lane to connect to the water and sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)*(D/Corbin) *(Tabled Oct 11, 2011)*
9. **Resolution No. 229 of 2011**: Authorizing Joan E. Thoma located at 2036 Pepper Ridge Lane to connect to the water and sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)* (D/Corbin) *(Tabled Oct 11, 2011)*

10. **Resolution No. 230 of 2011**: Authorizing Henry Eugene Raines, Jr., and Gloria Jean Wingate Raines located at 3004 Nottingham Drive to connect to the water and sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)*(D/Corbin) *(Tabled Oct 11, 2011)*

11. **Resolution No. 231 of 2011**: Authorizing William Sidney Hunt and Gaynel Neyrey Hunt located at 10015 Nightingale Drive to connect to the water and sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)*(D/Corbin) *(Tabled Oct 11, 2011)*

12. **Resolution No. 233 of 2011**: Authorizing James Allan Bell and Betty Ann Kilpatrick Bell located at 3055 Dryden Court to connect to the water and sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)*(D/Corbin) *(Tabled Oct 11, 2011)*

13. **Resolution No. 241 of 2011**: Requiring the Chief Administrative Officer to offer the fair market value (and if accepted) to purchase the flood prone properties located at 8035 and 8037 Jewella Avenue by October 26, 2011, or to provide a report to the council relative to this matter on that date and to otherwise providing with respect thereto. *(Tabled October 24, 2011)*

14. **Resolution No. 243 of 2011**: Authorizing James Michael Johnson and Kelly Renee Larry Johnson located at 352 Cope Drive to connect to the water & sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)* *(Tabled October 24, 2011)*

15. **Resolution No. 244 of 2011**: Authorizing Byron Wayne Ruesch and Leslie Baldwin Ruesch Located at 369 Cope Drive to connect to the water & sewer system of the City of Shreveport and otherwise providing with respect thereto. *(The property is located near Council District D, and is not contiguous to the City limits)* *(Tabled October 24, 2011)*

16. **Resolution No. 248 of 2011**: Authorizing Claude E. Franklin and Mary Elizabeth Womack Franklin located at 442 Bob White Lane to connect to the water & sewer system of the City of Shreveport and otherwise providing with respect thereto *(The property is located near Council District D, and is not contiguous to the City limits)* *(Tabled October 24, 2011)*

17. **Resolution No. 249 of 2011**: Authorizing Jason Wayne Waltman and Kristy Mcgee Waltman located at 3028 Nottingham Drive to connect to the water & sewer system of the City of Shreveport and otherwise providing with respect thereto (*The property is located near Council District D, and is not contiguous to the City limits*) (*Tabled October 24, 2011*)

18. **Resolution 211 of 2011**: Accepting dedication for Overbrook Court and Valencia Court in Esplanade Unit 3, Lake District and otherwise providing with respect thereto. (D/Corbin)(*Postponed November 8, 2011*) (*Tabled November 21, 2011*)

## **11. Appeals**

### **A. Property Standards Appeals**

**PSD0800400**: 5318 Mansfield Road, Shreveport, LA (F/Shyne) Mr. Darien Kirkendoll, P.O. Box 8703, Bossier City, LA. (*Postponed Sept 26, 2011 until Mar 26, 2012*)

**PSD0900275**: 140 Pennsylvania Avenue, Shreveport, LA (C/Jenkins) Mr. & Mrs. Robert A. Powell, 819 ½ Boulevard Street, Shreveport, LA 71104 (B/Everson) (*Postponed November 18, 2011 until January 23, 2012*)

**HBO1000030**: 153 Merrick Street, Shreveport, LA (B/Everson) Ms. Lola B. Layton, P.O. Box 4582 Shreveport, LA 71134 (*Tabled Sept 12, 2011 until Mar 12, 2012*)

**PSD1000086**: 2837 Logan Street, Shreveport, LA (G/S. Jenkins) Ms. Carolyn Ivory Wilson, 3646 Del Rio Street, Shreveport, LA 71109 (G/Jenkins) (*Postponed December 12, 2011 until March 7, 2012*)

**PSD1000061**: 9025 Hilton Dr, Shreveport, LA (E/Webb) Mr. Jim Bruce, 9045 Hilton Drive, Shreveport, LA 71118 (E/Webb) (*Postponed December 12, 2011 until February 7, 2012*)

**PSD1000141** 728 Austin Pl, Shreveport, LA (B/Everson) Ms. Deborah Bryant, 9640 Tammy, Shreveport, LA 71106 (Caddo Parish) (*Tabled April 11, 2011*)

**PSD1100010** 3159 Ashton, Shreveport, LA (A/McCulloch) First Choice Homes, c/o Darlene Tarrance, 2940 Youree Drive, Suite B, Shreveport, LA, 71104 (B/Everson) (*Postponed November 18, 2011 until January 23, 2012*)

**PSD1000112** 532 Jordan, Shreveport, LA (B/Everson) Mr. Brian Lazon, 4441 Norway Drive, Shreveport, LA 71105 (C/O. Jenkins) (*Postponed December 12, 2011 until February 7, 2012*)

**PSD1100017** 3634 Sumner Street, Shreveport, LA (G/S. Jenkins) Mr. Roberto Strickland, 3740 Jackson Street, Shreveport, LA 71109 (G/S. Jenkins) (*Postponed Dec 12, 2011 until January 10, 2012*)

**PSD1100028** 3103 Milam, Street, Shreveport, LA (G/S. Jenkins) Mr. Sean Jackson, 3524 16<sup>th</sup> Street, South Arlington, VA 22204 (*Postponed December 12, 2011 until January 9, 2012*)

**PSD1000099** 337 Griffin Street, Shreveport, LA 71104 (B/Everson) Mr. Michael Dellenger, 854 Stephenson Street, Shreveport, LA (B/Everson) (*Postponed November 18, 2011 until January 23, 2012*)

**PSD11000717:** 1800 St. Paul, Shreveport, LA 71104 A/McCulloch) Ms. LaDonna Johson. 7212 Bobtail Circle, Shreveport, LA (G/S. Jenkins) (*Postponed November 18, 2011 until January 23, 2012*)

**HBO1100050** 3819 Bobbitt Place, Shreveport, LA A/McCulloch) Ms. Cheryl Barnhardt, Jackson and McPherson, LLC., 1010 Common Street, Suite 1800, New Orleans, LA 70112

*(To be considered April 23, 2012)*

**CAB1101120:** 6222 Bocage Dr, Lot 39, Western Hills Village Parcel No. 171511-16-39, Shreveport, LA 71104 (G./S. Jenkins) Mr. Edward Williams, 6222 Bocage Dr., Shreveport, LA 71119(*Postponed December 22, 2011 until January 23, 2012*)

## **B. Alcoholic Beverage Ordinance Appeals**

Denial of application for renewal of Alcoholic Beverage Permit for Kajohn Oil, LLC (Benny's Get-N-Geaux, #82), 4461 Pines Road, Shreveport, LA (G/S. Jenkins)

Christopher Brooks, 1109 Runningbrook Drive, Shreveport, LA 71118 (E/Webb) *Wine Country*, 4801 Line Ave, Shreveport, LA (C/O. Jenkins)

## **Metropolitan Planning Commission Appeals and Zoning Board of Appeals**

### **Other Appeals**

## **Taxi Appeal**

### **Reports from officers, boards, and committees**

Councilman S. Jenkins: We move now to reports from officers, boards, and committees? Councilman Oliver Jenkins.

Councilman O. Jenkins: Yes sir, with the permission of Councilman Shyne, the Chair of the Property Standards Committee, I find it to be appropriate to give a report for the public on how our discussion went with regard to (inaudible). We had a meeting, I believe it was last week in regard to amending some of the Property Standards Ordinance as it relates to many minimal living conditions in those - - - in properties throughout the city. We had a good discussion there, fortunately we were joined by a legal expert, Mr. (inaudible) with rental property and he provided some input during that discussion. And he intends to submit some proposals on change of language in specific parts of that ordinance to comply with the intent that most of us I thought embraced over the course of that. We intend to have a follow up meeting if I'm not mistaken on the 24<sup>th</sup> of January. Is that correct? 24<sup>th</sup> at what time? 1:00? 1:00 in the Conference Room behind the Chamber. That is also open to the public. For those that are interested in that particular piece of ordinance. I can assure those that have reservations about any amendment to that ordinance that they have certainly the bare minimum. It is not egregious requirement for property, just things like having a toilet, plumbing, electricity, no major holes in floors or walls or roofs. Any type of inspection would involve both the property owner or the property owner and the renter if there is a renter involved, so that everybody's got a chance to rectify any problems with their buildings, or homes in our area. After that 24<sup>th</sup>, we will likely have a public forum to discuss that ordinance where we'd probably get a wider audience. So, it's an item we're working on and trying to be as transparent as possible with it and welcome any input from the public at this point.

Councilman Shyne: Mr. Chairman, Mr. Jenkins that was an excellent report, and I really don't plan to come to each individual council member and ask them about this - - - let me finish. This code will impact every council district that's within the city, so if you want to be involved, I'm asking you to please come to the meeting, Mr. Chairman and get involved.

Councilman S. Jenkins: Thank you Councilman Shyne. Any other reports from officers, boards or committees?

Mayor Glover: Just a question to make sure I'm following council process consistently, is this the effort that includes the habitability that you are now phrasing it as property standards?

Councilman O. Jenkins: It is an amendment to the property standards ordinance, and in the discussions, there was some suggestion that it would be a whole new ordinance and we're trying to eliminate that discussion, we're just amending the current property standards, and so we've taken that nomenclature away from it just to make it clear, to stay within the confines of that ordinance and making some modifications.

Mayor Glover: Also some additional point of clarity since I haven't been to the meetings, but based on feedback I've gotten from both the media and from staff and other city folks who were there, it is my understanding that the intent is to make this applicable to all inhabited dwellings in the city, and not just rental?

Councilman O. Jenkins: That is correct.

Councilman Shyne: That is correct, and we plan to put some teeth in it Mr. Mayor. You know for so long, we have not had any teeth in it.

Mayor Glover: Can I ask just at a preliminary level, and we obviously were intent to follow and engage as the process moves forward, how do you see that being applied at a practical level when it comes to some of our elderly, poor, often times disabled actual property owners?

Councilman Shyne: I'll speak, and then I'll let Councilman Jenkins. We're trying to make it as humanistic Mr. Mayor as we can. There are some things that you just ought to have on a piece of property, because you're renting it to humans and not to hogs and cows and that kind of stuff. And we are just asking for the basic minimum safety. But you'd be surprised. There are some where you don't even have the basic in.

Mayor Glover: Mr. Shyne, my reference was not to rentals, but to owner occupied. That was not a rental reference, but the practical application for those who own the actual homes that they're living in, they're not renting to anyone.

Councilman Shyne: Go on Oliver, but it would be - - - go head.

Councilman O. Jenkins: And so in the case of owner occupied, though it's not necessarily a way for Property Standards as it's written today to be notified, unless they would notify Property Standards themselves, but they've got inadequate living facility. Now it does bring up the opportunity for a neighbor or a neighborhood that has possibly

houses that are not on plumbing or sewerage, that if they have concerns they could bring it to Property Standards. And I do believe that if you're a member of a community, and you're a particularly tight community, the expectation is that your neighbors have a sewer system and they're not using some other means of disposing their human waste.

Councilman S. Jenkins: But now as a threshold questions Mr. Mayor, I think I understand what you're expressing there. It's complaint driven. Someone has to call in and say something. If that owner is in there and doesn't call in and say something, this is not to allow Property Standards to arbitrarily show up on the door and start doing some kind of inspection. And I hope that it will leave to an improved standard of housing in the City of Shreveport.

Councilman Shyne: To give the mayor another example Mr. Chairman.

Councilman S. Jenkins: Well Mr. Shyne, one second, and then I'm going to give it to you.

Councilman Shyne: I'm sorry, I apologize to you. Go head on.

Councilman S. Jenkins: Just hold on one second. I am hoping that it will - - - that this is something that will lead to improved standards, and not necessarily present any kind of a hardship because I don't know how much of it you've been able to see, but it's just asking for basic infrastructure type situations, and from there, it could possibly lead to someone have to make some improvements to their systems and things there, but the thing that gives me some level of comfort is it's kind of complaint driven, somebody staying over there has to kinda initiate it, and will not open the door for the city to just walk up to someone's house and knock on the door, and someone say you must do this and you must do that. So that does give us some degree of comfort. I'll recognize Councilman Shyne (inaudible).

Councilman Shyne: To come back Mr. Mayor to what you're saying. I have had people who have called me, neighbors where they have a neighbor whose sewerage line might be busted, and you've got raw sewerage all out in their yard. We can't be the next great city of the south, and we have nothing in place where we can correct these kinds of health problems because anything now can break out. I've had people who have called me, who have neighbors who live next door to them who at night taking tubs out, pouring out the sewerage in all. And I've called Property Standards about it. Mr. Mayor, I just feel like that we have a moral obligation to correct these kinds of problems. Because if you live next door to me, I wouldn't want it. If they lived next door to you, you wouldn't want it. So, I think it's time for us to look into situations like

that, put a little teeth in it, if those people need a little help, lets try to work with them to find a way to help them, because if not, I mean, you could have a health epidemic that could break out. Because as a matter of fact, I went out to look at one house, and before I knew it Dale, I was walking in sewerage. And I had to take Purex and everything else, cause I wasn't able to buy another pair of booths. So I had to take Purex, and not to clean because I could track that stuff back in my house or in my car or whatever. So, these are the kinds of problems that we're looking at, and we're not trying to put anybody at a disadvantage.

Councilman Corbin: And Mr. Mayor, I know - - - I picked up on where you're going and not to say that I'm reading your mind or anything, but if I'm living in my house and my neighbors turn me in because I have no sewerage, and I think maybe this is the direction you're going in your comments is, if I had no assets, whose going to fix my house, how are we going to get pass this problem? And I think this is another piece of this, that as we're working on it, we've got to come in and say if someone has absolutely no resources, and is living in a substandard house, and that complaint comes in, how do we move forward at that point?

Mayor Glover: Thank you Mr. Chairman and members of the Council. And obviously not looking to air out or detail or resolve all our issues here, however what I would like to offer is that as this issue has I guess evolved, I've not seen the area of focus with regard to the quality of the dwellings and conditions of dwellings, the complaints, the problems and what have you being identified necessarily in terms of owner occupied situations and circumstances. And so I'm questioning whether or not since most of the focus has been with regards to rental property, the broadening of this situation. 1) Is it strictly limited to water and sewer connections? Is there consideration for conditions f the roof, the ceiling, the other systems and structures in the house as well? Because obviously we can all make an argument about a neighbor not having proper water and sewer connections. Are we also talking about neighbors who can't afford or may have issues with repairing their roofs, repairing their floors, repairing the other systems and structures that someone who owns again, that dwelling might deserve the right to live with and deal with, but we may not necessarily have the same opinion whether or not someone should rent that particular dwelling. And so, I'm again, just based on hearing this go from rental to habitability, and now listening to the language of Property Standards, I just want to make sure that we're following or have an opportunity to be able to see the direction, listen to the interest of the constituents because this sounds as if it is something that is far broader especially in terms of owner occupied property, than just whether or not you have the water connected to your home. Because you start to get into other issues involving people who have worked for, raised their families, sacrificed in order to be able to own what they have and now the city is going to be the one who comes in and begins to regulate that in a way that we have previously not, and

we're putting them on par with the same level of expectations of persons who owns a piece of property that's not their home, but is seeking to rent it to someone else for their home, then that would represent a point of concern for me.

Councilman Everson: And you make some good points certainly Mayor, and I think that you'll see you know as this conversations progresses, certainly some of those issues have been and I'm sure will be discussed at more length. But you know one thing that I offered just in hearing this portion of the conversation, you know certainly requiring that somebody be able to sanitarily dispose of human waste is no more egregious than requiring that their outside steps be level and functional, which we already require to our property standards exterior ordinances. You know we require that they keep their lawn trimmed and pick up trees falling in their yards and things like that right now. And that's for every structure, not just for rental structures. So, you know in large part, realistic, baseline requirements. These are not - - - they don't need granite countertops, you know? I mean, we're just going for can they flush the waste from their house, can they - - - is that house an operable place where a person can live. And like the Chairman said, you know many of these are things that if they choose to have substandard floor or something like that, there's no way that a neighbor would know that and nobody is going to be going into their house to do that so. It's no more evasive in that regard hopefully, but certainly these are discussions that we will put out. But I don't believe that it's too much more egregious than some of what we have now, and in fact one of the interesting points that come up in this meeting, was that when the Property Standards ordinances were initially crafted, these - - - some of these interior requirements were included initially and removed at some point, maybe in the mid to late '80s, early '90s, I can't remember when that was referenced. But there was some history and precedent of those being enforced in the past. So we do have some kind of experience to look back on and to see kinda what might have gone wrong in the past. So it seems to be very responsibly crafted and the intent of everybody on the committee was to continue to follow up with some of the concerns that were addressed during that committee meeting. So we certainly invite administrative participation in that, and I think you'll be pleased with some of the other issues that were brought up as well.

Councilman Shyne: Mr. Chairman, one more statement before the Mayor makes his. I think it's kinda in line with your T-Bone. Taking back your neighborhood, and I've had people say hey look, this is my property, you can't tell me how to come in here and cut the grass, and if I want to park 10 old cars on my property, this is my property. But Mr. Mayor, I agree with you, because I think government has a role. I think we have a moral role in making sure that a neighborhood is kept up to a livable condition. I wouldn't want to live next door to a guy who says this is my property, so if I don't want to ever cut my grass it's alright, if I want to park 20 old cars in my yard, it's alright. If I want to have a garage in my yard, this is my property, I think government has to step in and like

Jeff says or maybe like Oliver says, you know the saying 'Compassionate Republican', do you all still use that term?

Councilman O. Jenkins: Well I do. I don't know if it's - - -

Councilman Shyne: I don't know, you know I've seen some Republicans up in D.C., Mr. Mayor, it doesn't seem like to me that they have a lot of compassion. But you can rest assure that - - - and Jim, is Jim still here? Jim Holt.

Mr. Sibley: No sir, he had to step out.

Councilman Shyne: Jim Holt is putting a lot of this together, and when Jim comes in, I know it's the Administration coming in, and we plan to make sure that Sam, we'll be Compassionate Democrats. And I hope Mike, I hope Mike y'all still use that term as being Compassionate Republicans, that we will be compassionate, but we'll look at trying to improve the quality of life within these neighborhoods, and we want to put a little teeth in it, because we don't want to - - - the Chief will tell you, (inaudible) when I brought it to the Council, some guy wanted to make a garage out his front yard. And the thing he told me was hey this is my property, this is my - - - if I want to work on cars it's alright. Everybody in the neighborhood was saying Joe, this guy is going to destroy the integrity of our neighborhood, he's going to run our property value down. So I couldn't get him to listen to that, but I think the Chief went out and got him to listen to that Mr. Mayor. And we have a better neighborhood now, because we don't have that garage sitting out there.

Councilman S. Jenkins: Final comments from the Mayor and then Councilwoman McCulloch and we'll need to move on.

Mayor Glover: Mr. Chairman if Councilwoman McCulloch would like, I'll yield to her.

Councilwoman McCulloch: I would like to. Based on your concern, I just know that on some of your apartment complexes, I've been getting several calls, and I think what this will probably do is address some of the safety hazards that's going on. A lot of the concerns from the tenants are concerned about electrical cords being exposed, not having proper utilities, you know such as your commode, things of that sort. So I think based on how this is going to be presented, it will address safety hazards.

Mayor Glover: Thank you Councilwoman McCulloch. Mr. Chairman, members of the Council, clearly I understand and embraced what's being talked about especially in regard to multi (inaudible) dwellings and what have you for rental properties and what have you. As you all have referenced, I guess part of my question would be and

concern, Bonnie and you can tell me and I'll repeat it for the record. How many people do we have right now waiting on our emergency housing list? The folks that we would go in with requests for us to do the complete reconstruction?

Councilman S. Jenkins: Mr. Mayor, if you don't mind, not to interrupt you she probably needs to come forward and speak into the mic and place whatever those comments are properly in the record.

Mayor Glover: And Mr. Chairman, members of the Council, I'm speaking specifically in reference to people like Mrs. Green who have not been a visitor recently but I have no doubt that if life and health will allow, we will probably be visited by her at some point in 2012. I love her and certainly honor her, and she's someone who needs help and we want to try and help. I would offer to you that Mrs. Green, the lady who has come in and spoken to us about the property that she was trying to acquire through the adjudicated process and about the possibility of trying to get her home reconstructed, Mr. Shyne, she doesn't have abandoned broken down cars in her yard. And at her age, she goes out, and she rakes the leaves, and she mows the grass, and she even sweeps the dirt, as so many of the folks throughout this city do in keeping up that which they have worked and sweated and sacrificed so hard to acquire. Unfortunately there are so many of them who right now, you say it's 30 or so, that we don't have the dollars to help and assist. The dollars that were coming from Washington to assist with these types of efforts, we now have gotten significant cuts in. My question would be if you would go in and look at that list of 30 some odd houses, that's on that waiting list right now and the others that are not even on the list because we don't have even the ability to even the ability to rationally talk about trying to figure out how we fix, help and assist those folks, the possibility exist that those would not be houses that would pass and withstand this very concept that we're talking about here. So my concern is that we not end up putting those folks who are not running, but (inaudible) and who are trying to preserve what they have in a precarious position because you go and take each one of those (inaudible) houses, (inaudible) what's envisioned and you probably would find, probably most would have running water, but you would find other implications that would make them disqualify. We'll have problems potentially with those houses being rented, certainly (inaudible), do I have a problem and a concern with the fact that you've got somebody whose trying to figure out how to hold on. I wish we had an environment where we could help them more than what we are right now. But I certainly don't want us to end up coming in and being the entity that pushes them into the streets, into their family's houses, or into a nursing home, because we've now done something that puts another disadvantage.

Ms. Moore: I just wanted to add that we have not taken applications in three years. And under our housing rehabilitation program, more than 60% of the houses we inspect are infeasible.

Councilman S. Jenkins: Thank you Ms. Moore. Any further reports from officers, boards and committees? In connection with the Property Standards Committee report, I think a lot of those concerns are concerns that need to be brought to the table at the ongoing meetings. Certainly want to note that Councilman O. Jenkins has worked very closely with that legislation, we want to note that and we certainly appreciate him continuing to work and monitor that specific legislation. We know it's some issues that need some further work, and some of them came up in some form or fashion. It's been expressed came up in the finance meeting we had. Okay, if it is 5:25 on a Tuesday, it must be time for a Clerk's Report. Mr. Thompson?

Councilman Shyne: Are you putting Mr. Thompson on the spot Mr. Chairman? If so, I'll have to agree with Mr. Thompson, I've been knowing him longer.

### **Clerk's Report**

Mr. Thompson: Because of the long discussion we just had, there is no report.

Councilman S. Jenkins: Thank you sir. In the interest of time, we appreciate that.

**The Council resolves itself into a Committee of the whole at the regular meeting only for communications and miscellaneous matters:**

**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 5:50 p.m.

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*//s// Sam L. Jenkins, Jr., Chairman*

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*//s// Arthur G. Thompson, Clerk of Council*