



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

*May 8, 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 3:04 p.m., Tuesday, May 8, 2012, in the Government Chambers in Government Plaza (505 Travis Street).

Invocation was given by Father Cuomo.

The Pledge of Allegiance was led by Councilman Shyne.

On Roll Call, the following members were Present: Councilmen Rose Wilson-McCulloch, Jeff Everson, Oliver Jenkins, Ron Webb (Arrived at 3:17 p.m.), Joe Shyne, and Sam Jenkins. 6. Absent: Councilman Michael Corbin. 1.

**Motion by Councilman Shyne, seconded by Councilman McCulloch to approve the minutes of the Administrative Conference, Monday, April 23, 2012, Council Meeting, Tuesday, April 24, 2012. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Shyne, and S. Jenkins. 5. Nays: None. Absent: Councilmen Corbin and Webb. 2.**

Mr. Thompson: Mr. Chairman, I'm sorry. I must have been asleep over here. There is an amendment to the minutes of April 23<sup>rd</sup>, Amendment No. 1 and if you will reconsider that and take up the amendment.

Councilman S. Jenkins: Okay, alright. Lets consider a motion on the amendment.

Councilman Shyne: So moved Mr. Chairman.

**Amendment No. 1 to the April 24, 2012, Shreveport City Council Meeting Minutes**

Amend the April 24, 2012 Minutes, as follows:

(1) After the vote on Resolution No. 71 of 2012, and immediately after Mayor Glover's comments on Resolution 71, which end with the words "... that they be placed here at Resolution 71 to reflect the position of the administration", add "(see Attachment1)".

(2) Attach an excerpt from the Audit and Finance Committee meeting Minutes dated April 23, 2012, to the City Council Minutes, as follows:

#### ATTACHMENT 1

Cedric Glover: Thank you Mr. Chairman, obviously we want to be very clear right from the very beginning and that is this council, I mean this administration respects this council. And we understand that the legislative branch of government is a separate and coequal branch of local government. That's a paradigm that I wish existed all-throughout the entirety of the state of Louisiana, but it's certainly one that we believe here in Shreveport. And so in saying that, I want to be clear to you all, Mr. Chairman and members of the council, whatever way you want to structure this effort any facilitation that needs to be done by the administration will certainly be done. And will be done gladly. As was stated by city attorney, Terri Scott earlier, when presented with this information by council clerk Arthur Thompson, her direction from me was facilitate whatever needs to be done. Observe and note and address anything you think needs to be done in terms of the interest of the city. But this is nothing that we want to in any way give any impression or indication that we are trying to stop, hinder or in any way suggest that you not do. With the exception of understanding those points that we have made consistently from the very beginning of this effort. And that is as we started this dialogue in this very room, and I asked a question of your staff- this city's internal audit and for those of you who may not have a full appreciation for that office and that position and what it means and what it represents, not just to the City of Shreveport, but to government in general it's very important. That's why Mrs. Graham... let me get the married name now, so I call her consistently... Mrs. Graham-Steward...

Arthur Thompson: Just Steward.

Cedric Glover: Mrs. Steward is not an employee of this administration; she does not answer to the Mayor's office. She answers to the city council. Her staff answers to the city council. Our system is setup just so you have that kind of separation, that type of independence, that type of ability to be able to go and do these types of audits and do so without any fear or concern that the possibility exist that the administration might be able to in some way attempt to influence the outcome. If this council believes that it does not have that function working properly within the legislative branch of Shreveport city government, that's a much larger issue than what we are here today dealing with and discussing. And if it is so then I'm going to suggest, not as Mayor, but

as a citizen that you all address it, because if it is functioning properly, I would lead you back to the response that was given by Mrs. Steward months ago when this particular audit report was initially released. And that is, based upon your considered professional judgment and that of your staffs', the other individuals who have an obligation to do this work independent of any influence from me or my administration- are there issues here that warrant additional review and investigation by some outside source because that's what they do. When they find things that need to go to the district attorney's office they send them there. Some other level of law enforcement- U.S. attorney's office they send them there. Something that is due to be reviewed by the legislative auditor that comes back as a part of the report and the findings. That's how these types of things ultimately end up being dealt with and addressed on an everyday basis, not just for City of Shreveport, but for governments throughout the state of Louisiana and throughout the country. And if that function of the legislative branch of city government is not working properly then this council needs to address that- because the answers that she gave to each and every one of those questions was no, and I sit here today and ask if anything has changed in that regard that Mrs. Steward let the record reflect so. But if they are still the same, then again we just simply want things on the record, because what was in fact recommended by you all's staff was that these are management issues that need to be addressed and resolved, as happens in so many other instances with this administration, previous administrations and other administrations throughout the history of the City of Shreveport. And what you all are intending to do in terms of invoking Section 4.29 of the city charter, you are lowering the hurdle, you are lowering the standard, you are lowering the bar that a situation should meet before the City of Shreveport steps forward through it's city council and engage in municipal process. Now that you've made the decision to engage in the process, let's talk about the process itself for just a very brief minute. We were initially told that this was going to be free- no cost, no charge. A group stepped up, identified, so civic-minded. That's what they want to do, that's what was in the original resolution that went before council. Obviously there was some dialogue that took place between Mr. Cole and at least council member Corbin. To my knowledge, I don't know of any other members of this council who were a part of those discussions and those deliberations-had a chance to engage and participate, to hear the recommendations and the thoughts that were presented by Mr. Cole, had a chance to comment on them, offer a different perspective. Certainly from my perspective, not as Mayor, but as a citizen I would want my council representative to have some knowledge of exactly how a process of this nature is going forward, especially after the on-record comments that have been made by the actual internal auditor of the City of Shreveport. I don't think that's been established or identified, what we got was a series of recommendations that came from Mr. Cole and frankly in my opinion are an insult of sorts to financial and legal professionals here in the Shreveport area. There are people everyday responsible for engaging in these types

of investigative matters for folks that they are familiar with, that they know, that they may come across in any number of particular situations and circumstances. Certainly understandable that one would not want someone who would be considered a Glover contributor or supporter, but to say that every other individual within this market would be excluded from consideration from this I think is an insult to those professionals in this area. Which leads now to the next point. We pay Tim Hardy \$200 an hour, he is representing the City of Shreveport and some of the most complicated areas of law that you could ever engage in. His top hourly fee is \$200 per hour. Mr. Neuner's is \$300, associates at \$250, paralegals and other associates at \$175. Those are numbers that I think, speaking as a citizen, not necessarily as Mayor, that I think are inappropriate. It has also been represented by Mr. Corbin that Mr. Neuner is politically independent and has not made campaign contributions. I would offer that if you were to Google "Frank Neuner and campaign contribution", you would discover that he has been quite a prolific contributor to the Louisiana Republican party and other Republican connected and affiliated causes and candidates. So with the level of secrecy, the level of no transparency for the process that's seeking to investigate a process that in fact was an actual request for proposal, that's how we selected the City's financial advisor. It wasn't a closed room, backdoor deal what I just said, I'm going to go and get this one without consideration of any others. It was actually a process... one that was facilitated by previous CAO Tom Dark. Ultimately the selection comes down to me as Mayor with the approval from the council to enter into the contract, but there was a process that was open, that was above board and that was transparent. We don't have that, unfortunately, in this situation or in this set of circumstances. Add to that that Mr. Neuner expressly states that he has no direct experience in municipal bond work. Now, Mr. Jenkins, no insult intended- but if you showed up here, not as a member of this council or as chairman, and were offered to do this contract and you stated specifically that you had no municipal bond experience, you would be deemed unqualified. How it is that this gentleman with no bond experience for areas specific to the City's bonded investments could be deemed so, I think is one that is certainly worthy of some serious questions, especially at these rates. Now he does identify himself as being engaged in an investigation that as best I can determine is emanating from city court proceedings and situations down in the city of New Orleans. Traffic Court of New Orleans, if I am correct. Now, if you would note, that situation is one that came about as a result of an office of the inspector general report, generated by the inspector general of the city of New Orleans. It was released this past fall. And unlike the internal audit report that was done by the city's internal auditor that inspector general report does in fact point out a series of issues and areas and concerns that they said needed to be reviewed by other authorities. Not the case here. Exactly what Mr. Neuner's role is within that situation in New Orleans, I'm not sure, but I do know that law enforcement and other folks are also engaged and involved in that situation. And so again, while we respect, we support and

we will stand with whatever decision this council makes because you all are the duly elected legislative body of the City of Shreveport, I do think it is important to place on the record that this is a process that has some serious, serious issues. But if it's what it takes in order for us to be able to move forward and move on, then please, do so. Now here's what I also, I also know that I don't necessarily believe that just simply trying to find out if there are issues and problems with Mr. Grigsby is what's at the core of this because if there were specific issues, if there were problems with the SEC, if there were problems with FINRA, if there were problems with any other jurisdiction or anything else, then those would be specifically presented. Mr. Grigsby has always been in good standing with the Securities and Exchange Commission, with FINRA, and all of the other regulatory bodies. We can't necessarily say that about some of the other bodies that this city has done business with in this area, including many of which have very tall buildings right here in our own downtown. But this is a process that the council is obviously intending to go forward with, we just want to make sure that those things are on the record, that the council and the public happens to be aware of them and that as we move forward, that everybody can understand exactly where this situation started, where it is right now, and how it will ultimately proceed at some point, either tomorrow, or some point in the future.

**Motion by Councilman Shyne, seconded by Councilman O. Jenkins to adopt Amendment No. 1 to City Council Meeting Minutes, Tuesday, April 24, 2012. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Shyne, and S. Jenkins. 5. Nays: None. Absent: Councilmen Corbin and Webb. 2.**

**Motion by Councilman Shyne, seconded by Councilman McCulloch to adopt the City Council Meeting Minutes as amended. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Shyne, and S. Jenkins. 5. Nays: None. Absent: Councilmen Corbin and Webb. 2.**

Mr. Thompson: Thank you Mr. Chairman.

Councilman S. Jenkins: You're welcome Mr. Clerk.

### **Awards, Recognition of Distinguished Guests, Communications of the Mayor relative to city business, and Required Reports**

Awards and recognition of distinguished guests by City Council members, not to exceed fifteen minutes.

Councilman S. Jenkins: Councilman Shyne, I believe you have some guests down today?

Councilman Shyne: Mr. Chairman, I do. Mr. Elliot Stonecipher, would you come forward? Mr. Stonecipher is here who wanted to give equal time. Mr. Stonecipher, we had a group to come down at the last City Council Meeting to talk about 3132, and the development that was going on out there. So we wanted to give you an opportunity. And Mr. Stonecipher, we want you to know that this is a very, very important issue. Not only to that district out there, but to the whole city of Shreveport and matter of fact, Northwest Louisiana.

*Mr. Elliot Stonecipher: (3132 Coalition)* Thank you Councilman Shyne, we appreciate the invitation. Mr. Chairman and members of Council, Mayor. This really arose as Councilman Shyne not just from the previous Council meeting, but as Councilman Shyne heard a presentation at the Metropolitan Planning Commission meeting last week, we had a particular member of the Metropolitan Planning Commission who was very, very helpful in explaining at the end of that long meeting that he had seen in this presentation information about the 3132 issue of which he was not aware, he had never seen this information, and it goes back to many, many years he has been on the MPC for that long. So we're trying to make those points here as quickly as possible today, so the City Council Members can see these issues and it all results finally into one particular request that we have as well. For those who were somewhat conversant in how 3132 took place, we want to start just by saying that this is from the '91-92 Inner Loop Corridor Extension study, which was the one 20 years ago that determines as you can see from the report, this page calls it the preferred alignment. That was the original corridor route. Its difficult to see the way the lighting is here right now, but this diamond-shaped piece right here is actually at Flournoy Lucas Road. This is the city's 16 acres, the route swept quickly down into the southeast. This is its closest point with Bayou Pierre. This of course ran then down all the way across Webb Plantation, etc to Hwy 1. This was the preferred corridor loop and there were 11 of them studied, and that particular study, it wrapped around from '91 to 92. And we want to be sure that everybody is aware that this is a study during which the advisory council included the present city engineer, it included Mr. Kirkland from MPC. It included NLCOG, then called the Shreve Area Council of Governments. I believe the Mayor was on the City Council at the time. I don't want this to sound like ancient history. People who are involved in the issue right now, were very much involved in the process of choosing this as the preferred corridor. Now, with that in mind, the next thing that happened of particular note is that in 1996, there was an election for funding of 3132. And its notable that the language was Inner Loop Extension to the Port of Caddo/Bossier. The proposition on that bond issue was for \$3 ½ (million) some of us here today remember all this. And it was specifically stated in the proposition language to be about purchase

of the right of way, utilities design, and all the way to the Port. Now with Councilman Corbin and others doing some work last year, we found out that most of the \$3 ½ (million) was actually spent on the leg between Bert Kouns and Flournoy Lucas. But to show that it was in fact for the Loop all the way to the Port, from 3132 to the Port, the 16 acres that the city owns was bought with part of this \$3 ½ (million). And I want to be sure and show that this was not something that the voters in Shreveport took lightly. They voted almost 2-1 in favor of putting their own money into this deal, and the same day, there was a big push and about Proposition 3 was for a stadium, and it failed. So its not as if they went in that day and just voted for everything. They voted for the 3132 Extension, all the way to the port. It's a fact that we have found out in the year of research and work that its just washed aside. Its very easy and simply now all these years later to act as if this vote never happened. As if the people of Shreveport never had their say on the issue of 3132. But they did, and this is how they spoke. We believe of course that they're still waiting to get the 3132 Extension. Now to show you how badly things went, I think it's pretty easily documented thanks to work that was done last year by the city engineer. The city engineer did the following overlay to show what happened at some point in this process. And by the way, let me back up and say that I mentioned the purchase of the city's 16 acres, that was in 1999. So '91-92 study, '96 vote, '99 purchase of the 16 acres, and then in about 2000-2001, to everybody's surprise it and it remains a mystery as we speak today, Twelve Oaks was built in the loop, and this is the work that was done by the city engineer for the Mayor's presentation at NLCOG last April. We're just trying to show with the existing Twelve Oaks and that route, the preferred corridor that I showed you a moment ago, you can see how much of Twelve Oaks is actually inside that corridor route. Now, today no one has an explanation for how that happened. And that's one of the things that we're hoping the Council and the Mayor - - - the Mayor is - - - Mayor, I think it's this year, I'm not sure when your term as Chairman of the NLCOG Executive Committee begins. Has it already begun or is it a calendar year? I'm not sure if you're the Chairman already or if you're going to be the Chairman of NLCOG in the next year, the Executive Committee?

Mayor Glover: I think I'm the Chairman effectively last meeting Mr. Stonecipher.

Mr. Stonecipher: Okay. We think that Council requests, now that the Mayor is Chairman of NLCOG, we can actually get to the bottom of what happened here. But this is just to show how much of Twelve Oaks would have to come out if he went to the original corridor route. We don't seem to think that that's possible. Here's the part that the Council and the Mayor can help us with. In 2003, and this document is directly from the study I'm about to reference. In 2003, there was another study of transportation. There are many, many of these through time, and we've seen and studied all of them. This one is called the Parsons Brinckerhoff Study. Don't pay any attention to the fact

that we don't have detail, I'll show it to you in a second. This is the area where everything is concentrated. This is where 3132 crosses Flournoy Lucas. To everyone's surprise as we look back, NLCOG worked on this study in 2003, and the route that we were just referencing had been moved. And it was important because the deepest incursion of Twelve Oaks into the route corridor happened because the developers of Twelve Oaks used this map to show that they were no longer abutting or into the corridor route, that there was a new corridor route. So here's the blowup. And this has become the major issue as we work on this entire matter. Everyone will notice that as 3132 crosses Flournoy Lucas instead of the sweep hard to the southeast that we did have, now the road is shown coming across Bayou Pierre. And then paralleling Bayou Pierre heading down in a completely different routing. That was used in 2004 and 2005 to plat even more houses in the route. And MPC depended on the assertions of NLCOG to approve that deepest incursion, and it was because the route was no longer the one that everybody thought it had been. As we speak, we have no idea how the route got moved. We know it has been the major issue in how the 3132 extension was lost, but we have no documents that have been produced that explain how did it get moved. We know NLCOG did it in a 2003 study and attested to it in public record in 2004. But we don't have any idea how the route got moved. That's where we believe the City Council, the Mayor could get us a definitive answer from NLCOG or others as to how the route was moved. The reason it has ended up being so incredibly important, is that in 2007, Mr. (inaudible) sold the 36.99-acre tract that surrounds the 16 acres that the city owns. This is the city's 16 acres right here. The tract that's 36.99 acres is here. In 2007, Mr. Janca sold that tract to Mr. Larkin, but only after the MPC rezoning made official for January 2005, had put in the public record that the corridor for 3132 was going to be preserved. So when it was sold to Mr. Larkin, there was no preservation of the corridor, there's no mention of it and that is how in essence we get to be here today. Mr. Larkin of course intends to fully develop - - - this is from Mr. Larkin himself. This is Flournoy Lucas. This is the city's 16 acres, this is the 36.99-acre tract, Mr. Larkin's bridge over Bayou Pierre. You'll see these are all streets and cul-de-sacs and houses that are intending to be built. And this was Mr. Larkin's use of the city's 16 acres. And again, this was all prepared by Mr. Larkin, and this is from the public record. That is the intention why we believe of course that anything like that that happens further seals the possibility, the fate if you will, of us maybe never getting the 3132. Last point, I want to be sure everybody sees how confusing this really is. These are taken directly from public documents. This is just an assortment. And these are opinions of major people in this issue on where the route is. Is there a route? Where is the route? When did we get the route? Tony Janca says attached you will find, this is October 2004, attached you'll find my letter to Charles Kirkland indicating that we are prepared to set aside sufficient acreage according to the new alignments recommended in the Caddo/Bossier Transportation Plan Update. This email is the one we were all told had been lost, both

by NLCOG and Mr. Janca. We finally did get one from NLCOG, and this is Mr. Janca just saying what I described. We're doing what we're doing because there is a new alignment of the route. We don't know exactly where that came from. Mr. Jean in MPC, this is in 2010. Mr. Larkin has proposed to utilize the land currently owned by the City of Shreveport with access to the Esplanade development for at least temporary basis. This land is intended to be the starting point of what will eventually be the extension of Hwy 3132 to the south. This is the MPC's position that things are as we're saying a 16-acre tract, and then we're going to have the 3132 attached to it, but we don't know where the road is. Mayor Glover, of course on April 7<sup>th</sup> in his motion to terminate the corridor, the 3132, his motion said the MPO rescinds the approved corridor alignment for the southerly extension of the Inner Loop from Flournoy Lucas to Hwy 1. It was the Mayor's impression that was still the corridor. Mr. Norwood, the city engineer May of last year, Twelve Oaks brought their case to the MPC to have the corridor area rezoned to allow for continued development. The MPC in late 2004 turned it down three times, requesting additional info, etc. Finally in January 2005, the MPC voted unanimously to rezone the property. And here comes the city engineer's quote last year. "Allowing development to occur within the preferred corridor." Again, direct reference, but not the same notion of where the corridor is. Woody Wilson, Parish Commissioner, or Parish Administrator (quote) first thing he said, "There is no official corridor (this is 2011), there is no official corridor that exist??" Then later in the same meeting, Mr. Wilson, "The community seems to misunderstand that a preapproved corridor exists." Next Mr. Norwood again, after Glover asked how the '91-92 corridor on the map came about Mr. Norwood stated, "It is the preferred corridor for the Inner Loop Extension". These are all from the minutes of the NLCOG meeting, May 5<sup>th</sup> last year. Mr. Jambor of MPC, same meeting. "To the best of my knowledge from 2003 nor til today there is not an official corridor. A study identifying the legal boundary runs through the area" Then Mr. Jambor again, "The MPC has simply been 'preserving a patch of ground so that we might be able to build a road in the future if we choose to do so.'" That we believe is the issue. It was never supposed to be a choice. The Shreveport voters voted 2-1, put their money in. It wasn't supposed to be discretionary. We were supposed to get the 3132 Extension. Then Eric Kalivoda, the Assistant Secretary of DOTD weighs in, all of these things are things that he points out from the record to say and here's the quote, "There is rather lengthy discussion of the Inner Loop Extension Corridor Study, (that's the '91-92 study) including the public participation and the advisory committee that 'reached a unanimous agreement for the preferred alignment (that's NLCOG, City of Shreveport Public Works, Director of MPC, City Engineer, City Traffic Engineer) in conclusion, the corridor has been approved through the planning process although a detailed alignment south of Flournoy Lucas Road has not been through the environmental process'. He finally says the future extension of the Inner Loop and Flournoy Lucas Road to the south shall not be impeded by the

improvements discussed herein or by any other Department of Transportation and Development, NLCOG, City of Shreveport, MPC, or Larking Development Corporation actions. We hope that just these facts make it very, very clear that whatever else may or may not have happened, our ability as a city/parish to plan for 3132 collapsed. Now we call it a systemic failure. Here the officials they were here then many of them, we don't have a clue where the route is. The Coalition's position is very, very simple. There are several governmental bodies specifically including this one, who we believe have all the authority necessary to nail down once and for all what is the route, how did it get moved in 2003-2004, and how does that bare on the fact that our response to this so far is guess what? A new study. Now we're spending a million dollars on a new study that's going to take two years to decide if 3132 is feasible, and if so where is the route? We would ask the City Council to please tell us how we should appeal to the council, anything else in city government to get a definitive answer from NLCOG on how the route was moved, how Twelve Oaks was built in the original route, and where that leaves us? Now if that means that we have to a court to ask a court to determine it, we will do that. We would rather do it with everybody agreeing that there is a problem, and then asking us to do whatever we need to do. There's a lot more to it than that, that's as quick as I know how to do it and if anybody has questions, I'll be willing of course to try to answer.

Councilman Webb: Mr. Chairman, I've got my button pressed.

Councilman S. Jenkins: Okay, hold it one second, lets try to get this back up right. We'll start with Councilman Webb, and then we'll go to Councilman Shyne.

Councilman Webb: Mr. Stonecipher, could you put that map back up, the one that Mr. Larkin's - - - the name of his subdivision defined and where the entry way was in the acreage?

Mr. Stonecipher: And just to make sure everyone knows, here is the original. It was configured this direction, and this has Flournoy Lucas here, it has Railsback Road here. For these purposes we simply blew up this portion, so Councilman Webb, there we are.

Councilman Webb: Well, a couple of weeks ago, when we had a meeting, I guess the one thing that I was trying to figure out what the argument is about, its been very confusing to say the least, and I haven't attended all the meetings, but I've tried to absorb as much information as I can. And what I'm trying to determine and how the existing corridor that was supposed to be set got moved I don't know if that had anything to do with the expansion of Twelve Oaks and we more or less developed where it was going to be, if that had any baring to do. I know it was brought up once in a Council Meeting, or are we going over the boundary lines that would affect the

continuance of that. But my question is, is there seems to have been a lot of fuss about the access road that he's wanting to build which comes inside the triangle of the city's property. And the question I was asking a couple of weeks ago is I would think that if that road is developed, that it would have to come to the City Council for approval, being it's on city property. And my question is, if we do and were to approve that particular piece of property, does that have any bearing or weight on whether the 3132 can cross right there and continue on, or if that's going to kill that spot because of that access road there because of federal regulations or state regulations can't have an access road close to an entry or an exit ramp.

Mr. Stonecipher: And by way of answer, let me say and since last June, we've done research very deep into that very issue. Probably now single thing has been researched more than the mystery of the route being moved by NLCOG. The city's 16 acres and Mr. Larkin's road going through it was what actually prompted the coalition to find out how that could be when of course the Mayor's offer to Mr. Larkin to make that available maybe through the city engineer was not approved by the council. It could not be given by sale or lease to Mr. Larkin without the council's approval. It had to be declared surplus, and then you would get to bid on it. The plan that Mr. Larkin and with all due respect to the mayor, and the mayor had in place was simply to let Mr. Larkin put, and we have all the emails to back all this up, to let Mr. Larkin run his road through the city's 16 acres, but that was with the understanding that 3132 had been killed. Once 3132 was declared dead on April 7<sup>th</sup> of last year at NLCOG, then the 16 acres is not of any particular use or value. At the same time, DOTD said no. They would never approve this. They have several documents showing that very specifically. And what actually happened is they came to city officials and said, if you really want to do this we won't be a part of it because it's against our departmental principles, you will have to take ownership of 3132 from Bert Kouns to Flournoy Lucas, Flournoy Lucas from Ellerbe to Hwy 1, and a big portion of Ellerbe Road from about the Bert Kouns bridge down to Flournoy Lucas. So they literally said, we're not having any part of this. If y'all are going to do it, you have to take ownership of those roads. The way it stands today, the 16 acres was not approved for disposition by the council. Mr. Larkin's road now as of the MPC meeting last week was going to go to the side on the property that he owns. Mr. Larkin owns this piece. Right here.

Councilman Webb: Okay.

Mr. Stonecipher: And that's where his road had to be, and as you know Councilman Webb, there's a road there now. A temporary road that's been there for many years. The MPC ruled that that's what he'll use.

Councilman Webb: Who owns that road?

Mr. Stonecipher: He does. That's on his property. He has a joint participation use with Twelve Oaks for about one more year, then it's his. He will be using it now, just as he has been using it. The MPC did not approve a new road, and had there been one, what was proposed was not any longer within the city's 16 acres. So its sitting there ready for what it was designed and purchased to do in 1999 if there's going to be a 3132.

Councilman Webb: Okay, I'm in favor of Mr. Larkin being able to build his homes, but not to the extent that its going to have in any way, shape, form or fashion kill 3132 Extension. And so - - -

Mr. Stonecipher: We've been very, very surprised frankly to hear how many people come to the defense of the developers, and we all understand that there is a supposed reason to do that. Now, we have a slightly different take. Shreveport's population is 6500 less than in 1980. Build those houses, they're going to be sold to people who already live here by and large. But even if you conclude that we just need to make sure developers are the ones that get the preference and the advantage, what do you tell the people of Shreveport about what happened in 1996, because that's the choice. Either this government stands for honoring what the people voted for and what they said they wanted done and what property was bought to prove we understood they wanted done, or we turn things over to profiteers and just let 'em have fun at our expense. We want the council to defer instead to the voters. I mean we really want what we were told in the beginning we could have.

Councilman Webb: So what are you saying was approved by the voters in '96?

Mr. Stonecipher: That's the \$3 ½ million to extend the 3132 all the way to the Port.

Councilman Webb: Yes, I'm 100% in favor of that.

Mr. Stonecipher: That was supposed to be the deal. Starting in 2000, right up until today, its all been thrown in the trash can by developers who move somehow with governmental blessing, into the route.

Councilman Shyne: Mr. Chairman, Mr. Stonecipher I believe since the mayor will be or he is the new Chairman of NLCOG, that this information that we need, we'll be able to get it. Because its - - -

Mr. Stonecipher: We would love to have it. It makes all the difference at this point.

Councilman Shyne: Right. This is a benefit to the city, and I know the mayor would support anything that's going to be beneficial to the city.

Mr. Stonecipher: I understand.

Councilman Shyne: Even if we have to forego a few taxes that developers promise us from time to time. I think its more important to have excellent transportation. I think we'll get a bigger economic bang if we make sure that this route goes out to the Port. And this was kinda one of the main reasons - - - I see where we got a - - - and I want to thank the Administration, we got a what, 100+ new jobs that will be brought into the port?

Mayor Glover: 275.

Councilman Shyne: I'm sorry. 275. It goes to show you I wasn't paying attention when I was in my math class or something. But 275, and this is what we've got to build. We've got to make sure that we take care of the Port and not some developer. And I have no objections about any developers because we have some land out in Mooretown, and I'll be glad to work on, and Sam I think you've got some in Queensborough?

Councilman S. Jenkins: Absolutely.

Councilman Shyne: Right that we'd be glad to work with them on to build some new homes. And Mr. Elrod, I want to thank you for not moving Willis Knighton out of Queensborough. That's a great anchor over there, and I know you all pay a lot of taxes. Cause you got a lot of folks working. The other thing is I believe we need to do what the MPC said when was that last Thursday, or last Wednesday? And Mr. Larkin is a fine gentleman, a good Christian gentleman, but I think we need to hold up on developing in that area until - - - we're spending a million dollars for a study. If we spend a million dollars for a study, I don't think we need to rush through with some developers in that area. I believe they can wait a little while.

Mr. Stonecipher: We are asking Mr. Shyne, if I could just formalize it and then get out of y'all's way. If there is a way that we can see to it that the city council and/or the administration makes a fully transparent request of NLCOG to explain what happened. We've gone as far as the documents produced will take us. We still have documents being withheld, we will continue fighting for those. If the city council would get the determination and frankly, it tells us all a lot more than we know right now about what should happen once this study is over, and we're probably 18 months away from that. So we would like whatever help we can get.

Councilman Shyne: I believe we can get that help, because we've got a new Chairman, and the new Chairman of NLCOG will, as a fighter for the city. So I know we'll be able

to get that. Mr. Chairman, I have a - - - Mr. Stonecipher, thank you. We have Mr. Jim McMichael.

*Mr. James McMichael: (Attorney, Willis Knighton Health Systems)* I represent Willis Knighton in matters related to 3132. I've had the pleasure of addressing you all before on this subject. Our remarks that we made last week to the MPC were related to Mr. Larkin's request, that he be permitted to relocate and to pave the road that currently exist, that he's been using as a temporary construction road and to also reconfigure the curb cut onto Flournoy Lucas. My purpose here today is to make the distinction between Willis Knighton as a member of the 'Finish 3132 Coalition'. It is a member of that coalition, it supports the aims, the goals, and appreciates the public outpouring of support for that coalition. But Willis Knighton also appears in its own right as a property owner, as a developer of The Oaks of Louisiana, who is vitally interested and could be dramatically affected by decisions that relate to the 3132 Extension. So let me make it clear. Willis Knighton has three goals in this scenario. 1) To not let anything or anyone affect negatively or retard, delay or prevent the extension of 3132 South from Flournoy Lucas. 2) It's goal is to protect its residents at The Oaks from what it perceives to be a very dangerous traffic situation that is created with the frequency and type of traffic that is now on Flournoy Lucas as the trucks head south to various destinations including the Port, and it knows that the relief for that dangerous situation is the extension of 3132 to the south. And finally its third goal is to protect its investment that it has made in The Oaks. It's a significant investment. \$100,000,000 or so. Now, I read the remarks that the mayor made at the April 24<sup>th</sup> meeting and the presentations that Mr. Kent Rogers made and Mr. Tim Larkin made. And the mayor was absolutely correct in his desire to be a champion for new development. We all favor new development here in Shreveport. And we all understand the obvious impact, positive impacts that new development has. But you have to understand that Willis Knighton is a developer in this scenario as well, and it has spent millions of dollars in good faith based on the belief that the goals expressed by the government, the plans long standing to extend 3132, made its development investment cost that it put into The Oaks, one that was prudent, and one that would pay off. And all of a sudden it finds itself because a new development has come along that has promise to perhaps yield some economic results of having its interest now ignored. And having the very same reasons that persuaded (inaudible) it to make its investment into that area, put in jeopardy by the thought of chasing the next developer. And the next developer's dollar. And we don't think that is a prudent way to run a government. Also having read the presentations, I think there were some fundamental misconceptions at the end of those presentations. 1) That what Mr. Larkin proposes to do with his new road won't have any impact on 3132. Now I made the comment before the MPC that that is a classic example of putting the cart before the horse. Because we don't know where 3132 is

going to end up being. And to permit Mr. Larking to conduct construction activities in what could possibly be a route for 3132, is dealing in the realm of the hypothetical. He hasn't expressed or articulated any particular reason why he can't continue to use the construction that is done in good service for years, he can still get back to his intended construction sites on the current road, and there's no good reason to permit him to pave that road or otherwise put into jeopardy a potential route of 3132. We're going to know pretty soon what the results of the Phase 0 feasibility study will be. According to Mr. Kent Rogers when he addressed you all on April 24<sup>th</sup>, we should know by July 1<sup>st</sup>. Ant that study ought to give us one or two routes that we can count on as being the proposed routes. So what's the rush? Why let Mr. Larkin do something today that may end up 60 days from now being in the middle of what will ultimately be the proposed route. Now the MPC was convinced that was the best course of action to take, we think it's a prudent, sound, governmental response to the circumstances that it had before it. We hope that to the extent you were all ever faced with that same set of circumstances that you would make the same response. Thank you.

Councilman Shyne: Jim, just before you leave. Mr. Chairman? Jim, since you represent Willis Knighton and you mentioned something about the investment that Willis Knighton has made in this community, I would say that I don't think anybody else has made the kind of investments in the Shreveport/Bossier community that Willis Knighton has made. And it's kinda like I'm coaching a football team and I got this running back to get the ball down to about the 1 yard line. All of a sudden, I pull him out the game and put somebody else in to get the touchdown. So, you know I think we should protect the investment that Willis Knighton has in this community more than Mr. Larkin's. Not that I don't like Mr. Larkin, I do. I think he's a fine fellow and I know I would enjoy sitting down and watching some football games with him. When you look at the kind of payroll that Willis Knighton has and I might be a few off, but maybe 6500 and of course they're opening up - - - and I just saw where they bought a facility over in Bossier, and you're probably looking at maybe 7,000 employees. I don't think we have a developer in this town that would have that kind of payroll, that would have the kind of economic impact that Willis Knighton would have on this area. And you know I just have a tendency to be loyal to folks who are loyal to me. And you know maybe I'm wrong, but that's what my old daddy taught me, and he was a country preacher. And I believed in him. I hope we don't have any city preachers in here, but you know country preachers have a tendency to be very truthful. So I think holding up on this to make sure that we do the right thing is the most important thing to do. I appreciate you coming down.

Mr. McMichael: Well I appreciate those comments, and I know that Willis Knighton does too. And to make it clear, Willis Knighton's goals in this are very similar to those expressed by Councilman Webb. We're not anti-Tim Larkin, we're not anti-Esplanade.

But as Councilman Webb put it, we don't want anything to interfere with 3132. DOTD has already told Mr. Larkin, whatever you do, it cannot interfere. And let me close by addressing the development issue. I know you, if not all, most of you were at the public meeting at LSU. Now Margaret Elrod spoke as a representative of The Oaks of Louisiana.

Councilman Shyne: And she's an excellent speaker, and I'm told that she's a former school teacher. That's why she's so good at talking.

Mr. McMichael: Well, she made a point that I think about often. She said that if we had known then, what was proposed as far as killing the extension of 3132 and having the kind of traffic we have on Flournoy Lucas, we wouldn't have built The Oaks, we'd have built a truck stop. That's the kind of bait and switch that Willis Knighton feels like it's dealing with here. And I don't think that's fair.

Councilman Shyne: Thank you. I think we have two more speakers. Ms. Rhonda from the Glen, is she here? Ms. Rhonda, I was looking right at you, but I thought you were a college senior probably coming down to see how we conduct business.

*Ms. Rhonda Beauvais: (The Glen Retirement System)* I speak to you today on behalf of The Glen Board of Directors. As you can imagine our board has recently spent considerable time discussing the extension of 3132. After enduring years of construction on Flournoy Lucas and the added traffic we now have because of that construction, we always thought the light at the end of the tunnel would be the extension of 3132. As true novices in the world of politics, we were shocked to see how housing developments were allowed that clearly impact the 3132 extension. It appears to us that no one really cares about the added traffic and what it has done to our community. As I drove to work last week, I veered to the right off the 3132 extension at Flournoy Lucas, a large truck, flew around me, blew their horn and passed me. By the time they went to the main entrance to The Glen, they had to be going at least 80. I prayed one of our residents was not at the driveway trying to get to see the doctor or to their beloved Wal-Mart. And we have respectfully asked that until the 3132 study is completed, that no further construction be allowed on Mr. Larkin's property that could jeopardize the extension of 3132. And I want to be clear in saying that The Glen has no personal issue with Tim Larkin. We would feel the same way if Tim The Tool Man owned the property, and he was making the same request. On behalf of our board and the safety of our residents, I appreciate your consideration in this matter.

Councilman Shyne: Thank you very much. Mr. Willie Bradford? Is Mr. Bradford here? I'm sorry Willie, since you are a cousin of the Mayor, I want to extend you an

opportunity to come up. And Willie has always been a person who worked in the community for the betterment of the community. Willie?

*Mr. Willie Bradford:* Mr. Chairman, Council, I appreciate the opportunity to follow up. I was at the last meeting as you know, and I felt compelled to say at that time, that the presentations from the two gentlemen were presentations that I had never heard before, although I was in the audience of several of the meetings in which they had given some previous presentations. When I was a young lad Mr. Chairman, my grandmother would say to me sometimes, "Oh what a tangled web we weave, when first we practice to deceive". I became very disturbed since the last meeting for this reason. Prior to the April 7, 2011 meeting of NLCOG, I along with others had believed that the completion of the extension of 3132 was imminent. After all, the extension from Bert Kouns to Flournoy Lucas had already been completed, so we were in great anticipation and hope that the progression would continue out to at least Hwy 1. But the action that was taken at the April meeting of NLCOG of last year, had the appearance, or may I say in my estimation, it was the first appearance or may I say in my estimation, it was the first appearance that deception was in play. You see it was there as previously stated that a motion was made to terminate that expansion all together. And the only reason that we're back with this hope that 3132 will be completed, is because of the efforts of the 3132 Coalition. It was this group that in my opinion, more than anybody else have discovered, that fairness and transparency was not practiced very often throughout the process from at least 2003 up until 2011. And my concern today as I stated earlier was that the two gentlemen who appeared last week, I feel continued to give us a sense of being deceiving. There are mountains of evidence that I could share with you today. But I'm just going to give you two examples of what I observed last week. For instance, one of the gentlemen came before you and gave you the impression that the move to terminate in the NLCOG meeting, 3132 had nothing to do with the development of his \$200,000,000 proposed neighborhood. As a matter of fact, he gave us images, overlay and the map that was presented earlier of a highway, of two highways, of a road that was leading up to that. But I ask you today, if that was true, that the vote to terminate 3132 had nothing to do with that development, then why was the vote made to kill it in the first place? If they could have coexisted that is. The reason that the vote, in my opinion, was to terminate it was because again, of the lack of transparency that had developed throughout this process. And then there was the other gentleman. The other gentleman made a full report giving us an image and a perception that there was some progress being made that showed that 3132 was not really going to be extended out to Hwy 1, but to go all the way to I-69. He made that presentation knowing full well, as an employee of NLCOG, that there was a \$1,000,000 study in process. That no permanent road has been developed. No determination had been forthcoming until the feasibility study was complete. Yet he gave you the impression that - - - you would have to argue

for an hour on what's the progress of I-69 coming out of Texas. So my concern is for you today is to be vigilant just like (inaudible) last week. There were speakers and there were presentations made to that body. And they understood that the voters, the citizens, the residents of this city when given the choice between what's in the best interest of one or two people versus what's in the best interest of the city, the interest of the city should prevail. And they voted not to allow permit to be given for home development. So I'm hopeful today Mr. Chairman. I appreciate Mr. Shyne, this opportunity to follow up on my remarks that you too, if and when this matter comes to you on appeal, that you will not be swayed by misinformation, or half truths because like my grandmother once said, "Oh, what a tangled web we weave, when first we practice to deceive".

Councilman Shyne: Mr. Bradford, thank you very much. Mr. Chairman, before I - - - could I ask all of the people who are here from or are a part of the 3132 Coalition even if you're not a member, if you're sympathize and you want this highway to continue to please stand and lets see how many are here in support of 3132? Thank you all for coming down and I'm going to turn it over to the Chairman, and if you all have something else to do, you may leave, but if you want a good lesson in Civics in how your local government works, you may stay around. Mr. Chairman.

Councilman S. Jenkins: Before we do that, I see we have Mayor Glover up. Mayor you have some comments on this subject?

Mayor Glover: Yes I do Mr. Chairman, and obviously would certainly welcome any response or rebuttal, I will yield to you Mr. Chairman in terms of how you want to conduct the balance of this portion of the comments that are being shared here. But the possibility does exist that some comments I may make may result in some of the other individuals who've already spoken to want to respond as well. Just want to give you that forewarning I guess.

Councilman S. Jenkins: Well let me say this. We have a lot of issues on the agenda today, a lot of different people down that want to speak on different subjects. We do understand that 3132 is a very important subject, and we always want our citizens voices to be heard. What I'd like to do today Mr. Mayor, since this was a part of acknowledgements is allow you an opportunity to make whatever comments you'd like to make on this, and then it would be the intent of the Chair to move forward with the remainder of the agenda, so that we can accommodate the other persons who came down to speak on other matters today.

Mayor Glover: Thank you Mr. Chairman, members of the Council. Certainly Mr. Chairman, I welcome the opportunity to engage in this dialogue with the three individuals who have spoken and all those who have appeared here today to express

their support of the comments that have been made. As I have stated at the last council meeting, my reason for inviting Mr. Larkin and Mr. Rogers was to give them an opportunity to be able to put on the public record an update in terms of where those two particular situations stood, and to again as I have throughout the entirety of this process state very adamantly that in the minds of some folks, this is an either/or proposition. One of the things that you have to understand when you are mayor or when you're a council member, when you're given the challenge and the duty of leading is that we are given the responsibility of leading is that we are given the responsibility of figuring out how it is that we manage to not have to do either/or, but to take advantage of the opportunity to be able to do both. And that is what this situation has been about from the very entirety of its origin. Without question, I offered the motion that did in fact rescind the 1992 assumed corridor that went over about \$15,000,000 worth of real estate development in the Twelve Oaks Subdivision. Did not believe that that was a prudent thing to have in place, because that didn't make sense as a corridor to pursue. However it is that it ever got to that point is a point for another whole lot of discussion that unfortunately doesn't lead us to a path forward. What has always been made clear I think by the MPC is members and his staff was that there was always the effort to maintain a corridor through which the road itself could be developed. Now what's interesting is, is that we're here today, now just having spoken about matters that were on the 1996 Bond election regarding the extension of 3132. As Mr. Stonecipher himself acknowledges those dollars in addition to purchasing the 16 acres, the vast majority of the balance of those dollars, were used for other portions of the corridor. And certainly they represent the intention of this community to move forward with the extension of 3132. But now exactly how and where that takes place is a decision that is always made in the most immediate of circumstances so that you can have that decision be reflective of not what the 1992-93 reality is for Shreveport and southeast Shreveport in particular, but what the 2012 reality for Shreveport is at this particular time. And that is one that gives you the ability to either extend that route in a fashion that goes back out to Hwy 1, or as is appropriate to discuss and to dialogue about whether or not it should go in some other direction, or whether or not it should end up going in a fashion that allows it to be a part of connecting to I-69, which would be a leg of giving us a part of that complete loop system around the entirety of the cities of Shreveport and Bossier. Those are 2012 realities that would not necessarily apparent in 1992 or 1993. That is the very reason, and I'll yield to be corrected by anyone else who knows better when it comes to these types of decision making processes when those corridor studies are done, when that official record is entered after the Stage 0 and the Stage 1 process is complete, there has to be some very specific definitive action on the part of government that says this is the route that we intend to utilize within a 3-year period of time Mr. Chairman, members of Council, citizens of Shreveport. Why a 3-year period of time? So you do not unduly end up freezing, holding, hostaging, if I can use it in that sense of the word, the property of

individuals based upon a study that could end up being years, if not decades old. You want it to be in an environment that allows you to be able to know exactly what is it that's best at this particular moment and time, based on what the current set of circumstances are. On April 7<sup>th</sup>, of 2011, we had an assumed corridor that went across \$15,000,000 worth of real estate within the Twelve Oaks subdivision. We also had a position from the Louisiana State Department of Transportation and Development that was preventing another property owner who was looking to develop a subdivision that is also compatible with the extension of 3132 being told no, that you cannot have access to your property from Flournoy Lucas. Were there any real good legitimate reasons given? None that I saw. Did any of those endanger the development or the extension of 3132 in either direction from the 16 acres that the City of Shreveport owns? No. Did I believe that a scenario could develop that would allow the further development of the Esplanade Subdivision to move forward and to actually initiate the study process that identifies which specific corridor 3132 would be extended upon? Yes. And that's exactly what we did, that's exactly what we've done, that's exactly the direction we're moving forward towards. That's why this process is in its Stage 0 phase right now. And that's completing, that's why professionals have been selected for Stage 1. And that process as has been stated will move forward, will be completed over the next 18 months, and I believe it's also been stated even for the request that was made of the MPC on last week by the State Department of Transportation. That there is nothing that's being requested or being requested that would in anyway impact any scenario for the extension of 3132. Truth, bottom line, reality. Now, I value the presence of Willis Knighton, Cristus Schumpert, and every other significant healthcare provider, nonprofit group in this city. I also value those folks who are the developers in this city as well. Nothing about any of those are incompatible in terms of having their presence, their opportunity, to be manifested and maximized here in the City of Shreveport. I challenge as an administration, as a council, as community leaders to figure out how it is that we manage to balance those things to allow all of these things to move forward. Now I know we've given the appearance that this is a spontaneous, grassroots organization, I guess they show up with two stationary cameras and one to get the isolation on my cousin when he comes up to give his soliloquy at the podium, but you know this is not what that is. I would venture to say that at least two-thirds of the folks who stood up and expressed their support, probably have checks with Mr. Elrod's signature on 'em. I imagine as Mayor, if I wanted to bring in and pile up a room full of folks, whose checks I sign, I could probably do the same thing. Wouldn't necessarily be a prudent use of the city's time and resources, but that's a choice that he chose to make. I respect that, because it's a part of the democratic process. But now, I'll wrap up with this. The one thing that is clear is that these processes are moving forward. The 3132 selection process is moving forward. The opportunity to be able to add \$200,000,000+ of high end residential development to the City of Shreveport is moving forward, the same way

Concordia Place is moving forward in Stoner Hill, the same way that Shepherds Place is moving forward in MLK, the same way that Choice Neighborhood effort is moving forward in the Ledbetter Heights/Allendale/Lakeside area. An effort to try and have balance, significant growth all across the city. Just as a quick example Mr. Chairman, members of the council, of now, the completed Fournoy Lucas Road, a project which had to be done, a project which was supported by the members of this State Legislative Delegation, including myself when I was a member of the legislature, that process completed on the 16<sup>th</sup> of December of last year, every sign and construction barrel and everything else up and moved in that period of time Mr. Chairman, from the 17<sup>th</sup> of December to the 26<sup>th</sup> of April of this year, we've had nine accidents. In other areas of southeast Shreveport, we have nine in the course of a month, the most unfortunate one took place on the 2<sup>nd</sup> of April, on the 26<sup>th</sup> of April, it involved a fatality, but that fatality came about as a result of a malfunctioning tire on a motorcycle. And that same set of circumstances could have developed just as readily on any other segment of road or highway throughout the city of Shreveport. Two of those nine accidents Mr. Chairman and members of council happened to be deer running into the road, the 400 block of E. Fournoy Lucas. So I understand there's concern, I understand that a lot of people have had their emotions whipped up into a frenzy based upon the perception of what they think could happen and occur, but the truth of the matter is this is the reality. We have a road system in place that at this point is safe, its being regularly patrolled by members of Shreveport Police Department, process to determine how 3132 goes forward is well underway, and hopefully there will be some effort to recognize that continued high end residential development ought not just be the providence of N. Bossier, but ought to be something that we ought to be doing here in Shreveport as well. Thank you Mr. Chairman, thank you members of the Council.

Councilman Shyne: If you could, could you let - - - 3132, if that group wants to go, and somebody else come in, would you just pause for a minute and let them leave, and - - -

Councilman S. Jenkins: Certainly, we would be willing to accommodate that. We're certainly not saying that you must leave, but if you choose to do so, I don't think we're going to take up any more comments of Hwy 3132. Let me say this as Chairman of the Council. I think some of the comments that have been made by members of the council over the past as well as the comment that was made by Councilman Ron Webb today, I believe in all respects, sums up the position of the council. I think we're on record as not wanting anything to interfere with 3132, and I think we're on the record of trying to do what we can to preserve what we call that little triangle area of space until we can kinda see how things are going to progress. Because I don't there to be any confusion on that. 3132 is ultimately something that the state would have to pay for, but as your local governmental body, we have gone on record as to where we stand with that. Now we always welcome comments, additional comments as things develop with this very

sensitive subject, and we will continue to monitor this as a council, we will continue to keep our eye on the progress of it, because we know that it is something important to the city and also something important to the citizens of our city. I assure you that we are not going to take up any more comments on it today, so don't be fearful of the fact that we're going to let some people come up after you leave and pack the record up with some more information. But I'm happy that Councilman Shyne opened the door to allow you to come down today because I know some of you wanted to make some comments and have them placed in the record about the present developments and to be able to respond to some of the information that was shared at our last meeting. Anyone with 3132 wants to leave at this time, we are going to move forward with the remainder of our agenda. Does any other Council Member have awards, recognition of distinguished guests?

Councilman Webb: I know, we've got a whole new group coming in.

Councilwoman McCulloch: Well actually, I could recognize somebody. That's okay, they're gone.

Councilman S. Jenkins: I'd like to make a motion at this time to suspend the rules to consider Resolution No. 93.

**Motion by Councilman S. Jenkins, seconded by Councilman Webb to suspend the rules to consider Resolution No. 93 of 2012. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

*The Clerk read the following:*

#### **RESOLUTION NO. 93 OF 2012**

**A RESOLUTION TO RECOGNIZE ROOSEVELT SMALLEY FOR HIS DISTINGUISHED CAREER AS A LABOR LEADER, FOR HIS POLITICAL SUCCESSES, AND TO CONGRATULATE HIM FOR HIS INDUCTION INTO THE LOUISIANA LABOR HALL OF FAME.**

**BY: COUNCILMAN SAM JENKINS**

**WHEREAS**, Roosevelt Smalley, local Labor Leader and President of The Central Trades & Labor Council of Shreveport and Vicinity, AFL-CIO, was selected by the Louisiana AFL-CIO Hall of Fame Selection Committee to be inducted into the Louisiana Labor Hall of Fame; and

**WHEREAS**, Roosevelt Smalley, a native of Shreveport, served as Union Representative for United Food & Commercial Union Local 210, beginning in 1969, and as Executive Assistant to the President and Local Union Chief Executive Officer until his retirement in December of 1998; and

**WHEREAS**, Roosevelt Smalley distinguished himself as a Union Organizer, bringing union representation to over 10,000 workers, and successfully negotiating numerous union contracts and resolving thousands of worker's grievances during his 28 year career; and

**WHEREAS**, Roosevelt Smalley serves as President of the 110-year old Central Trades and Labor Council of Shreveport and Vicinity, AFL-CIO; and

**WHEREAS**, Roosevelt Smalley distinguished himself by exemplary service as a member of the Boards of Directors of the following organizations: the Shreveport Chapter, A. Philip Randolph Institute ; the Coalition of Black Trade Unionist; the Louisiana AFL-CIO; the Shreveport Workforce Investment Board; the Coordinating and Development CROP Board, the United Way, and the North Caddo Industrial Board; and

**WHEREAS**, Roosevelt Smalley previously served as Director of the Political Affairs Department for the local union and distinguished himself in political campaigns across Louisiana and nationally, by successfully supporting candidates and laws that improved the quality of life of all citizens, especially working men and women, the poor and the disadvantaged.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Shreveport in due regular and legal session convened, that the Shreveport City Council recognizes Roosevelt Smalley for his distinguished career as a union organizer and a labor leader, and for his successful political and legislative efforts to improve the lives of all citizens, especially working men and women, the poor and the disadvantaged.

**BE IT FURTHER RESOLVED** that the City Council congratulates Roosevelt Smalley for being inducted into the Louisiana Labor Hall of Fame.

**BE IT FURTHER RESOLVED** that this resolution shall be executed in duplicate originals with one original presented to Roosevelt Smalley, and the other resolution filed in perpetuity in the office of the Clerk of Council for the City of Shreveport.

**Read by title and as read, motion by Councilman Shyne, seconded by Councilman McCulloch to adopt. Motion approved by the following vote: Ayes:**

**Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6.**  
**Nays: None. Absent: Councilman Corbin. 1.**

Councilman S. Jenkins: We thank you gentlemen for coming down, thank you so much.

(Unknown) Mr. Chairman on behalf of Ms. Roosevelt, the (inaudible) Labor Council of Shreveport, City Council for honoring a friend of mine for 35 years, somebody who truly deserves it. It's been an honor for the working people of the city and the state. We wish him a speedy recovery. He is doing somewhat better, it just takes time, but it's sad that he couldn't be here to receive his award. But we wish him a speedy recovery.  
Thank you.

Councilman S. Jenkins: Alright, thank you all for coming down. Please let him know that Mayor Glover has also joined in this resolution of recognition of Mr. Smalley as he has requested here today.

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

Councilman S. Jenkins: Mr. Mayor, do you have any recognition of distinguished guests?

Mayor Glover: Yes Mr. Chairman, we're going to ask Bonnie Moore to step forward please along with I believe we have representatives of Capital One here, our former Senator Lydia Jackson, I think Marcia Nelson and Calumet representatives, (inaudible)? Mr. Chairman, members of the Council as you know Paint Your Heart Out is our signature event for the Community Development Department of the City of Shreveport, and we present each year to help provide minor exterior repairs and painting of the homes of so many of our needy senior citizens. This is a special year because it marks the 20<sup>th</sup> anniversary of Paint Your Heart Out, and the goal this year is to paint between 50 and 75 houses throughout the City of Shreveport. We know we can't do it without the help of dedicated volunteers and sponsors, so Bonnie Moore, Director of the Department of Community Development will come forward to make some presentations. But mind you it was referenced by one of our earlier speakers that I was around 20 years ago in 1992 (inaudible) are here today for the 20<sup>th</sup>, and hopefully Joe, you and I'll be out there for the 40<sup>th</sup>.

Ms. Moore: We thank you for this opportunity. 20 years ago, she created a unique partnership with our community. We decided that we wanted to address the growing needs of housing for the elderly and disabled in our community. May 19, 2012, we will celebrate two decades of service, partnership and generosity through Paint Your Heart

Out Shreveport. We're proud of our accomplishments and the thousands of people we have served. Since 1992, we have painted 1,292 homes. Our estimated number of volunteers is 26,612. That constitutes 1,331 volunteers each year. Of which 50% comes from Barksdale Air Force Base. The average number of hours estimated is 212,960 service hours. We also estimated that the amount of sponsorship dollars to be slightly over \$100,000.00 Absolutely none of this would have been possible without the wonderful volunteers, the staff and the sponsors. We have today with us one of our cooperate sponsors, who has gone over and above to support our 20<sup>th</sup> anniversary of Paint of Your Heart Out. Representing Capital One is Vice-President of Community Banking, Ms. Lydia Jackson and she has a presentation for us.

Ms. Jackson: Thank you Mr. Chairman, members of the Council, Mayor. Capital One likes to think that we invest for good. And nothing is better for our city than a fresh coat of paint and the smiles of the homeowners at Paint Your Heart Out. I was just a child I think 20 years ago when we started this effort. But Capital One has continued and is proud to be a part of this 20<sup>th</sup> anniversary, and Mr. Mayor the check isn't in the mail.

Ms. Moore: And we did receive a check earlier from Calumet.

Councilman Shyne: You did the right thing Cedric, because you know what they'll say.

Mayor Glover: There you go.

Ms. Moore: I want to bring forth Marcia Nelson who is the coordinator for Paint Your Heart Out. She did an outstanding job this year, and she will (inaudible)

Ms. Nelson: Thank you. And it's such a pleasure to address you all. Although I'm still just a child, I was here 20 years ago as well. We have some presentations today. There was a contest at the Caddo Career and Technology Center. There was a class of students from the Commercial Art and Advertising Design Class. We had a local contest and we gave them the opportunity to design the logo and come up with a theme for our 20-year anniversary this year. And I believe that class is here. Ms. Palmer and her students would you stand? Okay, we have some special guests, y'all come on up. The whole class participated, but we have a 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> Place ties. Okay the tie for our 3<sup>rd</sup> Winner is Jackie Douglas. She is a first year Commercial Art and Advertising Design Student at Caddo Career and Technology Center and a Junior at C.E. Byrd. 2<sup>nd</sup> Place, also a first year Commercial Art and Design student and a Senior at C.E. Byrd. And our 1<sup>st</sup> Place winner (Inaudible) Wayne, 1<sup>st</sup> year and a Junior at Captain Shreve. Also today we have some ladies here that participated in the design of a 20-year commemorative quilt. We're going to have to show you the quilt. But Camille Webb with SPAR and some of the ladies that participated in making the quilt are here as well.

Councilman Shyne: Now don't give it to the Mayor, he has enough quilts already.

Ms. Nelson: I'd also like for Shelly Ragle to come up.

Councilman Shyne: Shelly, learn how to do that hear? Lets give 'me a round. Yeah, alright. Good things always come out of Mooretown.

Ms. Nelson: Before we go, there are some members of our Steering Committee here. The Steering Committee meets once a month, usually begins in August of each year to begin planning Paint Your Heart Out Shreveport. The are from the private sector, and we'd just like to give them an opportunity to give us their great ideas and input on everything in Paint Your Heart Out. So I wanted to let you all know that they are here, in the back there, and we do have T-shirts for all the City Council Members and one for you Mayor Glover and thank you all so much for your time.

Mayor Glover: Well done, well done. Mr. Chairman, members of the Council, this will conclude Mayoral communications at this point, but certainly hope that all who are interested will come out and participate on the 19<sup>th</sup> for Paint Your Heart Out. 20 years ago, a young 26 year old member of the City Council who led a team who painted a house on Montana Street, and I can remember the first Councilwoman McCulloch, I can't remember all the others in the intervening years, but the first was there on Montana Street. And it's been a great program, a great initiative. Obviously give kudos to Mayor Hazel Beard who was the driving force behind this vision when she was the mayor of the City of Shreveport. Joe, you and I were on the council, something that's been a wonderful part of Shreveport for all those years since. So one thing I will stress before I take my leave and that is in addition to the many volunteers, we have businesses represented from all across the city, our corporate community steps up in a big way. It's hard to understate the level of commitment of folks from Barksdale have made to our Paint Your Heart Out Program. When you say you've got one initiative with over 26,000 volunteers over 20 years, and over half of those come from Barksdale, that lets you know just how strong the spirit of service is amongst those airmen over there. So we appreciate them, we love 'em and we love Paint Your Heart Out. So thank you much Mr. Chairman, thank you members of the council.

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

## **Reports**

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

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

Councilman S. Jenkins: I believe Mr. Sibley has already furnished us with the Revenue Collection Plan electronically,

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

Councilman S. Jenkins: And I think we also have the information from Ms. Scott, the Surety Bond Forfeiture Report, that's been provided to us electronically.

EMS Transports Report (*Res 239 of 2010*)

**Public Hearing:**

Councilman S. Jenkins: We have a couple of Public Hearings for today, Mr. Clerk, let's start with No. 1.

Mr. Sibley: Mr. Chairman if I may on behalf of the Administration ask that we start with No. 2, because our SPAR Officials have some other activities, and we get up against the clock and we think that one may take a little bit longer than the other. So we'd ask the Council to please allow us to do the Ledbetter Heights first.

Councilman S. Jenkins: I don't think we need a motion, we'll just start with No. 2.

*The Chairman read the following:*

**2. Resolution No. 76 of 2012:** Finding that constructing the Ledbetter Heights Community Building project is no longer feasible, and to otherwise provide with respect thereto.

Councilman S. Jenkins: Let me just preface this before we go into it because I think it's important for the public to understand what we're doing today. Basically what happened is that we have discovered that there are some funds from a past bond issue that has been set aside to build a community center in the Ledbetter Heights area. It was brought to our attention that it may not be feasible to move forward with that project. What we're going to be talking about today is just the subject of feasibility. We're not going to be talking about another use for the money. The public hearing today was to hear comments from the public concerning the feasibility of moving forward with that project. In light of some of the information I believe that you're going to receive today. There will be another public hearing to talk about alternative projects or use of the money, if it is decided by the council that this project is no longer feasible. So its two

separate subjects that's going to be taken place today. Let me ask this question to the administration. Do you have a presentation that will be made?

Mr. Sibley: Yes we do Mr. Chairman.

Councilman S. Jenkins: Lets proceed with that presentation and then we'll go from there with some comments.

Mr. Sibley: Thank you Mr. Chairman, I'll defer to the mayor, but I want to first of all say that at the request of the Mayor and the Council, we have SPAR, we have Shelly Ragle here prepared to provide some historical information on the project going back to the original resolution, financial information on the project, maps of the area and other information that we have from a historical and factual point of view up to this point. And Mayor if you're ready, we'll ask Ms. Ragle to come forward and proceed.

Mayor Glover: Mr. Chairman, we'll certainly have the presentation from SPAR Staff. Again I may offer some comments for the record as well as the course of the public hearing.

Councilman S. Jenkins: Alright sir..

Ms. Ragle-Stone: The first thing we want to do is give you some background and a timeline on how this project was funded originally, and where we are today. In 1994, SPAR produced a proposal for a 6.2-acre park bounded by Douglas, Travis, Fannin and Christian. And I have a map that will show you all of Ledbetter and then show you where exactly the area is. So you can see it was well within the Ledbetter Heights area, and that's that 6.2 acres park development that we proposed in 1994.

Councilman Shyne: Mayor, I believe you were a councilman, right?

Mayor Glover: Yes I was Mr. Shyne.

Councilman Shyne: And that was your area?

Mayor Glover: Absolutely it was.

Ms. Ragle-Stone: IN the fall of 1994, the City Council passed 196, which created the Ledbetter Heights Community Park Project. It was created with \$200,000 from Riverfront Development Special Revenue Fund, and \$195,000 of Urban Development Special Revenue Fund. So at that point, they established the project, it had \$395,000 in it. In December of that same year, the City Council passed two resolutions that accepted

a donation to that project. One was from the Charles T. Beard Foundation for \$50,000 and \$150 (thousand) from the Shreveport Publication Corporation. In 1996, the citizens bond issue committee released the following report. SPAR had asked for \$2.5 (million) for this project, and the committee recommended \$1.25 (million). The recommend amount was based on the committee's feeling that the number of people it would serve, we didn't need that big of a facility. And if you look at Page 7 of that report, that's where we get that from. And in 1999, on April 20<sup>th</sup>, 1996 Shreveport voters approved the bond issue for that \$1.25 (million) that's bringing the budget of the project to \$1.845 (million), and I have to show you here's the summary of the account that's been spent. We did do testing and survey and property acquisitions, we talked about what that 6.2 acres and this is where we were.

Councilwoman McCulloch: Did I hear you say you had already spent this amount? This has already been spent? And what was it spent for?

Ms. Ragle-Stone: Planning, acquisition, there was some cleanup cost on that piece of property. That property had originally had some contamination on the site. So money was actually spent to purchase that property and to clean it up. There was also some (inaudible) fees, because we did ask an architect or they did at that time to do a design for a building there. And so there were architectural fees also. But the largest amount of money was spent on property acquisition.

Councilwoman McCulloch: So we do have a design then? So we do already have a design in place for the Community Center?

Ms. Ragle-Stone: Yes.

Mayor Glover: Mr. Chairman, I can answer that question if you don't mind. This is a project that initially was hoped to come to fruition without the waiting for a bond proposal to go before the citizens. Again, as I've mentioned before, I was on the city council at this time, this area was in Council District A, and because the last bond issue, the city has passed I believe prior to '96, had been in '88 if I'm not mistaken Mr. Shyne.

Councilman Shyne: I believe so.

Mayor Glover: '87-88 would have been the last term of Mayor Hussey and was not a bond proposal that was advanced during the four years that Hazel Beard was mayor. And so while she was supportive of helping to move the project along, there was not an opportunity to be able to place this on a bond proposition, and efforts were being made through the utilization of private donations, community block development grant funds,

others left over capital dollars to attempt to cobble together funding that would be possible to actually construct a facility utilizing none bond issue dollars if possible. And it was at that point and time when the decision was made to come forward with a development vision or a part vision that could be moved forward with and I think that's when those dollars were encumbered for the architect. Now that became largely irrelevant I guess in terms of this overall project at that point when the decision was made not to try and build it with just that limited pool of dollars, but to wait for it to go to the next mayor, the next term, look for a larger scenario that could be facilitated through a bond proposition. So that's when that moved forward. So I'm sure those plans are there somewhere but money spent, but not very usable in terms of any future efforts because it was all specific to that site in that particular situation.

Councilman Shyne: Mr. Mayor if you remember, we really didn't realize that there would be a - - - I don't know how to say it, but the people would move out of that area, could be a flight of people moving out of that area. We didn't realize that at that particular time that that would happen.

Mayor Glover: An exodus.

Councilman Shyne: Yeah, an exodus.

Ms. Ragle-Stone: And I think that leads us to some of the reasons why we feel that this particular project is no longer viable. We can show you population figures, we can show you as Councilman Shyne just referenced and the Mayor that in 2000 there were 1900 people in that area. And in 2010, during the 2010 census, there were 500. And you can see how that breaks out between men and women in that neighborhood. The second, and I think goes back to Councilwoman McCulloch what you were asking is if you remember what we said as originally SPAR had requested \$2 ½ (million) to build a project. As you can see from some of our prior projects that we've done in the same time frame, the funding that's there will not build an adequate recreation center. And I think we're experiencing that crunch now in this new bond issue that we passed. Places like Valencia and Hattie Perry and Bilberry, Mamie Hicks where we're doing expansions, is because we tried to build centers that don't serve our community. And there was a very big concern that this amount of money would only build something that we'd had to renovate. And that's what we're finding with these projects that we're doing now. And I can show you some of those costs of those facilities that we're talking about. But if you look at Valencia, we built for less money than this, but we're putting another and then we have a large project that we're doing there now with the bond issue.

Councilman Everson: Another \$1.3 (million)?

Ms. Ragel-Stone: So, as you can see, it takes a lot more money to build a facility than when it was allocated. And I think finally in the Spring of 2008, the city made a decision that there was a higher and better use of that 6.2 acres in the development of Millennium project. And we believe those three reasons alone are reasons why this project in its current state is no longer valid to build.

Councilman S. Jenkins: So, we have a shift in population, downward trend in population, the cost as opposed to when the original bond was passed cost much more now to build a facility in today's dollars, and then thirdly the physical space itself has been taken up with the Millennium project.

Ms. Ragle-Stone: Just for example on the cost of building a rec center. In 2004, when we built Bill Cockrel, it cost \$3,000,000. So you can see that it just takes a lot more money today to build that kind of facility, the kind of recreation facility you want in a community.

Councilman Everson: You know when I put in the request to speak, I was going to make the same summary that you did, so I have nothing else.

Councilman S. Jenkins: Well I certainly want to hear from you and I want to certainly want to hear from Councilwoman McCulloch as we move forward.

Councilman Everson: Well certainly you know thank you, and I think what I was just going to reemphasize is that it does boil down to those three things to me is that, 1) when this project was passed and formulated it was done so in a budget that was 1996 dollars, you know and so that money does not now pay to do the same thing that it did back in 1996 which is obviously a concern and another concern is that there is another development there. So, short of somehow expropriating that property and getting it back and doing something which we would never want to do to a successful development that's over there. It becomes a lot more difficult to even envision doing this in that space where it was. Thirdly, you know just that the population has left. And while there are efforts to bring the population back, this money can probably find a better use now than staying in the project that seems to be infeasible. So, you know I certainly feel like there are a lot of great things going on over in that area, I think the leadership team that's in place has done some wonderful stuff with what's in that area in recent years. But like was mentioned earlier, planning for 2012 and 1996 are different situations and different things that are going on. And so I too feel like this project is probably not feasible. And you know that's how it seems to me and certainly for those three main reasons, I would also agree that this project does not appear to be feasible in 2012.

Councilwoman McCulloch: This is for the Chair. So you're saying that this project, I mean my first concern first of all is that after being given a report by the mayor and his administration some weeks ago, this project was proposed reasonably as far as Ledbetter Heights and Allendale was concerned, of course with Millennium Studios coming in, the population was moved. And as I understand it, it was just moved right next door. So I guess another question is where is that population, which I am to assume it's in Allendale and of course I heard Jeff say that it seems to be a little bit unfusable, but my concern is if the whole idea was to do a community development center for this population, and regionally it's right next door, I mean I'm not quite clear on why we would say it's not feasible. I mean if it's just based on location. I'm just concerned that the population that was moved, they still don't have a community center. Whether we're able to build a center in the amount of \$3,000,000 or lets just say you've got \$1.2 (million), to say that we don't - - - I mean what I'm understanding is that we're not going to consider the project based on what was proposed back in 1996, and yet there's a need for the project. So are we saying that the project is not feasible due to the location, and at the same time understanding that the population is pretty much next door in the same location, and not providing the facility. That's kinda like where I am.

Councilman S. Jenkins: That's two questions. Its two separate questions Councilwoman. The first one is that the bond attorneys have told us when the citizens voted when was this '96?

Ms. Ragle-Stone: '96.

Councilman S. Jenkins: When the citizens voted in 1996 to build this project and set aside a certain sum of money to do it, we would have to go forward with doing that, we can't on our own decide to do something different. So the first step in order to free up the money is to take a look at the feasibility of moving forward this project, if we could say that this project is no longer feasible because of the reasons that we just stated. Then the next step would be if the money is now available, what would be another use for the funds.

Councilwoman McCulloch: Okay so what I would like for the audience to understand is today what we're to do is to prove that its no longer feasible Debra Seamster to free up the money.

Councilman S. Jenkins; Correct. You are correct Councilwoman.

Councilwoman McCulloch: And that's what I want everybody to understand. It's not that it can't happen or that it won't happen, but the whole idea today is to free up the money because it didn't do what it was intended to do for the proposal in 1996.

Councilman S. Jenkins: That's correct Councilwoman.

Councilwoman McCulloch: So, if we vote today that it's no longer feasible, that doesn't mean you won't get the community center, and I wanted you all to understand that.

Councilman S. Jenkins: That's two separate questions, you're absolutely correct  
Councilwoman McCulloch: That's why I prefaced the remarks by saying what we're doing here today is really dealing with the feasibility. The question of another use for the money is a question that's going to have to be taken up another day. Although we know a lot of people got ideas about that, we need to take it a step at a time.

Councilman Shyne: Mr. Chairman, could I ask the people that are here for the public hearing on this to stand so we can see kinda whose here at this public hearing the Ledbetter Heights, could you ask 'em the ones that are here for the Ledbetter Heights public hearing.

Councilman S. Jenkins: Okay, Councilman Shyne is asking that those of you who are here out of concern for this particular hearing on Ledbetter Heights, would you please stand. I'm not asking you if you're for or against, but if you're here, would you please stand.

Councilman Shyne: Okay, what is that about?

Councilman Everson: Six.

Councilman O. Jenkins: Seven.

Councilman Everson: Seven?

Councilman Shyne: I was going to say about 15 or 20, but I guess I don't see well.

Mr. Sibley: If we may go ahead and wrap up the administrations part of the presentation, then we can engage our citizens and allow our folks to - - -

Ms. Ragle-Stone: And it may help to clarify one of your questions to say what the voters approved in 1996 was a community center in the Ledbetter Heights neighborhood. That's what we're here to say is not feasible. And we learned that we had to do this public hearing because we tried to move it at one time to a different neighborhood. So we know that while we're here today is to say that a community center in Ledbetter Heights, this particular bond issue that we voted on is no longer feasible.

Councilman S. Jenkins: Okay, anything further?

Ms. Ragle-Stone: No sir unless you have questions that we can answer.

Councilman S. Jenkins: Okay, council members, questions? What we want to do Mr. Mayor at this stage is allow you as a part of your presentation, the administrations presentation, make your comments and then we'll call on those citizens who have turned in - - - if you wish to speak, you need one of these turned in. We'll call on those persons to come forward and speak.

Mayor Glover: Mr. Chairman, if I may, can I yield to the citizens and I'll make any comments I have after?

Councilman S. Jenkins: Absolutely.

*Mr. Debra Seamster: (1417 Madison)* I was here today to speak about I guess options for the plan, but I understand that now, that's going to be at another time. So, and I do understand what you're doing today, today you are voting to squash this particular plan. Is that correct?

Councilman S. Jenkins: Something like that.

Ms. Seamster: Something like that. Okay, so and I do understand that. I do have one other question and I went to the Parish, I did not get a chance to go by the city property management, but is Ledbetter Heights an actual neighborhood? When I checked with the Parish Tax Assessor, and with the court records, they could not come up with a Ledbetter Heights neighborhood.

Councilman S. Jenkins: I don't know if it's a subdivision name.

Ms. Seamster: And my only point is that I grew up in, well when I grew up I lived in Lakeside some years ago, they changed where I live to be now part of Allendale. Okay and they put Lakeside on the west side of Hearne. Everything on the east side of Hearne back to I think, well I thought Ledbetter and Common and all of that was Allendale. Okay? So my question to the city property people is, is Ledbetter Heights a neighborhood, or is it a part of Allendale.

Councilman S. Jenkins: Alright Mr. CAO, do we have someone who can entertain that question at this time?

Mr. Sibley: We don't have at this time, it's an attorney issue and it came up before in that some names are given to areas based on things like whether its HUD projects, other things, but there's no official census, designation if you look at the resolution, the citizen's report, and the map that was presented. At the time, that was perceived to be whatever the rules were at the time, that map showed what was identified as the Ledbetter Heights area as well as the site for the actual park. So I don't know whether or not its Ledbetter or Allendale is something that we can resolve in any definitive way.

Ms. Seamster: Well maybe at the next hearing or someone can find out and let me know. And I'm saying that because then that will kinda let me know how I will approach or speak with you all when we do talk about alternatives to using this money, and a community center for our area. Thank you.

Ms. Glass: I think Mr. Sibley basically covered it. I did research that when you have a request about that sometime ago, and I found that neighborhoods are - - - the city council does not designate neighborhoods and boundaries of neighborhoods. We just have different programs that use neighborhood names within the programs such as CDBG programs. So I think the answer is it's not a legally set description of a neighborhood.

Councilman Shyne: The mayor worked down there for a while. Mayor, what did y'all call it?

Mayor Glover: I think in all seriousness Mr. Shyne and Mr. Chairman, members of the Council, probably some of relevant perspective might be gained from the legislation that was authored I believe by then Councilman Huckaby that officially gave the designation of Ledbetter Heights to what at one time been legally described as St. Paul's Bottoms. But that may be instructive, but I'm not sure. I just play a lawyer on television.

Mr. Thompson: I think it was clear when the committee looked at it, the committee that made the recommendation for the bond issue proposal, they knew where the piece of ground was located, and it had already been identified. So I don't think there's any question what they had in mind and what the citizens had in mind when they voted for this. They thought it was going to be in a particular place. And that place is no longer available.

Ms. Seamster: And I understand that and I'm not doubting that. I mean you know as far as that particular - - - we call that Ledbetter. But like I said, that was just - - - I was just trying to find out if there was actually a Ledbetter Heights community, because we always thought of it as the Bottoms of Allendale.

Councilman Shyne: St. Paul's Bottoms and that was before you were born.

Ms. Seamster: And like I said, I thank you all for letting me come up and I will have comments on this to help you decide on how to use that money.

Ms. Sibley: I was just going to offer Mr. Chairman that one of the things that I think is very important for the citizens and for everyone to understand is even though the council may decide that this particular project is infeasible, it doesn't mean that a project cannot happen in Allendale, Ledbetter, or any place else for that matter, depending on what the council decides. So this action doesn't preclude - - - before we get too caught up on what's Allendale versus Ledbetter, it's really almost irrelevant because the council can decide to put that money into Ledbetter, into the same place, into next door - - -

Councilman O. Jenkins: Give it back to the citizens?

Mr. Sibley: Give it back to the citizens or whatever. So, it may not be as big an issue as perhaps you think Debra.

Ms. Seamster: I don't think so. I just wanted to express some concerns. I've been working with the Choice Neighborhood Community, we're trying to rebuild Allendale, and I think that this would just be a good part of a start.

Mr. Sibley: Yeah, and you still have the option to make that argument because it doesn't preclude it.

*Ms. Beth Foster: (6916 Oak Hill Circle)* I appreciate you having me speak today. Honorable Cedric Glover and Rose McCulloch, Ron Webb, Sam Jenkins, Oliver Jenkins, Jeff Everson, Joe Shyne. I appreciate everything you all do and work tirelessly for the programs and the welfare of this community. But I'm a member of the League of Women voters, okay? And I monitor your vote. I watch where you spend your money and how you spend your money. And we as citizens are monitoring I-49, everything. And right now you have a challenge with 3132 today. And so what I'm trying to do is back in 2002, you voted money for a community center. Which was at 700 Pierre Avenue. And that was millions of dollars that was supposed to be there. I have the Allendale plan right here. And it was to have Antoine Park, a domestic violence center, also there was supposed to be the money used for the SPAR YWCA program, and I'm wondering what has happened to that money and if that community center is opened. I know kinda what has happened. Because I was there on February 14, 2008 when the Allendale facility was closed. And that broke my heart. But there was a noble plan for the Allendale and I believe Ledbetter Heights too. Cause there's a map

on here, it was presented by (if you'd like to look at it) by the Downtown Development. Downtown Development has considered Allendale's part of the corridor. I served on the cultural plan appointed by the Milton Williams, the original cultural plan to get people to come down to downtown Shreveport to live down there. So we were working on a population for downtown. We wanted them to come down to live, eat, to play down there. As a diplomat, I cut ribbons everyday all across this city. I cut the ribbon on the Allendale facility. I cut ribbons all over, but we need to look at programs that were there. And there's a large group of people that want to have Allendale pool opened again and they want it to open to have aquatic programs for our children. And we want - - these citizens are hoping that you will find it in your hearts somehow or other to buy the 700 Pierre back from Rev. Everett Dennis, the Lake Bethlehem Baptist Church and restore the aquatic programs and the other programs that would (inaudible) into that community. In my opinion, that is our community center. Thank you.

Mayor Glover: Mr. Chairman, if you'd like I can provide some clarifications for the record, so we don't have any confusion with regard to some aspects of what Ms. Foster just offered.

Councilman S. Jenkins: Go right ahead sir.

Mayor Glover: Thank you Mr. Chairman and members of the Council. Ms. Foster, the reference that you make to the 2002 Allendale plan, there at 700 Pierre, that would have had the combined recreation, domestic violence facility was one I referenced at the last council meeting. It was in fact an a hope and a vision of the previous administration. I was consulted as a former council member as well as to what my thoughts were to take these dollars based upon the fact that there was no population left in Ledbetter Heights to build this facility for at that time. This was well prior to Millennium. The intentions at that time was to partner with the YWCA. The city was to put up its \$1.4 (million) in available dollars and the YWCA was to raise some sum that was in the seven figures I believe that would combine with the city dollars, the privately raised YWCA dollars that would have built that particular facility. I do believe that the previous administration, the council as it existed at that time did take some affirmative steps to try and make that happen. I expressed my willingness to help support as a member of the legislative delegation as well. I think what happened is that the YWCA end of that equation is what did not manage to fulfill its particular intentions and so there was never any pool of dollars that was directly towards that particular effort other than the ones that we're talking about here today coming specifically from the city of Shreveport. There may have been some limited "Y" dollars that may have been a part of it, but never anywhere near what was necessary in order for that effort to be able to come together, stand up and move forward.

Ms. Foster: We only have today, and I was at the cutting edge, and I know a little bit about the history of the YWCA, and it had a \$1 contract with the city of Shreveport and was left with a lot of utilities and a lot of things for the programs. And it held one of the programs there, and it did its best. The YWCA, of Northwest Louisiana is no longer in action. And it was for \$250,000 that they came to you all and asked for and they were turned down. I feel like they served their (inaudible), they had noble programs and it's the largest multicultural Christian organization of the world. And so it breaks my heart the "Y" is no longer here. But I'm just asking you to please open that facility, in your hearts for those people because there is a large group that would love to come back down there. And if the building - - - I have my recyclable likables there, we do Art there and work with them. Thank you.

Mayor Glover: Mr. Chairman, comments well expressed and I share them as well. Just for the record, it should be known that we did in fact turn down the YWCA for their request of ½ (million) dollars loan from the City of Shreveport. We did offer to have the Pierre Ave facility at 700 Pierre appraised and offer them the fair market value. Based on that appraisal, if I'm not mistaken, that number came in somewhere between \$500 and 600,000. And we were prepared to go to the previous council to seek their support of that effort that would have delivered those dollars to the YWCA, unfortunately the "Y" leadership as it existed at that time, chose to sell that particular property to The Lake non-profit as opposed to the City of Shreveport. And obviously that was a situation that we could not control or direct from the city's end.

Ms. Foster: We had a public meeting, open public meeting where people that signed petitions that the Allendale YWCA, the Mayor chose to boycott it and have his own PR before it. He did not come and look and listen to the citizenry when we wanted to talk to him about that. There was a lot of things that happened. I care about this community, I care about the programs and when I live over in Pierrmont, I love that Allendale facility, where the voices and the laughter of children came and they swam. All I'm asking you is to please help us get it back up and going. There were valuable programs there for our children. Aquatic programs, after school programs and I took out of the trash can when it was closed the records of the wonderful programs and the signatures of the children the YWCA was holding in that building.

Councilman S. Jenkins: Let me do this Mr. Mayor, before we go to you. Is there anyone else here who wishes to speak in favor of this Resolution No. 76, the Ledbetter Heights Community Building project and its feasibility? Come forward sir. Oh, Commissioner Michael Williams. Come forward sir. My eyes are not what they used to be. Please come forward Commissioner.

Councilman Shyne: But your heart is always big, isn't that right?

Councilman S. Jenkins: That's what makes my eyes so tight Councilman.

Commissioner Williams: God bless America. To our Honorable Mayor Glover, to our Chairman, City Councilman Jenkins, and to one of my many, many mentors, Joe Shyne and to my City Councilperson, Ms. Rose McCulloch and to all who sit on the Council. Mr. Chairman, I rise to say that I too am concerned about the future and the alternatives for how this revenue is going to be spent and utilized in the 21<sup>st</sup> century. Years ago it was dedicated to a community center. However, also that money been sitting in the bank, been drawing interest as well. So I don't think those figures are really true figures. Because if you put money in the bank for 16 years, I'm quite sure it has interest alone, the principle as well, however that's another story. You know Allendale, Ledbetter Heights, Lakeside whatever you want to call it is on the move. There are a lot of great programs, revitalization, reinvesting and rebuilding in the Lakeside/Allendale community. When people die out, buy out and move out, our community certainly is going to die. So with the new Choice initiative, the mixed income, mixed homes community, I think we're giving a good injection that the community needs because its decaying as I see it now. And I hope when you consider you vision for the Allendale/Lakeside community, that you consider I-49 also is coming through there and we're going to need a community center for the new Lakeside/Allendale community that's going to be in the 21<sup>st</sup> century. So I hope that that money was dedicated at that time to be utilized differently in the 21<sup>st</sup> century, because we know that with all the new excitement coming through there, that we needed to have a community center with after school programs for that neighborhood. So I hope that you would in your vision for the Allendale community don't take that money outside, because it was dedicated for them. So hopefully we'll go back and spend that money for other things in that area. Don't take it and spend it nowhere else. I hope you guys will consider spending it in that area, because of all the excitement and activity that's going to be going on. So we need to have a vision for it and I hope that you guys would look at that when you're making your decision. I respect what you do as Councilmen, but I do believe often time we had great people like the late Ms. Eddie Jones and Ms. Essie Johnson who was a cornerstone of the Allendale/Lakeside community. We shouldn't let their lives and their legacy go in vain. It ought to be some great programs or community centers named after some of them. Essie Johnson especially in the Allendale community, her name rings loud even today, some of the things she's done for the poor people. She had the plight of the poor at hand. Often time, we say we support people but we really don't. Often times, people just use poor people to make money., There are two kinds of people, the needy and the greedy. And often time, people just use poor people to make money or build a project. I hope that you will keep your conscious clear and let the people know that we are concerned about their plight, concerned about their future, mostly concerned about their health, welfare and public safety. So again, hopefully we will have a vision

for those resources to be used back in that area. Because there are a lot of great things coming in that area and the best is yet to come. Thank you so much.

Councilman S. Jenkins: Is there anyone here who wishes to speak in opposition of the resolution on the feasibility. Alright Mr. Mayor, we'll have your comments and we'll move forward to closing the public hearing after that.

Mayor Glover: Thank you Mr. Chairman, members of the council. I think that the question to be answered at today's public hearing, I think was answered in many respects by the decision of the previous council and this administration to move forward with the Millennium Ledbetter Studio project back in 2008. But now I think the larger more relevant question for consideration I think for not just this council and this administration, but for the city as a whole is for us to remember that for many neighborhoods in this city their strength is determined by the quality of the anchor that exist within those neighborhoods. And for a neighborhood like Ledbetter Heights, what those citizens actual 22 years ago, was a chance to be able to have an anchor built within that neighborhood that would give it a chance to be able to be sustained so that we would not have seen what's happening in the intervening 22 years. And that's an exodus of all the folks who were there. I think unfortunately we were not always focused on the significance and the level of importance and types of communities that these particular types of facilities help to anchor and to hold based on the comments that you heard Director of Parks and Recreation Shelly Ragle mentioned earlier. Right now, we are going back to Bilberry Park. We are going back to Valencia Park. We are going back to Andrew Curry Park, because of collective wisdom of the city such as it existed and others across this city. Hattie Perry Park, we're going back to, Airport Park, we're going back to. Although Airport we came in pretty well, Mr. Shyne, you did an excellent job taking care of that situation, because you certainly cannot compare the quality of Hattie Perry or Valencia or Andrew Curry even to Airport. But as was stated, the recommendation of the committee of folks who were at work that time were there to be even a larger more substantial development within those developments within those neighborhoods than what was put there. And it was because of the fact that we did not ultimately end up putting in place the kind and quality of development that should have been there in the first place, we've got places right now that don't have kitchens so that you can end up having a congregate meal program, and seniors can be there during the course of the day or a family reunions can gather there on weekends. You don't have indoor gymnasiums in places like Bilberry Park, that just boggles the mind that you would not have a type of facility like that serving a neighborhood as large as Queensborough. We're going back and we're fixing those things now. I think that same lack of focus and lack of priority is in large parts what accounts for why it is that 1) this project was initially downsized and 2) why it never ended up being built. From one administration to the next and by the time they got to mine, I could not stand there in

clear conscious and say that this would represent the wisest and best expenditure of dollars because that exodus had already taken place. But I hope the one thing that becomes a part of not only what we take from today, but also to the discussion to follow is that we've already neglected and underserved, and failed to provide sufficient quality from a recreational standpoint in significant regions and parts of this city and that should not be a trend as we as an administration or collectively in conjunction with this council to continue. We took a big step towards helping to address those issues with last April's bond issue. And that's going to make a difference. But as we talk about what we do next, we need to remember those areas that have the biggest need and the biggest challenge. Cause I'll take you back to almost 25+ year vision that was developed during the time of Mr. Shyne's initial tenure on this council, and that is that we would end up with the concept Mr. Chairman, members of the council of regional parks across the city of Shreveport. We started that vision initially with the one that's out in Mr. Webb's district, Southern Hills Recreational Facility. A wonderful facility. And we had my family reunion here in Shreveport in 2008, where did we go? We didn't go to David Raines Mr. Webb, we didn't go to A.B. Palmer either, we went to Southern Hills because in bringing folks from around the country, we wanted to show 'em the best here in Shreveport, and that's where we went. The idea, the vision that we were going to do at least three others of those in the other four quadrants in the city of Shreveport, but we haven't gotten there. Not only have we not gotten there, we're still trying to figure out what to do with our smaller regional neighborhood parks and recreational centers. And so I say all this to say that these are dollars that were intended for Ledbetter Heights, they can't go there right now, but they should not stray hopefully too far from home.

Councilman S. Jenkins: Alright and thank you Mr. Mayor. With that, that public hearing is now closed.

Councilwoman McCulloch: May I have some comments?

Councilman S. Jenkins: Well that public hearing is not quite closed. You have some comments?

Councilwoman McCulloch: Yes I do. I want to first thank the Allendale community associations and churches that are actually represented and present here today. And just know that Councilman Everson and I, we have been meeting and talking and that we are concerned about the needs of the community And we are looking at some options that would actually secure the needs of the community as far as programs for families and children. So, some of you might think that we're at odds, but we're not. We've actually met and he's willing, and we're looking at numbers you know whereby we can

accommodate those needs. So, again thank you for coming today and we look forward to seeing you at our next public hearing.

Councilman S. Jenkins: Alright thank you Ma'am. That public hearing is now closed. Lets move to the next public hearing.

*The Chairman read:*

1. **Resolution No. 73 of 2012**: A resolution stating the City of Shreveport's endorsement of Elgin Court, LLC to participate in the benefits of the Louisiana Restoration Tax Abatement Program and to otherwise provide with respect thereto. (B/Everson)

Councilman S. Jenkins: Okay, that public hearing is now open on Resolution No. 73. Is there any presentation from the administration?

Mr. Sibley: Yes there is Mr. Chairman, and Bonnie Moore, Community Development Director will lead that presentation.

Mayor Glover: Mr. Chairman, while we're waiting on Bonnie Moore to come up, I'm going to make a singular offer to Councilman Oliver Jenkins. I took \$1.4 (million) and divided it by 202,000 and I came up with \$6.93, so I'm not going to do this for everybody, but I'm giving you back your \$6.93.

Councilman O. Jenkins: I just know that (inaudible) of what our bond counsel had as one of the proposals. Now obviously we all see that logistically that would not be money well spent.

Mayor Glover: Well I'm going to break him off at the cap of the council meeting.

Councilman O. Jenkins: Oh by the way, could you work it out so that Joe Shyne pays me, because that might be something I would really cherish.

Mayor Glover: But see it won't end up in the economy Mr. Jenkins, because you'll save it if it comes from Joe for historical purposes.

Councilman Shyne: Wait, wait. Don't talk about me like that now.

Councilman S. Jenkins: Ready to proceed Ms. Moore?

Ms. Bonnie Moore: Yes sir. I would like to introduce a new hire that we have, Ms. Ebony Mapp, she's going to be assuming Felicia Bell's responsibilities for Restoration Tax Abatement, Quality Jobs and the Enterprise Zones.

Councilman S. Jenkins: Welcome aboard.

Councilman Everson: And I've very glad to see Ebony join our team, she's a talented person who I came into contact with when we interviewed for another position, and was so glad to see that there was talent like her in the community. Glad to see she's on board. I'm happy to see you.

Councilman Shyne: I'm sorry, but Ebony it's been out there for a long time, but it was just overlooked. Alright. Go head on.

Ms. Moore: You have before you a request from Elgin Court, L.L.C., to participate in the restoration tax abatement program. The program grants are five year, a deferred assessment of the ad valorem property taxes for existing structures and downtown development districts, economic development districts and historic districts. The Ogilvie Hardware Lofts meets the requirements associated with this program. The project is located at 217 Jones Street in the downtown historic district under I-20. The project is located in District B which is Councilman Everson's district. The developers of Provident Realty Advisors represented by Douglas Back. Mr. Backes resides in Dallas, TX and could not be here today. They have renovated and expanded the Ogilvie Hardware Building, a historic site built in 1926. The building is 93,800 square feet, a four-story building that has been vacant since 1999. The building is (inaudible) certified green building. The new facility will be 90 affordable housing units for low to moderate income persons. The estimated cost for improvements is \$12,960,000. The taxes to be abated by the city are \$79,388 per year for the next five years for a total \$396,775. This project has resulted in safe, decent and affordable housing for low to moderate income persons. It has restored a historic building, it's brought a blighted property back into commerce. It's created over 100 construction jobs, and a number of permanent jobs. And we believe that it will be a catalyst for redevelopment in that area. Therefore we strongly recommend that this application be approved. Thank you.

Councilman S. Jenkins: Alright thank you ma'am. Does the administration have some further presentation on this?

Mayor Glover: We would just simply Mr. Chairman and members of the Council, affirm the presentation that's been made by Bonnie and Ebony, and to add to it that in my 46 years here in Shreveport, this is the first time I've ever seen this building actually in commerce. I have driven by it, ridden by it, walked by it, thankfully in my younger

years, I didn't run into it, but I've never seen it actually as a place where business was being done. And while I had some reservations about its isolation, especially for the low to moderate income population that it targets, I believe that those parameters are broad enough to be able to line up with exactly what it is that we're trying to accomplish in downtown Shreveport. The work that is being done is exemplary if you've seen any of the sample shots of what the ultimate interiors will look like, is exactly the type of development that we want to see in the core of this city, and represents again another significant win for this city, and we certainly look forward to it coming on line.

Councilman Everson: I want to echo some of the Mayor's comments in that I want to thank Bonnie and Ebony for the presentation. I think it was a good representation of what's happening here. The developer who is doing this project has done some incredible projects in the Dallas area, and in other parts of the country. And I thank Liz Swaine and the DDA for the work that they provided in helping for the tax credits and for some of the other financing vehicles that were used on this particular project. It is looking fantastic. It is almost done, it's got a few more months to go, but it is really sort of a - - - it's one of those interesting properties that sets up the intersection of two very busy methods of transportation in the community. Many if not all of us have driven by it time after time and see it under-utilized, seen it blighted and damaged, and almost acted as a symbol of how we felt about our community. It was underused, under-cared for property and they've gone in and they've done it right. They've not done it halfway, they've done it all the way. Its going to be good, safe, affordable housing. Something that we need in this community, and it's also close to public transportation, close to services, so its something that makes sense where it is. And I applaud them for the project they've done and I hope that we end up supporting this today. So, thank you.

Councilman Shyne: Ebony and Bonnie, you all have done a fantastic job. Mr. Mayor, I would hope that and I'm not going to say 'you', I'm going to say 'we', could put together a team, and lets look at what we can do to surround that area with places like a grocery store to shop, a service station where they can get some gas for their cars or scooters or motorcycles. I think I saw a gentleman over here who is representing motorcycles, so we don't want to leave him out. I don't want him leaving thinking I wouldn't bring him in. But I think we need to put together a team Mr. Mayor and look at what we can do to surround that area and I think if we surround that area, we've got other areas that area around there that would appreciate a grocery store, drug store, and commerce that would help the people out that live in that area. You know I see that in other cities, I see that in Dallas, or Houston, or Austin, where they have areas like that, and then you have stores that surround that to support those areas, where they can even walk and get a loaf of bread or get a pound of bologna meat, or pick up some cans of sardines. I know most of the people don't know what I'm talking about, Dale I know you do. Cause you and I might have been raised on sardines and crackers. But lets look

Mr. Mayor at putting together a team that would go out and talk to Brookshire's or other stores and see what we can actually get going. And I know it's not going to be an overnight thing. And I'd like to see that because I see it in other cities and I think we need to work at doing that, where people can walk. You know where you got a community within a community. Cause it's really a beautiful place down there, and I'd like to - - - Dale, if we could look at doing some planting some trees or some flowers, or Mr. Mayor, whatever we need to do. Because that's something that- - - cause I don't know how much longer you and I'll be around, but that's something that we could say this is what we have to get started. You know when Sam or Oliver when they want to take the credit, you know it'll be pointed back to this administration was when it got started. So would you take that into consideration, and I'm going to ask the Chairman to work with you on that. To see if we couldn't build that area because that area belongs to all of us Jeff, it's not just in Jeff's district. But we need a grocery store downtown, we need a drug store down there, we need somewhere, where they can get some gas. And we need some rose bushes down there, would you do that?

Mayor Glover: Will do Mr. Chairman, Mr. Shyne, will do. Look forward to it.

Councilman Everson: If I may, I may say that I'm proud that Councilman Shyne here basically out of and I don't know maybe you have studied 'smart growth' principles, but he basically just described smart growth principles of development which are included in our Master Plan, and something that the city does intend to try to do.

Councilman Shyne: Mr. Mayor tell him, when he's been around as long as you and I, you know, you've seen it all.

Councilman S. Jenkins: You can wing it a little bit, huh? Does the administration have anything further on Resolution No. 73?

Mr. Sibley: No we don't Mr. Chairman.

Councilman S. Jenkins: Does any person here wish to speak in favor of Resolution No. 73? Is there any person here who wishes to speak in opposition to Resolution No. 73?

Councilman Shyne: Mr. Chairman, we have some opposition people down here, but it's not for this.

Councilman S. Jenkins: Okay, in light of that, this public hearing is now closed. Alright Mr. Thompson, is there any legislation to be added today?

Mr. Thompson: We have two items Mr. Chairman.

## **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.

*The Clerk read the following:*

1. **Resolution No. 97 of 2012**: A resolution to authorize the expenditure of City Wide Street Improvement Program (11c003) funds for Greenway Street, Midway Avenue, Missouri Avenue, Jewella, Lakeshore Drive, Woolworth Road, Tierra Lane, Scenic Drive, and Holcomb Drive projects and to otherwise provide with respect thereto.

Mr. Thompson: Mr. Chairman, this will if adopted and put on the agenda, it will be a substitute for Resolution No. 94, which is already on the agenda, and the only difference is that this adds a street that was left off.

2. **Ordinance No. 50 of 2012**: An Ordinance to amend and reenact Chapter 102 of the Code of Ordinances relative to taxicab fares and to otherwise provide with respect thereto

Mr. Thompson: I believe there was a public hearing on this yesterday, and it's added as a result of that public hearing.

Councilman S. Jenkins: Okay, let's start with Resolution No 97. Is there any person here who wishes to speak in favor of adding Resolution No. 97 to the agenda? I need to now know if there is anyone here in opposition to adding the legislation.

Mr. Thompson: That's the legislation concerning the city-wide street improvement program?

Councilman S. Jenkins: Right. Is there any opposition to that?

Councilman Shyne: So moved Mr. Chairman.

**Motion by Councilman Shyne, seconded by Councilman McCulloch to add Resolution No. 97 of 2012. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

Councilman S. Jenkins: Alright, the second resolution was the taxi cab, what was that resolution number Mr. Clerk?

Ms. Johnson: Ordinance No. 50.

Councilman S. Jenkins: Alright does anyone wish to speak in favor of adding the ordinance concerning the taxi cab to today's agenda? Is there any person here who wishes to speak in opposition to adding it today's agenda? This is just for adding it to the agenda now, if you've got something you want to say on it, you can say it a little bit later.

**Motion by Councilman O. Jenkins, seconded by Councilman Everson to add Ordinance No. 50 of 2012. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

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

Councilman S. Jenkins: We've got quite a few people down here to speak on several different subjects that are on the agenda today. And for the sake of time, I'm going to ask that when you come forward on the items that you wish to speak on, please try to limit your comments to three minutes so that we can be considerate of others who are down here who have matters that they wish to speak on. We're going to start with Historic Preservation Ordinance that's on the agenda.

*Ms. Jean Sayres: (6121 Fern Ave)* Mayor Glover, Council Chairman Jenkins and members of the City Council. First of all I would like to read a letter to you from Roy Burrell. Shreveport City Council Members. I am writing you in support of the historic ordinance for the city of Shreveport. I have sponsored and supported state legislation to provide tax incentives to catalyze efforts to save a part of Shreveport's history in both residential and commercial redevelopment properties. House District 2 contains a wealth of historic properties that can serve as potential investment opportunities for many of our citizens who value the rich heritage of our area. It is my hope that the city council will vote favorably on this important piece of legislation. Thanks for allowing me to have input into this matter. Representative Roy Burrell. May is National Preservation Month, I don't know whether you all realize that or not. But anyway I hope that we will join in celebrating our architectural treasures and role of history in our lives by recognizing Historic Preservation and its benefits to us and to our community with the passage of the Historic Preservation ordinance. Thank you.

*Ms. Liz Swaine: (401 Edwards)* I'm representing the DDA and the Downtown Development Corporation and also my neighborhood of Fairfield and Highland. And I had a power point to show you, I'm not going to do it to you. This is long enough meeting, we're all going to miss Storage Wars as it is. But I did want to say is we're

having a historic tour of Downtown Shreveport this Saturday. It's a free tour, it starts at 1:00 at Municipal Auditorium and it takes a look at some wonderful historic buildings and places downtown. Without these wonderful historic buildings and places, we wouldn't be having the tour. And I can tell you that a lot of our wonderful historic buildings and places have disappeared from the face of the earth to never come back again. Had this Historic Preservation ordinance been in place, around the 1960s, 70s, 80s, we'd have a lot more historic buildings than we do downtown and in our neighborhoods. I would urge you to support this Historic Preservation ordinance. Thank you.

*Mr. Lane Calloway: (9677)* Please forgive me if I read to you. Make sure I get my words in. Let me take you back in Shreveport history to the 1920s when a growing city expressed confidence and faith in itself by shaping its future. The US Census of 1910 showed Shreveport's population just over 28,000; by 1920 the Census reflected 48,874 and by 1930 some 76,665. Shreveport was growing and notably in the 1920s experienced a tremendous building boom throughout the city. Also in May 1929, Shreveporters passed a special bond issue. Some of the funds were used to build Municipal Airport (today's Downtown Airport) as Shreveport entered the aviation age. The remaining funds bought 21,802 acres which were annexed by Shreveport and deeded to the United States of America for a military airfield that in 1933 was dedicated as Barksdale Field (today's Barksdale Air Force Base). This population increase, building boom and overcoming the competition of eight other cities in attaining a military airfield demonstrated a confidence and faith in the city's future by those Shreveporters living during the tremendous decade of the 1920s. As we approach year 2020, Shreveport will start a decade where a significant number of its historic assets will reach the century mark – 100 years old. My historic analysis of 1920s Shreveport is not completed but I sense a few probable findings. One is that Shreveport could possess more historic buildings and places reaching the century mark than any location in Louisiana outside of New Orleans. Some of these soon-to-be 100 year old structures are in good shape because they are in use; others are being currently rehabilitated through adaptive reuse; while others are at risk of being lost through neglect. Taken in its totality, obviously Shreveport has a wealth of historic buildings and places pre-dating the 1920s and built as well after this dynamic decade. At the March 22 public hearing on the ordinance, I spoke of having recently worked with the Downtown Development Authority in assisting businessmen interested in three historic buildings downtown – two businessmen are from outside of the city and one lives in Shreveport. Of the historic buildings of interest, two are indeed from the 1920s while the third was built in 1937. I provided the historical background and vintage pictures of the buildings as they appeared at the time and down the decades. But there was a concern. If devoting perhaps millions of dollars rehabilitating the building of interest would the surrounding

vacant historic buildings be allowed to deteriorate through neglect by their owners? But there is a larger question. What standard and degree of care from owners does Shreveport expect for its historic buildings and places? Also at the March 22 hearing, I emphasized the passing of this ordinance and creating the commission is not an end, but the beginning. It is the initial step in a journey serving the greater good of the city with both ordinance and commission contributing to Shreveport boldly shaping its future. One of the best ways to protect historic buildings and places in Shreveport while allowing appropriate changes to these valuable assets is through a reflective and deliberate approach so informed decisions can be made. This approach is provided by the ordinance and commission. As a native-born Shreveporter and practicing Historian, I respectfully request the Council pass the Historic Preservation Ordinance and establish the commission. Doing so reflects confidence and faith in the future of Shreveport similar to those Shreveporters who came before us – especially those in the 1920s – who showed their confidence and faith in the city’s future as evidenced by the very rich historic and architecturally unique built environment we inherited.

*Ms. Barbara Hartwell: (1105 Dalzell)* I’m here representing the Fairfield Historic District Association, and we unanimously support this ordinance and hope that you will pass it. Thank you very much.

*Ms. Susan Standke: (4718 Fairfield)* I’m here representing our immediate neighborhood on this case with Mr. Elliott. And we as a neighborhood and where we live right now has got considerable amount of what I describe as an inner city appeal to it, and (inaudible) in Fairfield are faced with a considerable amount of situations that could be controversial. And with this B-1-E that has been proposed, I’m against it, and I would like to see it remain B-1. The area that’s up for discussion is very small, it’s not a large - - - it’s 125 x 66, it’s a high traffic area, and we feel like it needs to stay as a B-1. Thank you for your consideration.

*Mr. L. Havard Scott, III: ( 1049 Southfield)* Hello, I’m also here representing my mother who lives at 1045 Southfield Rd. I own three other houses on Southfield Road and all of the back lots along Southfield Road. My back yard is within the 500 feet zoning notification for this proposed change. I’m also an attorney living in Shreveport. First of all, I’d like to point out the staff report with respect to the MPC evaluation of this. There were a number of things raised by staff, particularly in highlighted letters on the staff report. It says the site plan does not comply with development standards. And it goes on to point out the deficiency. None of those deficiencies were addressed at the MPC hearing, and frankly with a negative staff report like this, it’s a little bit for me to understand why the MPC approved it. The applicant had asked for a B-3 zoning change, and Mr. Kirkland gratuitously offered a B-1 extended. And that was what was voted on. I looked up the ordinance for B-1 extended, and the B-1 extended states that it is for

properties where they're compatible with the adjoining properties, and may be highly desirable and in the public interest because these services are needed and cannot be easily obtained by the affected residents and property owners. Therefore when a public hearing has established the fact that the general welfare will be served, a heavier use may be permitted in a lighter use district. This was not done at the MPC hearing. So it's a little hard for me to understand why this was approved. You know the city had a long time problem with the intersection of Fairfield and Pierrmont. And the city spent a lot of money a couple of years ago redesigning that intersection. And putting in left turn lanes. Which did a big job towards resolving the problems at that intersection. This applicant's use is within that intersection. He is so close to that intersection that he's within the left turn lanes that were recently added. The lot is 125 x 66. That's about 8,000 square feet. I can't see a drive-in restaurant being put on an 8,000 square foot lot. Particularly one that's got this steep slope that this one has. Those are raised in the staff report. You've got two schools that have parents twice a day that get off of I-49 at Pierrmont and go to Fairfield and take a left turn. The South Highlands Middle Magnet school and Southfield school both are going to be problem areas for that. This is already a heavily congested intersection. 5:00 everyday, the traffic is backed up from Fairfield all the way from I-49. So, it's just doesn't belong there. Finally, and I see I'm out of time, but you know this is in Cedar Grove is already an endangered neighborhood. I think with some love and care from the city, Cedar Grove, particularly the northern end of Cedar Grove can be brought back. And putting a drive-in restaurant at the north end of Cedar Grove would be a death nail for trying to bring back a historic and endangered neighborhood such as Cedar Grove. I can see by the way, this location, from the bedrooms in my house.

*Ms. Barbara Hall: ( 1017 Southfield)* Everette said it best. This is so congested that even at a - - - not even at rush hour at a red light, cars stack beyond where you can turn in for that restaurant. I oppose it, and thank you for allowing me to speak.

*Ms. Helen Wood: ( 943 Southfield Rd)* I'm glad to be able to speak here in person today, thank y'all for hearing the appeal. I was not able to be at the MPC hearing, but I wrote a letter in opposition as well as did my husband. And we're just opposed to it for the same reasons as these others have spoken. The neighborhood opposed similar issues before and the MPC voted them down. So I was confused as was Havard about why it was allowed this time, and why it even came to you all. Seems like it should have been voted down at the MPC level with the opposition and with the people there opposing and with the issues that are what's wrong, the intersection that's so traffic bound and the closeness to our subdivision, South Highland Subdivision, and the subdivision that I represent is Southwick and Pierrmont. That is eight townhouse lots. And my friend that came with me, Betty Reeves represents the Uptown Park Subdivision, and it's about

seven townhouse lots. And we all oppose it, and hope that you will reverse the MPC decision. Thank you.

*Ms. Liz Swaine: (2102 Southern)* We are thrilled to have Twine Restaurant move into Historic Highland. They are at the old Mid-City Motor Hotel, and they do a booming breakfast lunch and dinner business from what I understand and everything that I've heard is that the food is fabulous. The only problem that we have and that we are asking the city council to take a look at today is they originally were to get hours from whatever time in the morning until 10:00 in the evening. The Highland Restoration Association Board members met with them and said that if they'd like to stay open until midnight for their business to be as vibrant as it could be, that would be fine with the Highland Restoration Association and members, and the Zoning Board of Appeals allowed them to stay open till 1:30 in the morning. Because that is right on the fringes of a very important historic neighborhood, and because it broke precedent with a number of other businesses, I don't know of any other pure restaurant in the city of Shreveport that is allowed to stay open until 1:30. That is normally something that is reserved for just a bar. The Board of the Highland Restoration Association voted to appeal the finding of the Zoning Board of Appeal. Tom Arceneaux is going to be speaking after me and will have much more detail, but we would like to ask the City Council to change the hours to midnight, which we believe would allow them to be open to service a number of people, to have a great business, and again we welcome them to the neighborhood, but we felt that 1:30 in the morning was extreme.

*Mr. Tom Arceneaux: ( 536 Jordan)* Thank you Mr. Chairman. I am the person who appealed this to you. I do have a letter I emailed to each of you from the Highland Restoration Association indicating its support of the appeal. I want to make it clear as Liz said, 1) There were several items that were included in this application. One had to do with early morning hours, we support that. 2 had to do with restaurant use. 3 had to do with on premise consumption of high alcoholic content beverages, we support that. We also supporting a 2-hour variance. Without a variance this business would have to close at 10:00 p.m. because of it's location. We support a 2-hour variance to midnight. We do not support a variance beyond that. I research the establishments that sell alcoholic beverages along Line Avenue from Jordon Street all the way past E. 70<sup>th</sup> Street. There are exactly two that are open past midnight. Those are the bar at Superior Steak House, and Vintage, and it is open on some nights until 1:00. It is not at a corner that goes into a residential neighborhood, and therefore it is different. What I suggest to you is that you have established De facto a policy along that corridor, because right off Line Avenue, you start with residential neighborhood, that you have decided that the appropriate time, maximum time to be open for establishments that sell high alcoholic content beverages for on premise consumption is midnight. We believe that is the consistent, and a good policy. We urge you to keep it, and we request that

you reverse the decision of the ZBA only with respect to that portion of the decision, that permits the establishment to be open past midnight. I'll be happy to answer any questions and I would ask that the letter be made a part of the Council's proceedings.

*Ms. Eva Cortis: (540 Huron)* I relocated here from California. Wine I think is a part of my life, I'm northern California, and I work in the film industry and we work nontraditional hours.

Councilman Shyne: Napa Valley, right?

Ms. Cortis: Yeah, yeah, yeah. I grew in Marin County.

Councilman Everson: Councilman Shyne doesn't always like - - - his Baptist friends don't always like the wine, Methodist friends are okay with it.

Ms. Cortis: And you know the thing about it is I hear you arguing about nothing else is open late and that bars are open late, but the truth of the matter is when we get off at 10 or 11:00 at night, I don't want to go to a bar. I want to go get a bite to eat and have a fine glass of wine and go home and unwind, and start my 12-hour day again. And to me, you're right there aren't many places to do that right now. We don't have a (inaudible) and you know Superior is you know the bar is open, I can't be a bite to eat. And I really think we need that. And there's a number one complaint people have when they come here. And what I've noticed is that we're sending business to Bossier, you know people stay downtown, they go across the bridge and they'll eat at a chain restaurant. And I don't think that we want to send business to Bossier. I think we should have them staying here getting what they want. I think it's unwise to be telling people that we can't stay up late enough to have what we want. We have to go home and go to where that new machine at the hotel, I don't know. But that's my argument. My argument is that we work late, and we want to be able to unwind and not be like at a raging bar or party. We want a quiet place to have something to eat and you know I want a fine wine. I never order wine in a bar. You know it's just not good. It's very important to me. I've got more time, I could probably come up with more points. No, I've been here long enough and I'm tired and I need my wine.

*Ms. Lea Collier: (504 Linden)* I am a friend of TWINE. Let me tell you what TWINE stands for first of all. It's Tea and Wine on Line. This is a city issue I'm bringing to y'all. This is not just a problem that comes up in Mr. Everson's district. This is a city issue and I've got a couple of points, I hope you have time to listen to it. First of all the Zoning Board's determination was unanimous. That should mean something. Because if it doesn't mean something to you, then it doesn't mean anything to the other entrepreneurs that are going before the Zoning Board. I mean, what does it mean if you

can't rely on what the Zoning Board presents to the Council or presents to the city. Second of all, have you been to TWINE? This is a cyber bar. It's where people leave their computers while they run down the hall to the bathroom. It specializes in teas and after dinner desserts. It specializes in expensive wines (that is when they get their liquor license). It has a book exchange. A free book exchange along one wall. This is not the kind of place that's going to bring negative vibes to the neighborhood. This is drawing in life, money and the kind of environment that will revitalize an area that has been down trodden for years, which brings me to my next point. This is mid-city and we have to fill the empty spaces in this city because mid-city is dying. You just heard a great presentation about the restoration resolution. The reason why you need the restoration resolution is because those areas died and the buildings died. What we're trying to do here is bring in life into an area that is already dying and that needs revitalization and we want to do it without city dollars, we want to do it on the backs of commercialism. And we ask you to look at that. This corner has been empty for too long. We need those extra hour and a half on the weekend to bring in enough income to support this project. Please look at the petition. I know y'all think this is not necessarily a city issue, but look at the petition that was filed. Your constituents names from across the city are on that petition. And I want to quote from one of y'all (and I didn't bring it with me). This could be a political issue and it doesn't need to be, it needs to be a city revitalization issue.

Councilwoman McCulloch: And that's what makes it political.

Councilman Everson: Well what's difficult. What do you tell the Wine Country's and the Giuseppe's and dozen and dozens of other restaurants that have to close at midnight, that have bars full of paying customers that they have to ask to settle up and leave. You know they weren't allowed to stay open this late, what do we tell them?

Ms. Collier: I'd tell them to ask for a zoning change just as we did. It might be unprecedented, but you know we just heard from somebody that's in the movie industry. And there's a whole contingent of people out there who don't live their lives from 9-5, have a few drinks, dinner and go home by 9:30. And there's nothing to offer those people in Shreveport.

Councilman Everson: But there's the B-4 District that allows 24-hour operation.

Ms. Collier: Yeah, and that's a completely different mindset and we don't wish to be a part of that mindset. We want to make that perfectly clear. Do y'all have any other questions that I can address, comments? Alright, I really appreciate y'all additional time, but I think I made my points. I think you'll hear from the owner of TWINE who will give you his vision. And I think that would be very helpful as well.

*Ms. Debra Lindsey: (1401 Oden St)* Thank you for allowing me this time. I don't know if you've had a chance to experience TWINE, but it sounds like you haven't. It only opened its doors in April. Shreveport finally has a great alternative place to socialize where more than alcohol is served. There are plenty of coffees, teas and infused water choices all with healthy entrees available. I loved this. Do you know how hard it is to get a good cup of java or H2O infused with vegetables and fruits? Bet you won't find that everywhere, especially after midnight. The local entertainers and film industry crews will love having this place opened till 1:30. I also love the idea that the focus of this restaurant is not just on wine or alcoholic beverages. We need a place with a non alcoholic drinkers to have drink choices when they're out with friends who choose to have a glass of wine. My partner is a musician and we're out often late. And I can't tell you how hard it is to find decaf coffee or decaf tea after midnight. Neither of us drink caffeine or alcohol. This place also offers great desserts. And I envision a lot of folks choosing to have their late night snack here. Other groups that I believe will be attracted to this establishment are healthcare workers. With this Spine Institute and Cristus Schumpert being so close, it's an ideal place for them to go before, during and after work. I've already personally witnessed the healthcare workers walking to TWINE with excitement about this new place. I'm sure there will be even more positive excitement about the late night hours. I realize anywhere there is competition there will be opposition. But you and I both know that competition drives our economy. As a long time resident of Shreveport and a community advocate promoting economic growth, I am a strong proponent of new development such as this that showcase Shreveport as a progressive city. I would also like to bring to your attention the fact that the owner of TWINE, Rick Rose relocated here five years for a business opportunity. When the company wanted to relocate him, he chose to stay in Shreveport in hopes of starting his own enterprise. Now he's done that and I would very much love for this, his doing so to be an inspiration to others who are ready to do business here. My favorite affirmation is change the way you look at things and the things you look at will change. I believe in this particular matter, we are being called to do just that. And by doing so, what I see is by keeping this establishment open till 1:30 we're voting for progress. Today the City of Shreveport has an opportunity to truly make a difference. We're asking you as our elective representatives to be progressive in your actions. If we want to be known as the Great City of The South, then our city actions must support efforts that bring us ventures that are new to our city and are appealing to those that we are attracting here to go to medical school and other universities. To work in the film and theatre and other growing industries. For years there have been countless new stories about bringing the kids home and the importance of growing our city population. If we truly want this we have to make living in the inner city attractive. How do we do this? For starters, we must allow enterprise to blossom I neighborhoods, where it's easy to walk or bike to fun and fellowship. We have to be open to extended hours of operations for restaurants,

coffee and wine bars, book stores and more. When I go to Dallas, I see young professionals walking, biking and socializing in historic districts beyond 2:00 a.m. Many of the choose to live in this area of Dallas because they can walk and bike to be with their friends after working in the suburbs all day. Wouldn't it be nice if Shreveport became a place where walking to restaurants was the norm. Just think instead of our grown children moving off to major cities, they might actually choose to move from the suburbs of Shreveport/Bossier to Shreveport's inner city, and be come an addition to our city population. A growing population full of young talent attracts major corporations. So we have a ways to go in making this a reality. Today as a city council, you have the opportunity to take the first step in the right direction by upholding this decision of the Zoning Board to allow TWINE to stay open till 1:30 a.m. And if you think about it, being open till 1:30 isn't a new concept. The Mid-City Motor Hotel, P&S Hospital, all of that's been a 24-hour zone for years. So I don't really see the big difference, I haven't seen any problems, and I am a person who supports new ideas, and I'm supportive of new entrepreneurs to make our city a better place. And to only interfere when there is just cause. And at this time, I do not believe there is any reason for concern. If there was, I'd be the first to be up here debating that. If you really want to make this the Next Great City of the South, then we must vote for progress. I want to close with these words, which may sound familiar to one of you. I stand for a solid government that puts the advancement of Shreveport before the advancement of personal politics. With a reasonable and thoughtful decision making style and common sense approach to consensus building, I'm dedicated to reaching solutions that work for Shreveport. Shreveport should be a culturally diverse city with opportunities for wide variety people. When people with varying skills and backgrounds for success for our city, it encourages growth and development. Today, I'm asking Councilman Everson, to live by his campaign promises. And we are asking all Council Members to stand by the decision of the Zoning Board to give TWINE a chance to prosper and support its hours of operation till 1:30 a.m. Any questions?

Councilman Everson: I do. Debra, it's good to see you and obviously we've worked together for years back when you were with the Chamber. But I still - - - what would you tell those other Chamber Members who aren't allowed to open - - -?

Ms. Lindsey: I would tell them to go to the Zoning Board and get it changed. We're talking about progress. Progress only happens with change. So, you gotta make a step in the right direction. It's your choice, you were elected to make this change.

Councilman Everson: To make this particular change?

Ms. Lindsey: To make this change and anything that makes our city progressive. That's why you were elected. You're a young professional, you're representing our community to be a progressive community. We expect you to be the first one up to bat.

Councilman O. Jenkins: Okay, and I'm going to say something, just my personal opinion. I do appreciate Councilman Everson's point on you know putting that potentially, I'll call it competition or whatever, at a disadvantage. Because clearly the Giuseppe's, the Wine Countrys, are in very residential neighborhoods, but the opportunity to extend those to 1:30 are really not an option. I mean those are adjacent to large residential communities, there's no buffer, there's no commercial area there. So that opportunity is really not available. And I would bet a dollar or \$6.93 if I was using the money, the windfall that I'm going to get from the Mayor here shortly, that if those restaurants applied for a variance, they would be denied at the MPC, because they'd recognize the damage that it would do to that surrounding community. So, in fairness to Jeff, I just don't think that's a fair criticism of how he sees this ordinance.

*Ms. Karen Ruble: 1846 Fairfield)* I moved here to help Rick with TWINE. I've been an associate of Rick for about 10 years. I met him in Hannibal, MO which I don't know if any of you are familiar with Hannibal, but Hannibal has this huge revitalization in the last 10 years. I want to say that Rick was a huge part of that. He moved to Hannibal from Wisconsin and had a vision for what he thought Hannibal could become. He opened restaurants and bed and breakfasts on a street that was once known as Millionaire's Road. At the time that he opened those businesses, it was not the most desirable area. Its in a residential area in Hannibal, but that area was not growing like it should have. After he opened those two businesses and people started coming there, many of the historic homes in that area were bought up by young professionals, older people who decided that it would be a really nice thing to live somewhere, where they could walk to a restaurant and then have a fine meal, where they could have wine with their meal or have an alcoholic beverage. It didn't turn into some kind of bar area. It really helped revitalize that part of Hannibal which was needed. I mean it was a growth thing. Hannibal had a vision, Rick saw that he could help that vision, and with what he did in Hannibal, it did. Those two businesses are still viable businesses that are still a huge part of the revitalization of Hannibal. And with Rick coming here, he sees the same kind of vision for Shreveport. I mean he is visionary. He does see outside the box. He sees the need for this here, and I think that the people will and have supported it. The difference between staying open from 12:00 to 1:30, I don't really understand the position here, especially since it is more of a restaurant, it is not a bar.

*Mr. Rick Rose: ( 1846 Fairfield)* When I chose to move here from Hannibal, MO, I sounded like a hopper. I started in Waukeg, Wisconsin, renovated ten properties that were from the period 1898 onto 1940. When I moved to Hannibal, MO., I owned a

13,500 square foot mansion, that was days away from being torn down and is now featured on the Today Show every Halloween, as one of the most haunted places to go. From there I decided to move to Shreveport, LA. I had a job offer, had kind of run myself in the ground running those businesses, it took a lot from my heart and soul and I need to try something new and take a sales position with Sudden Link Media. I came here and I can't tell you how frustrating it was because I could only sell the Bossier side of the equation and I was living in Shreveport by choice. Now I'm able, having left that position and been downsized to make an opportunity as Debra said to live in a community I want to live in, and I wish to contribute to. I appreciate your time. I sound selfish, and I appreciate your time. I'm a business person and I can tell you I vote Democratic, I'm very liberal in my thoughts. I'm learning to be a Republican, with opportunities like this, but I really come at the heart to say I want to be a part of the community. I want to be able to contribute in any way I can. To address the immediate concerns, my vision of TWINE is to twine the community. To take the old Shreveport that I absolutely love by the choice that I've made in choosing a 1949 mid century building and restoring it in the 1949 style. To take a part in a community that is dying and bring it back to life. I want to mix that with the new blood with some blood with someone like Eva from that industry. The medical industry, the petroleum industry. These are new industries that have been burgeoning for the last four years. Arlena Acree is a dear friend of mine. She has a similar vision to me, of staying in our neighborhood and bringing it back to life and be there for the old Shreveport and the new Shreveport. Specifically to Oliver and Jeff's conversations and fairness to Mr. Arceneaux as well, and Liz Swaine, the hour difference, we're talking about a difference there. That had a lot to go with my decision of choosing this property. The majority of the reason I chose this property is that I believe in the young spirit of Granger Harris who owned almost the entire block. He took a risk to buy a building, he offered me an opportunity to come with a vision that was just almost a block away from the area that Jeff describes. I'm a block away from being 24-hour zoning. I chose it for the reason to have a garage, a free garage parking. The only restaurant in town with garage parking. That came because I looked at a historical building, Mr. Lamb's building on Dalzell and Line Avenue that I wanted to be in. The HRA presented me with concerns of parking in that community and said 'we will block this'. Those are the words because you don't have enough parking even though I went across the street, and talked to Legacies to work out the parking issue. I chose this building thinking that as a young up and coming entrepreneur there would not be these issues. I am here, I'm happy to compromise. To regroup, I chose that addressing those concerns. I also chose not to be in the heart of the Historic District, but to be on the edge of the Historic District, that already as we know has a hospital, has a commercial bank, has many businesses. Line Avenue is known as a commerce district. Those were all decisions I made to use Liz's words to be on the outskirts of that area was important to me. I met

with Jeff and I appreciate Jeff's time, he's caught in a pickle. I mean truthfully, I feel for Jeff. I have compromised to give a security plan to address that extra hour and a half that may be of concerned. I have on staff a security guard that Granger and I split the costs in. He has been a consistent since I opened a month ago. He comes from the Allendale area, so when I talk about community, I have hired three people that work out with me at the YMCA that were like myself that need job opportunity. I've hired four additional people. One of them, someone that has moved to your community because she believes in the vision and has seen it done before. I also offer - - - I am hiring as we do in the movie industry, off-time police officers or Caddo Parish Sherriff's Department at two hours each night on those nights where I open on my dime to show this is a safe corner. Since I spoke to the ZBA, which as I point out, Ms. Lindsey stated was a unanimous decision by people who had volunteered their time. It was a hearty and healthy conversation. I ask you to reach out to those members and see the conversation was, 'I think its time Shreveport does something like this'. Even Charles, the head of Zoning said, you know what, my wife and I would like to leave the opera and maybe have a place to go. We might be in bed by 12:00, but perhaps we'd be up till 1:30. You've heard those concerns, that is something that the ZBA backed me at full unanimous decision. I come before you with gratitude for the opportunity to speak to all of you, because I believe like Ms. Lindsey, that this is a city issue. I believe in progress and change. I believe I've heard the concerns by the appellants and have addressed them in every humanly possible way I can. Lastly, if there is an issue it was stated by the Police Department, it was stated by all the questions we fielded at the ZBA that that zoning can be repealed. It's an extension to zoning. I'm not asking for a neighborhood zoning change. It's an 'E' that comes with just me. And they said at that point, if there's ever an issue, we can take that away. But I hope you give me the opportunity before I even have a head start to have an opportunity to share my vision with Shreveport. And I mean that sincerely. Thank you so much for your time.

Ms. Lee Collier: Those individuals were here to speak in support of the zoning for TWINE.

Councilman S. Jenkins: Were you able to pick that up Ms. Bea?

Ms. Johnson: I got it.

Councilman S. Jenkins: The council will recognize Mr. J. Granger Harris.

*Mr. Granger Harris: (1513 Line Ave)* Thank you guys for giving me the opportunity to speak here today. I come here to speak as the landlord for the restaurant in question, and as a potential patron and citizen. Addressing the landlord issue first. I own the building, I think some of you may remember when I first bought the building in 2006, 2005

maybe, came we were approved for the Restoration Tax Abatement Program, quite a similar building to the Ogilvie Hardware building at that time. It had been vacant for 15-20 years. We had people living in the parking garage. We've come a long way. The office space in the building is 80% occupied. The toughest problem we've had is this space right where TWINE is right now and the three adjacent spaces which are the most visible spaces on the whole block. You're looking into them the building still looks vacant if you drive by until Mr. Rose took his space a month and a half ago. We've had three different businesses that have tried there, they've all struggled there. Anything I can do to help Mr. Rose, I'd be happy to do. I shared the same concerns that the neighborhood has on a magnified basis. I still own the property that's adjacent to him. I still have interest in that property on the rest of the block, some of which I've sold. Both the residential and the commercial. If there's a problem at 1:00 in the morning, there's a problem with his lunch business, I'm going to be the person who is most affected by that. I'm going to hear about it that afternoon. You can be assured, they won't call a couple of weeks later. In his lease, I had ten places where I said he's required to do this, he's required to do that to make sure that it was run the way that it needs to be run. He's addressed my concerns plus some. I hope that some of you've gotten the opportunity to go by there. It's the kind of place Shreveport needs and wants to be in. It's tough now. You've heard as a tenant, he's come here, he met with the staff of the MPC and the ZBA before he opened to be sure he was going to be able to do what he wanted to do. He talked to the members on the ZBA, met with them, got their approval, was excited. Had an option to break his lease, and terminate his lease if this approval wasn't granted. Went all the way through and had the nine person approval from the MPC. He thought he was finished and an appeal was filed and now he's here hoping that he can go with the business plan that he planned. It's a little different than a typical restaurant and bar business plan where they do a big bar business all day. His plan has never as I understand it to be serving alcohol and not serving food. This isn't the Superior Steakhouse or the Wine Country Bar staying open after the kitchen is closed. My understanding based on President of the ZBA hearing is while they're cranking drinks out, or sort of pouring wine, they have to have that kitchen running. That's a commitment those other bars and restaurants aren't willing to make I don't think. They send their staff home. As a patron and citizen, I'm concerned for exactly that same reason. I can't walk into a restaurant in Shreveport at 11:00 outside of the boats and sit down and eat. I've also lived a lot of places outside of Louisiana. And that's something in a lot of places you can find, and you can't find that here. You can't walk into some place at 11:30 and say I want to order a meal without other than saying, hey I want some bar food to go with whatever it is that you're pouring. I think this decision is everything I've heard here tonight on every other issue. City revitalization, this is a building that was vacant for years and years and years, and you cannot breathe life back into by giving the tenant what he needs to succeed. Making a positive change for

Shreveport, this is it. This is small, I grant you that, we're talking about less than 2,000 square feet. I think he's got 30-40 maximum fire marshal capacity. I mean we're not talking about a huge traffic issue or late night issue from that sense. But this is the way that it comes. It's a small one time, is this the way you want Shreveport to go or not? You want to tell these people that come from the movie industry from all over, and their friends ask them, 'Is Shreveport a cool city, or is it not'? Do we want to go there? Do we want to get put on a movie that's there? This is the kind of thing that you guys get to make that decision right now. Do they have to go home? Do they have to go to the casino? Or to one of the clubs downtown? Or can they go to the place they've decided they wanted to go. This is the way that opportunity comes to the city and you guys get to make that decision. Thank you for your time, and I'm happy to answer any questions that you guys have.

Ms. Lee Collier: Ms. King also had to leave, she was here speaking on behalf of the TWINE operation.

*Ms. Clara Farley: (6205 Alameda Drive)* Councilman Jenkins and to the rest of the council members, I represent the West Peak Neighborhood Association, and I wrote a letter of appeal. I'm appealing the Zoning Board of Appeals, they agreed to have beer and sell wine and all that in this Five Star Convenient Store. We have no problem with it being a convenient store, we just don't want the alcoholic beverages there. I think this would be detrimental to our neighborhood. Since I've been there, we have worked tirelessly to bring our neighborhood up to par. We have the LaTierra Complex that is right next to it a block. We're always having drug activities, gang activities and related things and I just think that selling alcohol right there in the neighborhood would be detrimental to our neighborhood. And I would ask, we have a day care center there that's opening up right next door to it. Our school children catch the bus right there on the corner of (inaudible) and Pines Road, and I just think this would be detrimental to our children to everything that we stand for in that neighborhood. This is located right at 4242 Pines Road, and it is the entrance way into our neighborhood. And so there is a lot of traffic that goes on there all the time. So I would ask and our neighborhood would ask at this time if the council would reconsider and deny this sale of alcoholic beverages in our neighborhood, and think of our children and how it would affect our neighborhood.

Councilwoman McCulloch: That's my church member. She works with the youth at my church.

Councilman S. Jenkins: Ms. Wilkinson and Ms. Crenshaw for the record, 6115 Tierra Drive are the owners of the daycare that's next door to the convenience store and

Mr. Roy Cary: Mr. Chairman, I object.

Councilman S. Jenkins: No sir. Hold it a minute, you're out of order, Mr. Cary, Mr. Cary, Mr. Cary I'm going to ask you one time. Now I'm going to run this meeting. As I was saying Ms. Wilkinson and Ms. Crenshaw the owners of the daycare, I personally spoke with them. And they are in opposition to the beer permit being issued. I know that they came down today because they contacted me, and it obviously was a situation of health as to why they left. On all of the other appeals, we've allowed others supporters to say who was present, and they had to leave and what their position was. I see no reason to treat this any differently. The council will recognize Mr. Spencer Hays

*Mr. Spencer Hays: (Currently Bossier City)* I know this is a political issue, there's going to be a vote taken and such I'm not unlike a lot of attorneys, I'm really not a political person. I had a brother-in-law that was in politics in Bossier Parish, so I know a little about it. But I want to speak to you about the people that are going to operate this store. You know the United States is covered with convenience stores. This is not the first convenience store that's opened up in Shreveport, it's not the first convenience store that's opened up in this neighborhood. There are stores already in that neighborhood. Other stores that are selling beer. Now this is not a liquor store, it's not liquor, it's never going to be liquor, it's beer and wine. And I'm not a drinking person myself, but do you go to a convenience store and see people around there drinking beer and raising all kind of commotion, of course not. That's not reality. Convenience store is a place where people go in and can buy items, they can buy gasoline, they can buy some food products and some beverages and most of 'em there's no trouble at all. And I want to tell you, I've known these people personally for about two years. They have three stores in Bossier City, and I go to convenience stores a lot, I hit 'em going back and forth from one court house to another and going to get candy bar or something like that, I'm in them all the time. These guys run the very best convenience stores you're ever going to go in. They're better than the Circle Ks or the 711s. And I'll tell you why, because they are personally invested in the store. When you go in to some of those stores, you have - - - they're owned by a big company somewhere and you've got employees in there and some of 'em don't even want to work there. Places are not kept clean and they're not really too concerned what's going on outside. These people have the cleanest stores you're ever going to go in and as far as trouble in the neighborhood, that's the last thing they want, because they're there to run a business and their business is going to thrive because they run a business that the community can be proud of. This is not a place - - - they're not going to open a place where people are pouring in there to buy beer all day long, they're going to be going in there buying gasoline, buying food items, snacks and they're going to hire people from the community to work in that store. And I promise you if you go into some of their stores, you'll see what I'm talking about. And as far as being degrading to the community, they're going to be a very big

asset to the community. Now I understand there's a daycare that's planning to open in that area, also have found out today that while they have applied for a license from the state, they have not been granted, so the daycare may not even open. Even if it did, those children of that daycare would suffer no harm from this convenience store. There's convenience stores all over the place, all over town and you know of places where convenience stores have come in and they've built a school after the convenience store that sells beer was already open. There's three of them across the street from Airline High School. And I've passed those all day, everyday and no trouble at all. Nothing going on there. And so I don't think that it's fair to characterize these people as purveyors of the liquor industry, because they're not. It's going to be a convenience store. They need to be able to sell beer in there to support the store. It's very difficult for a convenience store to remain a business without being able to sell beer. And you know what, all my life I've hear people talking about the alcohol, this, that and the other. And I often wondered, you know why is it that if everybody is so against alcohol, then they're allowed to be sold in the area in the first place? Nobody says no beer in Bossier City, no beer in Shreveport, no beer in other towns. Because there's money to be made, it's a commodity that people buy for the people they want to buy it. And this is only a convenience store. But they need the beer license in there to help the (inaudible) and to keep the store open. Just like all the other convenience stores. There's stores already in that area that sell beer, and the children, high school kids have access to all the time. There's not going to be anything that's going to hurt the community, and I can guarantee you from my past experience as a customer of their stores and knowing them personally, there will be nothing but an asset. Anybody have any questions, I'll be glad to answer.

Councilman S. Jenkins: The council will recognize Mr. Roy Carey.

*Roy Carey (4615 Monkhouse Drive):* Mr. Chairman can I save my comments until after these people have been here for so long speak, I can wait another ten hours but I got a group of people who are all leaving and would like to let them go ahead and speak and I will come after them would you honor that for me Mr. Chairman.

Councilman S. Jenkins: Speak now or forever hold your peace Mr. Carey.

Mr. Carey: Mr. Chairman, if I could the other councilmen can we get them in the chamber Mr. Chairman so that we can have – good evening Council Members, Mr. Chairman thank you. Mr. Chairman I want to first put this map on the screen if I can and if you will would you pass this to each one of the council members please ma'am (inaudible). Mr. Chairman can I save my comments I believe Mr. Jenkins, because he had asked me to get this map and I'd like for him to be in here because he had requested yesterday that I get this map and I got it and I want to share it with him and this council

body. Would you please ask him to come in please if you will please? He is right outside the door.

Councilman S. Jenkins: I am being told that he is with a constituent Mr. Carey now I have no control of the council member's goings and comings and we have to go ahead and proceed with what we are doing here.

Mr. Carey: Mr. Chairman I have served on this council before and I am not pleased with the way that we are being treated but I will respect you as chair. I do know that when there is an issue as severe as this all the body members need to be here who is going to vote on it so they could have pertinent information and if a citizen or business owner wants to get the council member in who requested me to get this information I think you ought to at least let the staff go and ask him that Roy Carey wants to get him in on this particular issue.

Councilman S. Jenkins: I am being told by the staff that he is with a constituent and I have no control over that council member going and comings.

Mr. Carey: Mr. Chairman, will you yield me to go out and get him please?

Councilman S. Jenkins: You will be using your three minutes Mr. Carey; you need to make your presentation.

Councilman McCulloch: Michael Williams got him Roy.

Mr. Carey: Thank you. Can we get the light on here please so that I can use this? Thank you Mr. Jenkins, I got this map that we talked about and I didn't want to do anything until you got here at your desk. Thank you so much. Again, let me just share some statistics with this council body to show that this is just not anything out of continuity. First of all if you look at this street here, this is Pines Road on your back sheet you got a list of the stores everything from Greenwood Road and Pines Road you got Circle K sales beer, you got Brookshire's who sale beer and wine. You got the Gulf at the corner of Greenwood Road and Pines Road it sells beer. You got the Shell station across the interstate, sales beer you got the Circle K at the corner of Pines and Buncombe, Pines and 70<sup>th</sup> that sales beer. You got one, two, three, four, five, six convenient operations there in this – six entities that are selling beer, so I want this council to know that this is nothing out of the ordinary, its not out of context Mr. Shyne when we look at this map as I wanted to present it to you. Now let me do this if I can. Next, gentleman this is what the building look like before I bought it, it was like that for some 20years, vacant. People would come there and do graffiti on it, people would come there and hang out on the corner, distribute drugs. I talked as we walked the neighborhood this weekend

and you are going to have some members who are going to come up and tell you that people said they had to come over there and they had to pick up beer cans and bottles on weekend because people used it as a hang out. Trailers are parked there at times, I had to put stationary – my staff had to create stationary to put no parking out there. This is a before of the picture and we talk about Shreveport and progressing and Mr. Chairman, I am a little sadden that you campaigned on jobs and creating economic development in your district and you are one of my persons who have been the most against me in this, I will deal with that as I go on in my presentation. After opening this is what it looks like and I want to ask this council body this is an entity that if you are going to talk about progression and you talk about success is this something that we want to stay looking like that or would you like that but I want to show you a little bit further. People who are renting this place is Chevron they have a nice store on Lakeshore right across from Alpine Liquor they have a very nice store on Hollywood and St. Vincent. They have three stores in Bossier one on Swan Lake Road, one on Barksdale and an Exxon on Airline. They run a tight very professional operation they are going to do some more upgrades and put the Chevron signs as long as they can get the sales up to do the gas. So let's talk about if I can, let's talk about the assets. People coming up here talking emotion, but let' talk assets. It provides for convenience to the adjacent neighborhood it's an economic impact to the neighborhood. When I ran the store Mr. Shyne the income per month was seventy five thousand a month in gas and inside sales. Now a company like Chevron is going to do a lot more they got a lot more money than I got and they are going to make greater impact. So, they are going to be talking about anywhere from seventy five thousand to one hundred thousand dollars a month that the city can get the revenue from the taxes and the parish. So, it's going to be an economic benefit. Not only that it's going to add six to eight jobs and we got a couple of employees out there that's going to come up and testify to what kind of operation they are going to run. It's going to increase property value, people talking about well my property value is going to go down that's not the case. Anytime you bring in a building and renovate it and bring it back up to standards it raises property value that's a myth. We talked about the revenue generating it's also going to add needed lighting into the entrance of the neighborhood it's a dark corner when there is nothing operating there and when people come there they find it very comfortable to come there to make their transactions. And there has been several people who has complained to me as we walked this neighborhood on Friday and Saturday that they got a problem because there is always somebody up there that is carrying on some activity that looks illegal or unlawful it's going to remove that with the way of lighting. It is going to even help provide lighting if the daycare should get open that they will have lighting all around the corner and have cameras to help give them more comfortable security. I think it is a myth to other businesses, I'm an entrepreneur I don't want people to think that we can get six locations in the area of beer permit and get a unanimous

vote by the ZBA to support it I don't want people thinking that Shreveport is anti business because you don't see that kind of happening in Bossier. The other thing that add asset to the neighborhood people said when they walk they don't want to go way down the street on the corner. They want to be able to get their gasoline and groceries right there everybody don't have a car that is in walking distance the apartments are right behind it, Mr. Webb I ran the store some ten years ago maybe twelve years ago or fifteen years ago we never got a citation for selling to a minor. The daycare was open we partnered with the daycare and let them use our back parking lot for children to play on because they didn't have enough space. Also, want to say it's going to be kept cleaner now, it's going to be kept safe and it's going to be friendly. Chevron is no fly by night company they do a great job in representing the community and the neighborhood and they are one of the biggest oil industries in the gasoline industry there is so we are talking about an architectural compliment to the community because they are going to come in and do their big signs and once they do the gas and do all the stuff that they do and do like they did with the stores on there so it is going to be an architectural compliment. Let's look at the liability if we can, the liabilities, here are the liabilities council members; it's a vacant building, one vacant building attract graffiti, drug activity, crime all kinds of parking. Unlawful creative people find stuff to do if they ain't got nothing to do, loitering they are going to be loitering out there pulling up at night dark they are going to be using that place to do whatever they need to do. People will throw trash and debris where they see there is no activity we are going to eliminate that problem. And also if that property sits there and Mayor I see the program y'all got with the building downtown, very good program of renovating and renovating and bringing it back up to standards that's what you do to keep property from deteriorating if it sits there and its been vacant for twelve years, if it sits there Mr. Jenkins another twelve years it will depreciated to zero and make property values come down and at the time now it's creating no taxes, no revenue for the city the parish or the state. So, it just depends on if the cities got enough money and they don't need more revenue and this might be something that you might want to vote against but if the city is running short in revenues this could be a 1.2 to 1.5million dollar taxable revenue at the end of the year. Let me do this if I can, lets not focus on the beer and wine items that's not all we are trying to do there it is a convenient store. You don't go to Wal-Mart and say we don't want them – let's use this example, it's a B-3 district and we are applying for a special use exception but you don't find in B-3 district where they give one entity a right and don't give it to the other. When you are talking about bringing people to this city and want to invite them to become a business person in Shreveport Mr. Webb, you want to say the playing field is leveled there ain't no politics there ain't no favors being done it ain't who you know it ain't what you got it is what the zoning says and the ZBA that members you have appointed to oversee these zoning matters unanimously voted to support this. I want to talk about beer and stuff because we make

beer and stuff a big issue and since most of y'all mostly focusing on that, the first miracle in the bible Jesus done was he changed water to wine Jesus never condoned beer or alcohol nor did he condemn it. So, I want to get these super religious people comfortable because when we go to the Captain's game we can purchase beer. When we go to the Independence Bowl we can get beer. When we go to football games we can get beer. When we go to entertainment we can get beer, why we making beer this satanic enemy now. I want to say let's not focus on the beer but if you do want to focus on it there are a lot more thousand of folks at the Independence Stadium and we don't have any crime escalating it's not degrading the community. It's not making kids drink the people who run the operation are responsible for who drinks and who doesn't drink by IDing them and they got a machine they are going to show you how they deal with that and the employee will talk about that. Let's talk about the win, win if we can it's a win for the neighborhood, it's going to create jobs. We walked this community on Saturday and let me just say this to council members, I want to share this to because I am very displeased at my councilman I don't expect him to vote for me because I supported Jerry White who ran against him but I thought he could put that aside but I have been treated so unprofessional by Mr. Chairman, let me give you an example. I asked Mr. Jenkins for a meeting, first I talked to Mr. Jenkins, Mr. Shyne about this issue before we opened it up told him about it at city hall when Mr. Everson did the landlord hearing. I walked up to him and told him about it, he said I don't have no problem with it then he waited until the hearing on the day of the meeting and he calls me and said Roy, I am going to have a problem with that, I said why are you going to have a problem with it? Well I had a meeting this weekend with a couple of people and they are against that man and I said well Mr. Jenkins it ain't but two people and the more people we talked to are for it. Yeah, but these people helped me and I am going to run for Mayor and I can't be against them, and I said if two people going to affect you being Mayor, you don't need to be Mayor, I did because – and let me say this if you are going to be a Mayor you got to have a backbone and you got to stand for something or you are going to fall for anything and I didn't like that –

Councilman O. Jenkins: Just a moment, I just want to say, I appreciate the comments and you put the Chairman in a difficult position.

Councilman Shyne: You sure did.

Councilman O. Jenkins: I'm just moving on and if you don't mind I am just going to step in on his behalf and say, just move along with the issue that we are discussing here today and let's focus on that so that we can actually get through some business today.

Councilman Shyne: Thank you.

Councilman S. Jenkins: Thank you, Councilman Oliver Jenkins; I did not want to respond to that.

Mr. Carey: Let me also say this if I can let me say this – that the people who are opposing, I had asked Mr. Chairman for the petition two weeks ago, I didn't get the petition until yesterday. I called him and left a voicemail, I am just stating the facts called his office and left a message with his secretary he didn't call me. I said yesterday to Sam, why didn't you get me the petition he said, well I went out of town and I said well I called and left a voice message on your cell phone. Well we didn't get the petition until Friday evening because I had to work through getting it from the council staff and we went out on Friday evening and we got a petition of right at fourteen hundred people to sign this that are all up and down Pines Road all up and down Lakeshore I mean Western Hills, Tierra all the communities up and down Pines Road. If you looked at this petition everybody is overwhelmingly supporting it as a matter a fact, I did this, I went ahead and highlighted some of the people that say they represent West Shreveport Association. Ms. Farley and by the way I went to her house and knocked on her door and tried to talk with her and couldn't, but I want to show this is the street that she lives on and if she is representing the neighborhood association here is Alameda, I'm sorry let me get the street she lives on, here is Alameda all those people supporting it. There were some people who were told that this was going to be a liquor store if you looked at the letter yesterday they referred to it as liquor. As we were out there walking people told us well we thought it was going to be a liquor store we were told that it was going to be a liquor store. All these people that are highlighted are on Ms. Farley's street there's another one Alameda, you got that petition gentleman and here's another page with Alameda. If you representing the neighborhood why is all your neighbors voting with me to reopen the store because it is a convenient store and then we got people who were carrying the petition with her Joyce Lewis who was one of the people who carried the petition, her and her husband told me we were told wrong. We didn't know that this was going to be – we thought you were going to open a liquor store and they said when we found out that it was going to be a convenient store like you and your wife had before we'll be glad to support and they voted to support it. Here again on Frondosa we got several people all over the neighborhood we got several petition with several numbers of people overwhelmingly supporting it and that's why Mr. Shyne I want to go and get the copy of the petition to see who all these people were who were talking against it. But when we looked at them after going through that list over half of those people were deleted because they were told that it was going to be liquor store and they weren't Mr. Webb we told them it was going to be a convenient store. Now I want to say this finally that the Mayor lives out on Pines Road. I built a half a million house out on Pines Road. The CAO lives out on Pines Road. My pastor, Pastor Harry Blake, lives out on Pines Road they're other members in this city who live

up and down Pines Road that are here today that are overwhelmingly supporting this issue. I'm asking you to support this because the ZBA has unanimously voted for it and that is not an issue about the daycare it is an issue about fairness and its an issue zoning, its an issue about free enterprise and none of those people that we have talked about Reverend Blake signed the petition and we got several other people in the neighborhood that signed it there are in support of it. I just think when a candidate campaigns on jobs and if it is six to eight or six hundred to eight hundred he or she ought to stand by that commitment shouldn't be dangled by two or three people who helped his campaign, Mr. Webb. I'm just not for that I want fairness on this council I want people to be fair I don't want anybody to be given no special favors. I want everybody to be treated the same I don't want to hear that since you helped me in my campaign you will vote for me. I want you to vote for it because it's a good deal; it's a good business opportunity it's going to create jobs it's going to create economic development. It's going to create appreciation of property values. Are there any questions?

Councilman Webb: I spoke with you last night as well as your attorney for a few moments and as I told you last night my biggest concern was the daycare center that's 100 foot from your building.

Mr. Carey: Yes sir.

Councilman Webb: Is there anybody here from the ZBA, Jean if you would come up I'd appreciate it and if you don't mind let me ask him a question or two. I received a letter and I assume that everyone else did from the West Shreveport Alliance and looking at one of the comments that was made in this letter that the daycare center 100foot of the proposed liquor sales convenient store where liquor sales even if its beer it was talking about an ordinance that said that no permit shall be granted when the business is going to operate within 100foot or 500foot of a church or – so is that true?

Mr. Jean: That's true, but it has to be in operation at the time that the measurements are made.

Councilman Webb: It has to be operation at the time.

Mr. Jean: Right and it was not in operation at the time the measurement was made.

Councilman McCulloch: So, the daycare is not there?

Councilman Webb: It's there but –

Councilman S. Jenkins: Well no, let me say this, I did do some looking into that and first of all let me say something, you know, my position has been consistent throughout and that position is I am going to look out for that neighborhood especially that La'Tierra neighborhood that is a neighborhood that is in a fight for their life and it's going to make a big difference as to what we do out there to whether that neighborhood is going to work it's way up to a medium to moderate income type neighborhood or its going to end up being a neighborhood that is going to go down to be another low income neighborhood.

Councilman Webb: Don't run off yet.

Councilman S. Jenkins: But here's my point, I did an investigation on that myself Mr. Webb and I have some questions about it to be honest with you, and I am sorry that the owners had to leave because health issues they just texted me to let me know that the bottom line of the whole thing is that the daycare center, Bundle of Joy Nursery when I went by and looked at the file they had put in their application on February 17<sup>th</sup>. The store as far as the beer permit was concerned did not put in an application until February 22<sup>nd</sup> after this application was filed. Now, the daycare center had completed all of their inspection by February 21<sup>st</sup> why, why, why was their certificate of occupancy delayed and not issued until April 26<sup>th</sup>, which is something they needed to get their licenses straight with the state. So, the daycare center, the people have invested money in the daycare center they have done everything that the MPC has asked them to do, if the lady was here today I am sure she would say to this council what she told me that she felt like she was stonewalled in some type of form or fashion in getting her certificate of occupancy she does have it, it was issued on the 26<sup>th</sup> that was something that she needed to have in order to get her state license straight. So, I am not certain what all of that was about –

Mr. Carey: Can I –

Councilman S. Jenkins: This lady – let me finish. Now the owners of the daycare from my understanding on the last message that I got is that the state is coming in to do their inspection somewhere in between now and next Wednesday so that she could get her licensing straight but as far as the infrastructure being there as far as people going there as owners and getting that place set up just like Mr. Carey is trying to get his store set up and getting ready to operate they've done all those things. The delay came in with the issuance of the certificate of occupancy and I don't know why it took that long to do it but that's what going on that. You are going to have children there within the next couple of weeks and they are going to be right behind this convenient store. Now here is the thing that we need to remember about this with some of the comments that you are making Mr. Carey. No one is trying to stop the store from being there as far as

graffiti or empty building whatever that it is those are business decisions that you and your associates have to make. No one is trying to stop the store from being there what this appeal is about is about the sale of beer and wine at that particular location right in the heart of a neighborhood that is fighting for it's life and I am going to make my comments a little bit more at the time this comes around but I have done my research and I have looked at it very, very carefully and whatever decision I am making, I am making it on behalf of the people who live there and not 90% of these folks who live nowhere close to this store or very close to this community. I am talking about the people who live there and are having to deal with the issues that arrive in that community that's what the whole thing is about. So, I don't want it to be any confusion like someone is trying to stop you from opening the store. Now, let me say this and I'm going to be finished and I'm going to turn it back over to Councilman Webb, because he had the floor, I just wanted to share the information I had she was there first she did what she was suppose to do but after her certificate of occupancy folks was delayed from February to April I'm not sure what that was all about and I don't want to sit her today and say all the things that she told me or what she thought happened to her in her getting her certificate of occupancy issued for her doing that but she does have it and you are going to have children right next door to that store. There is no denying it and that's what the facts really are that's how that played out.

Councilman Webb: Do you know what the reason was for the delay?

Mr. Jean: No sir, I do not have the details of that.

Councilman Webb: Well if she has been granted her license or whatever she would have been issued that would have made a difference in the decision of the ZBA I assume?

Mr. Jean: If they were in operation at the time that the measurement was made, yes it would not be eligible because it would have been protected use within that measurement.

Councilman Webb: So, if we had of had this meeting two weeks ago he could have possibly been issued permission to operate a convenient store with beer and wine and then he would be grandfathered because the daycare would have come afterwards.

Mr. Jean: Yes, if you move a business in where a liquor store or similar business is there then you are moving in knowing that that's there so they could remain. So, if you choose to you can have a church that you want to locate that is near within the measurements then you can choose to do that that would be allowed to happen. But if they was an operation at the time that the measurement was made then it would not be

eligible then because the use within that but I did not come prepared to get into any detailed discussion about what delay may have occurred I'd have to do some research on that one to understand that fully.

Councilman Webb: Alright, thank you, Mr. Carey would you be willing to operate a convenient store without the beer and wine?

Mr. Carey: Mr. Webb, no, let me give you a good example would be like giving Harrah's, giving Sam's Town and giving Isle of Capri gambling licenses and say would you like to bring your riverboat on the river. It's no advantage you put yourself out of business they operate on one stop shop concept. Let me clear this up we talked to the city attorney this evening and I wish the attorney was here and I wish the city attorney was here, the law does not apply Mr. Webb until the operation is open. That process she could be denied by the state, you can not hold me hostage because she is in the process. Secondly, Mr. Webb if I get our license it does not affect her getting her license as he just said, she or a church can choose whatever they want to locate. Thirdly, Mr. Webb we had a daycare there when we bought the store and it wasn't an open store and there was a daycare there Mr. Webb. We open the store we got zoning for beer the daycare was back there they never opposed it because we worked in partnership with them because it was a blessing and a benefit to them because of the fact they had somebody there that could run to the store to get things and it was immediately convenient for them. I want to bring this out and you can talk to the city attorney because we asked her today that the procedure the law says that it's got to be open and operating, it's not open – and again we are pro speculating. A pro business person would say well if it is not going to hurt them and it's not going to – what's the problem. Because right up the street and these people are going to come up and tell you they will tell you that neighbors were telling them well we get tired of our children walking up the street and crossing the street at risk to go the Gulf right across on Greenwood Road and Pines when this store was a better convenient asset. Let me state a little bit further, I beg to differ Mr. Jenkins on that because the owners of the business who are leasing it with Chevron talked to Ms. – that's why she left – watch this you have never seen the daycare people come down here pushing this they got some people in the neighborhood association orchestrating this and you are going to see this by the numbers today and I don't want that kind of activity to happen when neighbors go out and misinform let me give you a good example. When this letter was wrote, notice it didn't say beer and wine, it said liquor then if a person go through the detail of saying well you guys ain't going to sale no gas I done check the DEQ well I just gave you your certificate where we did get Jones Environmental – we spent six thousand dollars Mayor Glover to get them to test the ground to make sure the tanks are safe. So, there are a lot of mis-allegation as we walked the neighborhood. Let me say this if I can, look at these petitions look at these the 90% of these petitions are from Frondosa, Mondera, Insená,

Scenic right behind the store. I want to beg the differ if you got the time we can go through these pages and see, I got the walkers out there the same people who walked and supported your campaign walked out with me to go out and get these petitions. So, they are not going to violate that the other thing I want to do is say that the question was raised to a meeting with me again Mr. Chairman, I got to bring this out because I don't want to be used as a political football.

Councilman S. Jenkins: Just be truthful with it, I don't mind you bringing something out, just be truthful with it.

Mr. Carey: I will and I am going to be very truthful another lady said, one of the homeowners association representatives in a meeting in Mr. Jenkins office it was not handled properly they went in his office and sat 20minutes before they let me and after I left they stayed 20minutes. I think it ought to be like this council let everybody do it openly and let us do it audibly and let everybody see what is going on. But one of the ladies told me, I don't care what you do I'm not voting for you because you divorced your wife what does that have to do with it and Mr. Jenkins knows it because he told the lady, okay well that's enough. But I am not telling you that you are the only person that heard it Mr. Alan Clarke heard it because the lady said it right over here. She said I don't care what you got I am not voting for you because you divorced my friend Cheryl. That has nothing to do with this store –

Councilman S. Jenkins: This is not a vote sir.

Mr. Carey: Well my point is – Mr. Chairman I didn't interrupt you and when I was chairman of the council I let the person who had this mic have the mic.

Councilman S. Jenkins: Let me tell you something Mr. Carey, you need to understand something.

Mr. Carey: Mr. Chairman –

Councilman S. Jenkins: No, I think you really need to understand something okay, we have been extending you a privilege here to speak but you are not – listen to me know –

Mr. Carey: So, is everybody else

Councilman S. Jenkins: That's right but you just need to listen to me now that doesn't mean I am suppose to sit here and let you give mistruth half truth and flat out lies about me and your conversation that I've had with you. Now you can try as much to make this about me but it's really not –

Mr. Carey: Mr. Chairman.

Councilman S. Jenkins: No sir let say this here. This is not Sam Jenkins trying to shut down your store or your business Mr. Carey. I promise you that's just not the case. Now this is an appeal that has been filed by six neighborhood association representing the western part of the city, the western part of District G and you can't ask me to ignore what those people are saying. I think what they have to say is just as important as what you have to say.

Mr. Carey: I agree Mr. Chairman.

Councilman S. Jenkins: Now, so all I am saying to you is this, alright what this appeal is about today is about – it's not about you not being able to open your store it's not about having the place up and running and customer being able to come there. It's about a permit to sell alcohol in this particular location in a neighborhood that's fighting for its life that's what it is about to me and that's where the decision making is about to me. It's not about Roy Carey okay, and it's not about a campaign that has been over and done with that I think I won by seventy some percent. It's not about bringing my opponent in here who is not here to defend himself bringing up his name that way which I think it was wrong of you to do that – me and that man have no grudge against one another and I have no grudge with you. Now you said some things and I just want to clear that up in the record this is a decision that has to be made by me as a representative and I know when you start talking about decision like this some people are going to be happy and some people are not that comes with the territory and I'm willing to deal with that I never would have put my hat in the ring to run for city councilman. I'm going to make some decision that maybe some of these folks out here that they may not like one day that's just comes with the territory, you know that because you are a former city councilman. But my position has been consistent throughout that, you know the sale of beer and wine at this particular location in that neighborhood I'm not in favor of and the people who are in opposition of it has also stated some sound valid reasons. These are not people who are just trying to be mean and say we just don't want something and all of this they made all this out and they made it very clear both in writing and they will be here to speak for themselves orally also so that's what we are here talking about today. So, let's just leave all the personal attacks out of it and just get down to the business of the day.

Mr. Carey: Mr. Chairman I would that if you would allow me when I didn't respond when you had the mic if you would allow me and be so courtesy to me and not disrupt me. When you say again, you contradict you and I are both aware that when the lady said that she is not going to vote for it because she didn't like that you told her to leave your office. You said come on you all got to get out of my office, so that's not a – don't

portray me as misrepresenting something don't portray on what I said earlier that's the facts and there are other council members who know what your goal is so, don't try and mis-portray that. The other point I want to make when you say six neighborhood associations you will find out when you get to surveying they aren't there. But that's why we went up and down all the way of those six neighborhoods we wanted to get a sampling of people out of Twilight Meadows, Mrs. McCulloch we wanted to get a sample of the people out on Pines Road I walked behind Pastor Blake's house there on Candlewood and Pines. We walked Old Western Hills, we walked Tierra but the biggest of the signatures are the folks right behind the store. If you tell me you are representing the people then if thirteen to one say we want it, why are you trying to represent the one?

Councilman S. Jenkins: I am going to have to ask you –

Mr. Carey: I didn't cut him off Mr. Chairman – I didn't cut you off.

Councilman S. Jenkins: But you are not the Chairman, that's the point, listen to me know you are going to have to wrap it up because you got other people that need to speak. Now Councilman Oliver Jenkins obviously came up because he wanted to say something in connection with what you are saying. But I am going to ask you to wrap it up in the next three minutes or so.

Mr. Carey: I will, I will thank you Mr. Chairman. So, Mr. Chairman when we talk about these petitions look through them

Councilman Shyne: Put your time up Bea.

Mr. Carey: There are 99% of these petitions are right behind the store, that's the wish of the people who elected you. The majority of the people who are in the area that is going to be impacted by it or affected by it and I will let the gentleman who is going to come up and he will tell you the position of the lady who owns the daycare but I want to say to you Mr. Webb the daycare is not an issue the city attorney will tell you that it's not open the law is only in affect if the daycare is open but if we get open it's not going to be affected and when we were adjacent to the daycare the store never sold to minors, never sold to children. When they go in Brookshire's they don't buy beer. When they go in Circle K they don't buy beer and when they go to the Shell or the Gulf up there if they are not of age they don't buy it. So, don't portray the store as one that is going to be a violator because there is going to be a person who is going to do whatever they can to protect their investment. Finally I want to say to you that the people who are going to come before you helped me walk this community. I don't have to say it all Mr. Chairman they are going to tell you what the response of the people and these right at

fourteen hundred people are saying in your district. And if you are going to listen to two or three people that run a neighborhood association over fourteen hundred we could have gotten more if we could have gotten the petition earlier. We didn't have but Friday, Saturday and Sunday to do this and we got fourteen hundred and they started their petition back in April. When you look at their petition again, I'm not the opposition there are some names that are signed by the same signature it's not and then when we take off about 50% of those names that are on our petition you got 50 people in the petition you got with a petition that is right at fourteen hundred people. Mr. Chairman, I hope I pray that you would do the right thing and support this investment. Support Chevron say to anybody who come to Shreveport Bossier that you are going to be fair across the board that you allow the same opportunity that the Circle K that the Gulf up the street that the Brookshire's right next door or that the Shell station right down the street or the other Circle K down the street that doesn't take the community. It hasn't put the community in a depression stage matter fact it has enhanced the community. Again, I want to thank you for your time and are there any questions?

Councilman S. Jenkins: Councilman did you have something?

Councilman O. Jenkins: No sir.

Councilman Shyne: Mr. Chairman, let me say something before Ms. Lawrence comes up. Ms. Lawrence, come on up, but I would hope that you would refrain from making any kind of personal or any kind of political innuendos.

*Ms. Joyce Lawrence: (4107 Scenic Dr)* I certainly hope to Mr. Shyne, I will try to just stick with the facts as we see them, and as we believe is best for our neighborhood. I'm really saddened to see the personal attacks and no, I will not go to the personal attacks. But I would like to say Mr. Cary raised some very interesting comments about what he believes is economic development and what's best for our community. The very first thing that I would like to say to the Council is the signatures on the petition that West Peak Neighborhood Association circulated were strategically circulated in her community because the liquor store of the sales of liquor at that site, and by the way Mr. Cary, the legal definition of liquor does include wine, and beer. So, when we say liquor sales, we do mean that it is not in the best interest for the neighborhood to have any type of liquor sales at all. We are overjoyed to know that Mr. Cary is finally trying to do something with his business and we welcome the convenience store. We didn't run our petition to highlight what we were doing in terms of a store, our petition was very simple, it said that we are asking you to sign this petition to reverse the sale of liquor as approved by the Zoning Board of Appeals. We didn't hide the fact that we were trying to get the liquor sales in under the auspices of a convenient store. Two things that were on Mr. Cary's overhead that are striking. He obviously has not done

any research into how liquor stores impact neighborhoods. I challenge anyone in this room to Google 'liquor store impact on neighborhoods'. Which is why liquor stores are not normally included in any large planning for any community. Liquor sales means that its also a liquor store. If you're going to sell liquor out of an establishment, which is why you have to get the exception. If it were not a problem, you wouldn't have to get an exception, we would not be here appealing it. There are other issues around public safety we're concerned about. Liquor stores increase violent crimes in neighborhoods. We're not looking to have LaTierra and that strip of those five or six blocks do anything but improve. It has been a source of crime, drug dealing, absentee owner/landlords who are not keeping their properties up. And I know the mayor had some things to say about that. About neighborhood standards that was a vision of his, and we're asking that you take those eyes and put 'em on that four blocks. Because its four blocks that need some attention. And I know that our T-Bone officer was overwhelmed at one point giving tickets for cars in yards, and we had some discussion about how many of those tickets were really paid, how many of those fines were really collected, because perhaps poor families or families who just are economically challenged couldn't pay those fines. The other things that liquor stores do in addition to increasing the types of crime, is that the spot where Mr. Cary proposes to put the liquor store is going to increase traffic, and the reason that there is an uproar from the community is because that is one of the arteries into our neighborhood. So yeah, strategically, Mrs. Farley got the neighbors in that neighborhood that are primarily going to use that artery to get to their homes to sign her petition. And the other thing that happened in terms of getting signatures, the letter that was received back from the City Council stated that any documents, letters or writings to be included in the packet must received by 5:00 p.m. on May 2<sup>nd</sup>. So yes we could have gotten signatures. And speaking of signatures, I hope the council has some original copies of those petitions that Mr. Cary submitted. It may be that at some point we may have to have a forensic examiner look at some of those signatures. Clearly on some of those pages, don't know, just appears that some person signed a number of names over on those pages. However, lets say that the daycare center hasn't gone into operation. A big issue is can somebody in this city tell me why the applicant for a certificate of occupancy was held up for 2 ½ months, getting a document that somebody knew was needed to get her state license. I have asked the city council persons by letter to please investigate and let us know. Was it a staffing oversight? Could be? But should that kind of oversight be something that's tolerated in a city that's progressive like Shreveport? We also talk about Mr. Cary pointed out that there's six establishments. Folks between Jefferson Paige and 70<sup>th</sup> Street, there is 14-15 stores that sell beer and wine. We have enough liquor sales establishments, whether they be beer or wine or the hard stuff in that 2-mile radius. High densities of liquor stores does not add anything to anybody's property value. We would like to also ask that in consideration of whether you vote for or against the community, that the preservation, the public safety and the

value of what citizens believe will improve conditions in their community are considered in your vote. We know that Mr. Cary is a businessman. I talked to him about being a businessman and I was willing to sit and hear him. But unfortunately, we're on two sides of this coin. Mr. Cary has said that he wanted to work with the community, however this went. Well Mr. Cary, of course you and I are on different sides and we're both hoping for our point. But I do hope that you are considering working with the community whether you get your way or whether we get ours. Because the store has been a sore spot in the community for a number of years and we welcome the convenience store, but we do not want liquor sales, liquor beer, liquor wine or anything beyond that. There are numerous studies folks that will tell you that high density liquor stores bring nothing but more problems. We have a hot spot on Tierra, we have an apartment complex that's ripe for the mayor and his staff and the Property Standards and Zoning and everybody else to come in and help us get those four blocks straight in the community. And having said that I thank you for your time.

*Ms. Gwen Phelps: (6635 Santa Monica)* Good evening. First of all, I want to say thank you to Councilman Jenkins for getting the lights placed at the Tierra entrance, and he also got lights placed at our entrance at Western Hills Estates. So I want to thank you for that. I want to say that that area is well lit. I'm here today to speak in opposition to the decision that the ZBA made. I want to say that this location sits right at the primary entrance for several subdivisions. And it also is located just in front of a daycare center and very close to a school bus stop. If you are traveling north on Pines Road and I don't think we have a map up, and you would like to enter this liquor store or convenience store, you can only do it by turning onto Tierra Drive. And then up into the parking lot of the store. And the same if you are going to continue traveling north. In the past, this has created quite a bit of congestion at this location. As I used to use this as kinda of shortcut to my home, but when the convenience stores were there, I stopped going because of the erratic driving that - - - was because of the people trying to get in and out of the store. Our concern with this is that the erratic driving for someone who is trying to get beer or wine or somebody whose had too much beer and wine coming in contact with some of the youth in the area. This could easily become a bad situation. Also because Tierra has quite a bit of foot traffic for a student or our young people that are going back and forth to Bill Cockrell Park which is just north of this location and to the public library, which is just south of this location. Pines Road offers many opportunities to purchase beer and wine. Within a half-mile of this location there are at least five. You've heard several people attest to that this afternoon. And if you go one mile in any direction, that number triples maybe to 15-20 or so. So, please vote against giving this location the right to sell beer and wine.

*Mr. Michael Williams: (2101 Carver Place)* A lot has been said, I don't want to take too long, but I rise in support of the Patel Group who is the owner of the Chevron

Management Group. I heard a lot said about how we are concerned about the plight of our community. There is a Chevron station on Lakeshore and Portland. Sits in the heart of the Allendale, Lakeside and Queensborough. I haven't heard of any crime, graffiti or any hanging out. I haven't heard of any liquor sales to minors. First of all, this group is a class act group. We aren't talking about a fly by night company comes in, become an eyesore in our community. Our international brothers who are making this investment understand that people like Mr. Jenkins and I want a class act type of business in our community. We don't want eyesores and black eyes to appreciate the property value, and it's not a liquor store. Its convenient for people who don't have a car, they can't walk. Wal-Mart sells liquor and beer. Are you sending a mixed signal to them? The mom and pop stores can't compete because Wal-Mart, the big boys are selling the little stores out. The little man don't have a chance as long as the big boys come in and do what they do. So its unfair to sit here and say this is a liquor store. Have you even met these people? These people are making millions and millions investment into not only Shreveport, LA, but all the way from Atlanta to Louisiana. They have over 50 stores, and haven't been cited for anything negative in our community. If they were I would be on their side. I don't want anything in our community tearing up our community selling alcohol, and liquor to people to our children. It's anti-theoretical to say you for something and you're against this. It is unfair. I just ask that you be objective and open minded and think with a clear conscious. They're back on the tax rolls. For the building to be closed, it's a health hazard, fire hazard, drug hazard. Anything could happen on that corner, but you put it back on the tax rolls, it increases the value of your property. Don't decrease it. We need those tax dollars. All money ain't good money, but this is a good investment. Its unfair to say that the mom and pop stores of our community, not just a church, a school, a library, but a mom and pop store, is the backbone of the inner city area. Mom and pop stores. This is a nice clean operation. I'm proud to say I stand to support them. I stand as a citizen, not as a politician, (inaudible) but I stand as a citizen saying I support this initiative what they're doing in that area. Cause they've done it all over the community and haven't had no problem with the police (inaudible). They have been the lifeline for people to be able to walk and get food for their children. Not just focused on liquor and beer. And its following what the ZBA has done. They've done their duty, and live in free enterprise. And as I close, we have given the ZBA and the MPC the challenge to do their jobs. Those are very professional people, they very competent. I just ask that you be objective. We live in a free enterprise and we ought to be able to say do operate a business in the city of Shreveport, Caddo Parish, we ought to tree you fair, because they could take their business somewhere else can receive the tax dollars. Shreveport and Caddo is open for business. We want your business in here, but we want good quality business. We don't want business that tears down and bring down our community, and I would say that I hope that ultimately the decision is yours. But I do feel this would be a win/win for the people in that area. I do feel that it would be in

the best interest to do what is best, sometimes not what is popular. It's not an eyesore, it'd be a face lift and it'd be an upgrade. And I hope that you will reconsider your position and vote yes to support this group and you'll be proud of what you've done today. So thank you for your time and thank you for your vote.

Councilman S. Jenkins: Commissioner, commissioner, commissioner? You do understand that Commissioner Ken Epperson who represents that area and who lives in that neighborhood is on record in opposition to the sale of beer and wine at that location.

Mr. Williams: Well there are times that we disagree to be disagreeable. He still gone be my brother. Whatever you decide, I love you too. It doesn't matter.

Councilman S. Jenkins: No, I'm just making that known.

*Ms. Constance McKinsey-Neal: (4348 Hermosa)* I am a resident of the Kentwood Subdivision which encompasses the area where the store is. We are not against having the convenience store, we are against the store having the license to sell alcohol. At the end of the day, this is our neighborhood. We are the ones who have to go out and clean out the flower beds and the medians with the broken bottles and the cans. There is enough for us to focus on. We already have the crime. Someone's already alluded to, we've had drug busts and drug deals going on, and we have a lot going on in our neighborhood. And we're trying to get it to be an acceptable place where we want to drive into everyday. Now the business person or whomever spoke of partnering with us, my question to them is are they going to assist us in keeping that front area clean that people go by and just throw their trash into? Now if you really want to partner with us, then its something that you can do if you really want to do what you say you want to do and partner with us. We want our area to be attractive just like the other areas that have flowers and everything at the front of their entrance way to their neighborhoods. So like I said again, we are the ones who actually work to keep that area clean, so if they really want to do what they say they want to do, then they will be acceptable to work with us on that. Thank you very much.

*Mr. Donnell Clarkson:*

Mr. Cary: Mr. Chairman, Mr. Clarkson had to go out, he was speaking in support of the convenience store.

Councilman S. Jenkins: Well let me ask this. And I'm not trying to prevent anyone from speaking, but I'm saying if we have a number of people here who are saying that

they basically support or oppose, maybe we could just try to see if we could just poll that by them standing up. But if they want to speak, I don't want to deny them.

Mr. Cary: Mr. Chairman, I would like to be afforded the same right that every other citizen (inaudible) people who waited all day to come and voice their opinion.

Councilman Shyne: Right, he's going to let 'em speak.

Councilwoman McCulloch: Chairperson, just in case decides to leave, can we just poll it to see whose here in support and who is in opposition.

Councilman Shyne: But if they're here, let 'em speak.

Councilwoman McCulloch: I mean, but we need to poll it now because people are walking out.

Councilman S. Jenkins: Hold it, hold it a minute. The council will recognize Ms. Lachandra Sanders.

Councilman Shyne: There she is right there. And Lachandra has been here a long time. Haven't you?

*Ms. Lachandra Sanders: (4238 Encina Drive)* I also work for Chevron, I'm just here to support the store because I am an employee, that it totally safe. As far as kids in the neighborhood, and as far as the neighborhood goes, I've been living there eight years, and out of those eight years, the daycare doesn't stay open very long. I would rather the store be there for kids' purposes instead of going knocking door-to-door trying to buy candy where they can get caught up in drug deals or just any type of thing, you know, that just might go on. It's a safe environment for our senior citizens that don't have a car, that can't go down the street to Circle K or to Brookshire's. It's just a convenience to the neighborhood. Like I said I work there, so I can assure you that its safe. And for the record, it's not a liquor store, it is a convenience store. If it was a liquor store, Circle K wouldn't be allowed to sell beer on Sundays or Brookshire's wouldn't be allowed to sell beer on Sundays or whatever. It's just a convenience store. If it was considered a liquor store, it would be a liquor store. Thrift Liquor is the only liquor store I know of on Pines Road. But I'm totally for the store because it's 100% safe.

*Xiangdra Coleman:*

Ms. Sanders: She had to go to work, and I can speak on behalf of her also (inaudible).

Councilman S. Jenkins: And she's here in support. The council will recognize Ms. Pattie Hamilton.

Councilwoman McCulloch: The former "Miss J. S. Clark"

*Ms. Pattie Hamilton: (4202 Scenic)* I've been there for 23 years. I am here in support of the convenience store on Pines Road. And my daughter also was a daycare - - - she attended that daycare at one time, and it wasn't any problem with the convenience store being there and at one time 7-11 or Circle K too was there and they sold the beer or whatever and it wasn't any problem. So, I'm here in support of it.

*Ms. Shirley Mandigo: (6318 Ernwood Circle)* I've been in the Pines Road area for 30 years now. When I first moved there, there was a Circle K. They sold beer, they sold whatever, and there was a daycare behind it at that time, there was no problem. I am in total support of it, and unless something has been changed, I don't understand the problem. And my daughter is here, my daughter lives closer to that store than I do, and with her being a diabetic, she's not able to drive. And so she has to walk. Sometimes she walks up to the corner of Pines and 70<sup>th</sup>, just to get small stuff, and she's totally for it too. So we're totally in support of the store.

*Ms. Kristina Douglas:*

Mr. Cary: She had to leave.

Councilman Shyne: Was she in favor of it?

Councilwoman McCulloch: Yeah, she's in favor of it.

Mr. Cary: That was the daughter that went to the daycare. She had to leave.

Councilman S. Jenkins: Her address is at 5890 Kennon Street. The council will recognize Ms. Linda Douglas.

Councilman Shyne: And Ms. Douglas has been here quite some time, haven't you Ms. Douglas?

*Ms. Linda Douglas: (9840 Kennon)* Yes I have. My daughter was Kristina Douglas. She had to leave. I did apply to put her in the daycare center next to the convenience store back when she was small, however the daycare center was inadequate for her because they had some practices that (inaudible), but even then they sold beer and it didn't bother me because they sell beer everywhere. Everywhere you go, Wal-Mart, any gas

station you go to, and it's not necessarily the beer you buy at the gas station that's the problem, it's the beer that's in peoples' houses that you need to worry about, the beer, and the liquor and the alcohol that they have under their cabinet that you need to worry about more than the beer that you can buy at the liquor store, because at least you have people there that are regulating who they're selling it to, but you need to worry about the beer, the drugs and the alcohol that is under the cabinet at peoples' houses that you have to worry about. So I'm in favor of the convenience store being there. Because as it sits now, it's really kind of an eyesore, and it's the place where gang members and people can hang out and do things that undercover - - - you know. I think that the people that live right next to it, would probably want or feel better if somebody was occupying that building rather than it being a vacant building, than just leaving it vacant like that. It would probably be better if there was a business there. There would be safer, maybe more policemen there or somebody surrounding the building keeping it safe for people to coming in and out of there. So, I'm in favor of opening the convenience store.

*Ms. Sharon Daniel: (4212 Madera Dr)* And I'm for the store on the corner of Tierra and Pines Road. When I was growing up, it was a 7-11 there, and I walked from Pinewood Circle all the way to 7-11. And there was a daycare behind this convenience store, 7-11. It had no problems with anybody selling liquor, beer. As far as I know its not a liquor store. As they say, its liquor around the neighborhood, up Pines Road, you have a big liquor store in the middle of three apartment complexes, CVS, Walgreen, Wal-Mart. That was the neighborhood to me being it in the area of the neighborhood. Because you have kids running around passing the liquor store to get to a convenience store. In order for them to buy things, right now today when you go to a convenience store, they scan you to see if you're old enough to get beer. And for me to stand here and say its not a liquor store, it's a convenience store. I have kids, I have grandkids. And it's a very good convenience for them to walk right there on the corner to the convenience store instead of trying to walk way up Pines Road and 70<sup>th</sup> Street or Greenwood Road to get to a store. To have neighborhood people that are having what we call the little neighborhood convenience, they call it in the house stores. I'm going to the candy house, the candy store. Those are people that can't get to Pines Road and 70<sup>th</sup> Street or Pines Road and Greenwood Road, they have candy stores in the neighborhood where kids go to buy their candy, their drinks and cool pops and all that stuff because there's no convenience store right there in the neighborhood. And I don't see any problems with that store being on that corner, because it has been stores before. Even when I was a little girl growing up. 7-11, I walked way across five or six streets to get to 7-11. Daycare right behind it. So I'm for the store being at that corner. Thank you.

Councilman Shyne: CAO, we need to get some of those sales taxes from those - - - that's right. We need to get some of those sales taxes.

*Mr. Henry George:*

Mr. Cary: Mr. Chairman, he got a little bit tired, they were beginning to talk a little bit longer, so he said he had to go home.

Councilman Shyne: Thank you Roy.

Councilman S. Jenkins: His address is 4541 North Fairway. Council will recognize Ms. Linda George.

Mr. Cary: Yes sir, that was his wife too, they were both in support of it, and they got a little tired and went home Mr. Chairman, but they are in support of it.

Councilman S. Jenkins: That's 4541 North Fairway. Council will recognize Mr. Michael Brown.

Councilwoman McCulloch: Big Mike!

Councilman Shyne: Mike, don't walk too fast now, you never know whose looking at you and you know how it is when you're drawing a big paycheck.

*Mr. Michael Brown: (1859 St. Paul)* I'm one of the participants that walked Saturday and I collected 150 signatures, and 40 of those people, they had been misinformed saying that store is going to be a liquor store. And I told 'em, no it's not going to be like Thrifty, it's not going to be like Alpine Liquor. It's going to be like Circle K, Wal-Mart or Brookshire's. And the lady told me, I believe you. I say well, why didn't you believe the other people that came around. She said no, it's just something about you and the way that you're talking to me that I believe you. Thank you.

*Mr. Andy Zeidn:*

Mr. Cary: Mr. Chairman, that was another one in favor of it, he had to leave. But he was in favor and in support of it.

Councilman S. Jenkins: That address was 2218 General Taylor.

*Ms. Lizzie Thomas: (7544 Colquit Road, Keithville, LA)* I'm in support of the convenience store opening, and the reason I am in support of it is because we need to be considerate of the older people that live in those apartments back there, and the older

people that live in the neighborhood. And this convenience store will make it convenient where they can get to it. Because people are going to get beer and they're going to get wine, so by opening this convenience store, and selling beer and wine isn't going to make any difference, and that's why I'm in - - - for the convenience of the older people and the low income people.

*Mr. Darrell Walters:*

Mr. Cary: Mr. Chairman, that was another one that was in support of it. He did just leave also sir.

Councilman S. Jenkins: And that address was 1807 Hunter Circle. Okay, the Council recognize Mr. Milton Allen.

*Mr. Milton Allen: (6406 Santa Monica Dr)* I'm favoring the convenience store. It could be convenient for not only just selling beer and wine. It could be convenient for other things like bread or something, any kind of little small item where you want to go Brookshire's or either you can go up to the Gulf Station or either go to Wal-Mart. It's right there on the corner. So where I live it's very convenient to me. That's why I'm supporting it. I don't know about the other people. I'm just supporting it because in the area where I live I'm about half way between right in the middle of that area, between Brookshire's, between the Gulf station, and I could go either way. So that's right there on that corner, and that would be convenient for me. So by the convenience store in the neighborhood, I don't see anything wrong with it. And I support it, and that's all I have to say.

Councilwoman McCulloch: Twin!

*Mr. Donald Washington: (233 Oregon Ave)* I'm one of the guys that walked on Saturday, and I support this. I saw something on Saturday that - - - and the store is closed. But as I was walking and driving, I saw all kinds of beer bottles and beer cans, it ain't open. So where did they get the liquor from? It didn't come from the store, but I'll say this to say that it doesn't matter whether you sell liquor or wine on that corner, people can go to Wal-Mart and buy it anyway. And those cans that were out there Saturday, that's where they come from. But the main thing I'm concerned about, Chevron, the liquor store over here on Lakeshore, and before they opened that store, they got a little old Fina Service Station there, and this kind of the night when I used to drive through there, I used to be scared to get out my car to go in that store because it was so dark and people hanging around the corner. I was scared to get out my car, so I bypassed it. But Chevron came in and they built that new store over there, they lightened up the store, you won't be afraid to go in the store because they've got light,

they've got security and you ain't got to worry about people trying to knock you in the head , so I'm here today hoping that we, all of us can come together and pray that we doing what's best for the community. And I support the store, and I hope that whatever happens, some good will come out of it. Thank you all.

*Mr. Talmadge Mitchell:* No response

Councilwoman McCulloch: Bea, I'm going to need a beer in a minute.

Councilman O. Jenkins: Hold on a moment there. C'mon now Rose. That is so inappropriate.

Ms. Johnson: Why me?

*Mr. Charles Williams: (6200 LaTierra)* I support the opening of the store because of one thing. I feel that it will help the community. But I think that we've spent a lot of time talking about something that could easily resolved. Mr. Cary stated a point of law. And if that point of law is true, then it is what it is. Mr. Webb asked a question and Mr. Cary told him that the law is that if the business is not in operation. Well if the business is not in operation, they you know its just is what it is. I've walked Saturday also, and I don't know Mr. Cary and Mr. Jenkins and several others I've heard today seem to have the ability to predict what the future is going to be. I don't have it. But what I do know is this, Saturday as I walked the streets, I encountered people who told me that they had been mislead, that they had been given some information that was not truthful, and we received 100s of people who said they supported the store opening. Now, the council whether you were appointed, elected, took it by force, however you got it. Your job is to serve the people, but when we start to allow ourselves to say we're going to speak for the people. See I encountered a council set before me out there a while ago. You're not the only council in this building today. There is a group of people who have set here all day, and I have listened to them speak for the people in the area, and then you go into the area and find out, that this is not what we want. You are hearing your constituents. You don't think for your constituents, you don't think for 'em. You act on their behalf, their wishes. If they wish to have the store open, then let 'em open it. But when we start to make - - - when we start to think well I know what's best for 'em. If we start to perceive that we know what's best for somebody, then we're fixing to go into a grave, grave area. And I thank you for hearing me, but Mr. Jenkins, you Mr. Shyne, you especially, I've watched you over the years, and I have the utmost respect for this council. But it's not like Mr. Jenkins told Mr. Cary, it's not a personal thing. Just go by the rules. And that's all Mr. Cary, that's all anybody can ask anybody is to just go by the rules. Don't play political just because you have the power. Do what's best for the people, and if what is best for the people is their desire, then give them what they want.

As the song say, 'Got to give the people what they want, give it to 'em' because if they don't, election is coming up again after while, and you may not be reelected.

Councilman Shyne: Mr. Williams, just before you go, I don't want to prolong this because we've been here a long time already.

Mr. Williams: Yes sir, I have too.

Councilman Shyne: This discussion is not about whether the store can open up or not.

Mr. Williams: No, its about what - - -

Councilman Shyne: Let me finish now, I listened to you, let me finish now. It's not about whether a convenience store can be there, its about whether beer sale and wine sales can be there. I don't think it's a member on the council who would be against the convenience store, so I wanted you to leave with that in mind, that it's not just about opening the convenience store. It's about being able to sell beer and wine. So, I love you and I - - -

Mr. Williams: Mr. Shyne, let me respond to that. And I'm going to ask a question. If there was a law mower shop, setting in there where the daycare is, if I had a law mower place back there where I was fixing law mowers, would we be having this conversation? About the beer sales or the wine sales?

Councilman Shyne: Well, we could and we couldn't.

Mr. Williams: Do you think we would?

Councilman Shyne: Well we've had some people out there who came up and said that it's not just about the daycare, and I don't want to - - - listen, listen, listen. You and I are not going to prolong this. We're going to let this go on and if you need me to answer that, step over here to the side, I'll answer that for you. Lets let this meeting go on.

*Mr. Joseph Cook: (312 Dalzell)* I walked in support, well I rise in support, but I was one of the ones that also did the canvassing of the streets on Saturday. And I can tell you that a great number of people that I talked to, and I did well over 100 signatures as well, and they were both Black and White that were definitely in support of the convenience store being opened again. Now I've heard a lot of different things talking about liquor versus beer, but you and I know too, those that want it, they're going to go wherever they can to get it. Bottom line. But the store being open really is going to

present some good things for the neighborhood. 1) It will clean up the very corner we're talking about, because it won't be there for them to just trash it the way it has been in the past, because these people which I've had the opportunity to know for several months now, they are a class act, and they have - - - everything they have done has been that way. Been quality, high quality. So then the impact and while I was out on the streets one of the questions that got asked to me several times, can I apply for a job? Well I said, I'm sure you can, I'm not the person you'd talk to, but several of the people that I talked to, that was one of the things that they were asking about, a job. And certainly we, like any city want to bring more jobs into any community. Additionally, it's going to add economic benefit that will certainly help to enhance the property values there. It can be a win/win and I think without a doubt that you distinguished members of this council are people of great wisdom, and you'll act in the best (inaudible) of this city needs and what this community needs.

*Mr. Orrick Broom: (6000 W. 70<sup>th</sup> Street)* Mayor Glover and the Council, I first want to - - I could say a lot, but we've been here a long time, and you can piggy back pretty much on what everyone has said. But I heard Mr. Jenkins say earlier that he was for the community, and the community's failing. That store hasn't been opened for 12 years, so the store isn't the reason the community is failing. I mean you have like they were saying beer bottles, and this and that, the store wasn't there. It had to come from somewhere. Any bright businessman will if you move into any area where you have competitors, or what have you, if that store opening doesn't sell what these other stores are selling, people are going to bypass that store and it's going to go out of business. You're really doing it for nothing. So I believe - - - I'm in total support of the store. If anyone wants beer, wine, they're going to go wherever they want to get it anyway. I have children, I know it's a daycare with kids. They may want gum, candy, chips, pops. I mean it's right there, it's convenient, it's a convenience store. So, I'm in total support of it, I won't prolong this meeting, and I hope that you all will support it as well.

*Ms. Lenyatta Willis: (6464 Joy Drive)*

Councilman S. Jenkins: Alright Ms. Willis would be at 6464 Joy Drive. The council will recognize Mr. William Ary.

Councilman Shyne: Mr. Ary was here on couple of other problems. One was - - - is Dorothy still here? I think Dorothy took care of - - - you took care of Mr. Ary's situation, didn't you? And Mr. Mayor, the other one was about noise on his street. You might want to - - - Chief, you might want to get his address. But I talked to him out there because he lives in my district, but Dorothy took care of the one about the grass being - - - it was a couple of houses in Hollywood Heights Mr. Mayor, where the grass need to be cut. And Chief, he said there are some people who run up and down that

street too fast, and you might want to get the address and just have a couple of your officers check. You might want a couple of your officers to contact him to kinda see what time, you know that they're running up and down the street, but that was what he was interested in.

Councilman S. Jenkins: And his address is 4658

Councilman Shyne: Just hold up there, just hand it to him, and you might not want to. Well I'm saying let him have that, you might not cause somebody going to come by and talk to him, but you might want to just - - - Chief come up here and he'll give it to you.

Councilman S. Jenkins: Okay, lets do it like this here. Mr. William Ary was obviously here to speak on this thing, and he's at 4958 McDaniel as wanting to go down, and if he want to go down as being supportive. We've got to put him in the record.

Councilman Shyne: Naw, he's not supportive of - - - I mean he didn't come down about the - - - about Roy's store. Roy, did Mr. Ary come down in support?

Mr. Cary: Who?

Councilman Shyne: Mr. Ary.

Mr. Cary: Say the full name.

Councilman Shyne: He doesn't even live out there. I'm telling you, he doesn't live out in Roy's area. He lives in Hollywood Heights.

Mr. Cary: Yes he did, yes he did. He said he had to speak with you on another matter, but he knows me and he said he's supportive.

Councilman Shyne: Okay, now he might support it, but he doesn't live in Roy's area.

Mr. Cary: No, you're right, he lives in Shreveport.

Councilman Shyne: Well right, but he lives in - - - but I just want to make that - - - he might live in Shreveport, but he doesn't live out in where that.

Mr. Cary: No, he doesn't live in that area, but he said that he was in support of it.

Councilman Shyne: If he's in support of it, well and good.

Mr. Cary: That's why he filled out the - - -

Councilman S. Jenkins: Alright, the council will recognize Mr. Robert Burton.

Councilman Shyne: That sounds like a familiar name.

Mayor Glover: Former council (inaudible)

Councilman Shyne: Good to see you Robert, you're looking well. Since you left Art, you look better.

*Mr. Robert Burton: (3806 Scenic Drive)* Mayor, Council, I'm in opposition to the sale of beer and wine at that location. That's all I have to say about it.

Councilman S. Jenkins: Now we're going to go back to one here I think we overlooked a gentleman that was here on one of the previous matters. Council will recognize Mr. Kevin Coleman. We do apologize, seems like your information may have gotten mixed up somewhere. Okay? Sorry about that.

*Mr. Kevin Coleman: (2814 Frostwood Drive)* I'm just here for any question. Me and my wife are trying to open a daiquiri shop at 4601 N. Market. The Zoning Committee passed it once before, and I received a letter that we were having a meeting today, an appeals meeting, so I'm just here to answer any questions anyone may have in regards to what we're trying to do.

Councilman S. Jenkins: Okay, you're here on?

Ms. Johnson: BAC-24 Mr. Chairman.

Councilman S. Jenkins: Item No. 1?

Ms. Johnson: Yes.

Councilman S. Jenkins: Okay, Item No. 1. Ms. McCulloch that's in your district.

Councilwoman McCulloch: Right, and as I understand it, there's no opposition. And so if there's no opposition, I'm okay with it. I mean I hadn't had any calls, letters, emails, or anything to oppose your store, so I'm totally in support of it. Of course we have at least two others. I mean I like Daiquiris too, so

Mr. Coleman: I'd like to say thank you. I live in Councilman Ron Webb's district, I live in the Silver Pines Community, and I emailed you once before about the speeders, Chief Shaw got back with us and they corrected the problem, so we'd like to say thank you on behalf of our community.

Councilman Webb: What can I say? I take care of my constituents.

Councilman Shyne: You shouldn't have told Ron that, we won't be able to touch him.

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.

### **Regular Agenda Legislation**

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

*The Clerk read the following:*

1. **Resolution No. 35 of 2012**: Directing the Chief Administrative Officer to request The Louisiana Department of Natural Resources, Office of The State Mineral and Energy Board, to lease certain mineral interests owned by the City of Shreveport and authorizing the Mayor to execute all documents relative to same; and to otherwise provide with respect thereto. (*Postponed April 24, 2012*)

**Read by title and as read, motion by Councilman Shyne, seconded by Councilman O. Jenkins to remove Resolution No. 35 of 2012 from the agenda. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

**RESOLUTION NO. 73 of 2012**

**A RESOLUTION STATING THE CITY OF SHREVEPORT'S ENDORSEMENT OF ELGIN COURT, LLC TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA RESTORATION TAX ABATEMENT PROGRAM AND TO OTHERWISE PROVIDE WITH RESPECT THERETO**

**WHEREAS**, the Restoration Tax Abatement Program has been created by the electors of the State of Louisiana as an Act 445 of 1983, and amended in Act 783 of 1984, Article VII, Part II, Section 21(H) of the Louisiana Constitution and Louisiana R.S. 47:4311-4319, to authorize the Board of Commerce and Industry, with the approval of the Governor and the local governing authority and in accordance with procedures and conditions provided by law, to enter into a contract granting property owners who propose the expansion, restoration, improvement or development of an existing structure or structures in a downtown development district, historic district, or economic development district, established in accordance with law, the right to pay ad valorem taxes based upon the assessed valuation of the property prior to the commencement of the expansion, restoration, improvement or development; and

**WHEREAS**, the City of Shreveport desires to promote economic activity, create and retain job opportunities, and improve the tax base throughout the City for the benefit of all citizens; and

**WHEREAS**, it is the desire of the City Council to foster the continued growth and development (and redevelopment) of the City to the continued prosperity and welfare of the City; and

**WHEREAS**, this project is located in the Downtown Development District; and

**WHEREAS**, this project is a commercial property.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Shreveport in due, regular, and legal session convened that the City Council hereby approves the ELGIN COURT, LLC application 2010-1165 for participation in the Louisiana Restoration Tax Abatement Program.

**BE IT FURTHER RESOLVED** that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

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

**Read by title and as read, motion by Councilman Everson, seconded by Councilman Shyneto adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

## **RESOLUTION NO. 76 OF 2012**

**A RESOLUTION WHICH FINDS THAT CONSTRUCTING THE LEDBETTER HEIGHTS COMMUNITY BUILDING PROJECT IS NO LONGER FEASIBLE, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

**WHEREAS**, Proposition No. 2 of the 1996 bond election authorized \$16,050,000 of bonds for "...constructing, acquiring, improving and extending public parks and recreational facilities and acquiring the necessary land facilities, equipment and furnishings therefore, title to which shall be in the public, and, to the extent feasible, specifically for the projects set forth in the Citizens' Bond Issue Committee Report..."; and

**WHEREAS**, the Citizens' Bond Issue Committee Report lists "Ledbetter Heights Community Building" with an estimate of \$1,250,000 of bond proceeds to be applied for this project; and

**WHEREAS**, the Ledbetter Heights Community Building has not been constructed, and very few people now reside in the area to have been served by this project; and

**WHEREAS**, several acres of Ledbetter Heights is now in commercial use, including the land on which the Ledbetter Heights Community Building was to be constructed; and

**WHEREAS**, the Audit and Finance Committee discussed this matter and adopted the following motion on April 4, 2012: "That the City Council consider a resolution to declare the Ledbetter Heights Community Building Project no longer feasible due to a shift in population", since the 1996 bond election; and

**WHEREAS**, the Audit and Finance Committee also recommends that a public hearing be held to receive public comments on the feasibility of constructing the Ledbetter Heights Community Building Project before the resolution is considered for adoption.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Shreveport, in due, regular and legal session convened, that a public hearing has been held concerning the feasibility of the Ledbetter Heights Community Building Project, and the City Council finds that the Ledbetter Heights Community Building Project is no longer feasible, due to a shift in population.

**BE IT FURTHER RESOLVED** that if any provision of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

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

**Read by title and as read, motion by Councilman Everson, seconded by Councilman McCulloch to adopt.**

Councilman Shyne: And Mr. Chairman, if it's anyway possible, we'd like to keep the money in that area.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

## **RESOLUTION NO. 79 OF 2012**

**A RESOLUTION AUTHORIZING THE MAYOR TO MAKE APPLICATION WITH THE U.S. DEPARTMENT OF JUSTICE FOR A JAG GRANT; TO EXECUTE ALL DOCUMENTS AND TO RECEIVE ALL FUNDS RELATIVE TO SAME; AND OTHERWISE PROVIDE WITH RESPECT THERETO**

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

WHEREAS, the award, if approved will be for a total of \$148,413 and requires no cash match by the City of Shreveport. The funds will be split with Shreveport Police Department receiving 52.50% and the Caddo Parish Sheriff's Office receiving 47.50%

of the total funds allocated between the two agencies, the City of Shreveport will receive \$77,916.83 and the Caddo Parish Sheriff's Office to receive \$70,496.17.

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in due, regular and legal session convened, that Cedric B. Glover, Mayor, is hereby authorized to make application with the U.S. Department of Justice for a grant and to execute all documents and to receive all funds relative to the grant application and the grant.

BE IT FURTHER RESOLVED that if any provision or item of this Resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Resolution which can be given affect without the invalid provisions, items or applications and to this end the provisions of this Resolution are hereby declared severable.

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

**Read by title and as read, motion by Councilman Shyne, seconded by Councilman S. Jenkinsto adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

*The Clerk read the following:*

**AMENDMENT TO RESOLUTION NO. 80 OF 2012**

-Substitute the attached copy of "Attachment A-1" for the copy of the Attachment originally submitted with the Resolution.

Explanation of Amendment:

Attachment A-1 originally submitted with the Resolution contained an incorrect parcel number for the property described as 181437-049-0040-00 (23871 None). This Amendment changes the parcel number for this property from “P-25” to “P-25A”.

## ATTACHMENT (A-1)

### MILLENNIUM PROJECT PHASE II

#### Summary of Properties

P-25A Property: 181437-049-0040-00 (23871 None)

Offer Amount: \$4,800

Owners: Donald M. Kern 9/40, Lawrence F. Kern, Jr. 9/40, Ida Kern Papert 9/40, Rosalie Kern Williams 17/240, Lawrence F. Kern, III 17/240, Gerald Herman Kern 17/240, Sam Papert 9/240, Peggy Papert 9/240, & Lee K. Papert 9/240

Legal: Lot 14 less a triangular tract in the East corner, measuring 17.62 feet on the Northeast line and 45.43 feet on the Southeast line, Coulter Subdivision, TAL 20, Shreveport

(Adjudicated to City for 1993 taxes)

P-55 Property: 181437-050-0053-00 (129 Christian St.)

Offer Amount: \$4,940

Owners: Succession of Rufus Barrett ½, Billie Barrett Haynes ¼, & Ethel Barrett Speed ¼

Legal: Lot 53 Coulter Subdivision, TAL 20, Shreveport

(Adjudicated to City for 1993 taxes and Parish for 1993 taxes)

P-69 Property: 181437-009-0009-00 (927 Travis St.)

Offer Amount: \$585

Owner: Mary Ann Giglio 1/5

Legal: Lot 9 and ½ adjacent abandoned alley, Block 2, TAL 3, Shreveport

**Read by title and as read, motion by Councilman Everson, seconded by Councilman Shyneto adopt Amendment No. 1 to Resolution No. 80 of 2012. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

## **RESOLUTION NO. 80 OF 2011**

### **A RESOLUTION AUTHORIZING THE INSTITUTION OF EXPROPRIATION PROCEEDINGS AGAINST CERTAIN DESCRIBED PROPERTIES WITHIN THE CITY OF SHREVEPORT AND OTHERWISE PROVIDING WITH RESPECT THERETO**

**WHEREAS**, the City of Shreveport has developed the MILLENNIUM PROJECT PHASE II to revitalize an area of Shreveport; and

**WHEREAS**, the property described in “Attachment A-1”, attached hereto, is situated in the said development; and

**WHEREAS**, all attempts to amicably acquire fee title to the property identified in “Attachment A-1” have failed; and

**WHEREAS**, public necessity dictates that these properties be owned by and subject to use by the City of Shreveport.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Shreveport in due, regular and legal session convened, that the expropriation of these properties is necessary for the public interest; therefore, the City Attorney be and she is hereby authorized to institute expropriation proceedings against the owners of record, as they might appear at the time of filing suit, of the property described in “Attachment A-1”, attached hereto, to be acquired in fee title.

**BE IT FURTHER RESOLVED**, that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end, the provisions of this resolution are hereby declared severable.

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

**Motion by Councilman Everson, seconded by Councilman Shyne to adopt Resolution No. 80 of 2012 as amended. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

**RESOLUTION NO. 81 OF 2012**

**A RESOLUTION AUTHORIZING THE USE OF CERTAIN EQUIPMENT BY THE NORTH SHREVEPORT BUSINESS ASSOCIATION AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

WHEREAS, the City desires to participate in programs which directly benefit the citizens of the City by participating in wholesome activities which serve to benefit the entire community; and

WHEREAS, the North Shreveport Business Association, desires to provide an event and fund raising support to the community by hosting the Annual Crawfish Boil and Membership Drive in Shreveport; and

WHEREAS, North Shreveport Business Association has requested the use of certain city owned equipment during the event; and

WHEREAS, the program sponsored by the North Shreveport Business Association serve as a benefit to Shreveport Fire Department, Shreveport Police Department and the Caddo Parish Sherriff's Department which serves a public benefit and serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, that the use of certain city-owned equipment on Thursday, May 31, 2012, during the Annual Crawfish Boil and Membership Drive is hereby approved.

BE IT FURTHER RESOLVED that the use of the equipment by the North Shreveport Business Association is conditioned upon the execution of an indemnity and hold harmless agreement by the North Shreveport Business Association in favor of the City of Shreveport in a form acceptable to the Office of the City Attorney.

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 McCulloch, seconded by Councilman O. Jenkins to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

## **RESOLUTION NO. 82 OF 2012**

**A RESOLUTION AUTHORIZING THE USE OF CERTAIN CITY-OWNED EQUIPMENT BY THE HIGHLAND RESTORATION ASSOCIATION AND TO OTHERWISE PROVIDE WITH RESPECT THERETO:**

**BY: COUNCILMAN EVERSON DISTRICT B**

**WHEREAS**, the Highland Restoration Association has a thirty-five year history of partnership with the City of Shreveport to improve the Highland area; and

**WHEREAS**, the Highland Restoration Association serves as the impetus for the revitalization and preservation of Shreveport's historic Highland neighborhood; and

**WHEREAS**, the City desires to participate in wholesome activities that serve to benefit the community; and

**WHEREAS**, the Highland Restoration Association is hosting the second annual "Highland Experience" on May 19<sup>th</sup> & 20<sup>th</sup>, 2012; and

**WHEREAS**, the Highland Restoration Association has requested the use of certain city owned equipment during the event; and

**WHEREAS**, the program sponsored by the Highland Restoration Association provides a fund raising & educational opportunity to benefit the community which serves a public benefit and serves a public purpose.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Shreveport in due, legal and regular session convened that the use of certain city-owned equipment, in particular; tables, chairs, and trash cans by the Highland Restoration Association during the annual "Highland Experience" on May 19<sup>th</sup> and 20<sup>th</sup>, 2012 is hereby approved subject to execution of an indemnity and hold harmless agreement by

the Highland Restoration Association in favor of the City of Shreveport in a form acceptable to the Office of the City Attorney.

**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 Everson, seconded by Councilman Shyneto adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

#### **RESOLUTION NO. 85 of 2012**

#### **A RESOLUTION APPROVING THE BUDGET FOR THE CADDO-SHREVEPORT SALES AND USE TAX COMMISSION FOR THE FISCAL YEAR BEGINNING JULY 1, 2012 AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

WHEREAS, the Caddo-Shreveport Sales and Use Tax Commission was created by the City of Shreveport and the Caddo Parish School Board to provide for the joint collection, enforcement and administration of sales and use taxes levied by the City and School Board; and

WHEREAS, the Commission has submitted its proposed budget for the fiscal year beginning July 1, 2012, a copy of which was submitted to the City of Shreveport on April 26, 2012.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in legal session convened, that the total budget of \$1,088,350 proposed by the Caddo-Shreveport Sales and Use Tax Commission for the fiscal year beginning July 1, 2012, is hereby approved.

**BE IT FURTHER RESOLVED** that if any provision of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid

provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

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

**Read by title and as read, motion by Councilman O. Jenkins, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

### **RESOLUTION NO 86 OF 2011**

#### **A RESOLUTION REJECTING BIDS RECEIVED FOR IFB-12-017 CROSS LAKE PATROL HEADQUARTERS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

WHEREAS, ten (10) bids were received as a result of solicitations for Cross Lake Patrol Headquarters, IFB-12-017; and;

WHEREAS, the City has rejected these bids in accordance with La R.S. 38:2214 B, because all bids were over budget, budget is \$310,000, the lowest bid received was \$406,000;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened that the bids received on IFB-12-017 be rejected;

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable;

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

**Read by title and as read, motion by Councilman Shyne, seconded by Councilman S. Jenkinsto adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

## **RESOLUTION NUMBER 87 OF 2012**

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

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

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

**WHEREAS**, the City of Shreveport has an Adjudicated tax interest in the properties described in Attachment "A-4" for non-payment of City Property taxes; and

**WHEREAS**, the purchasing agent has inquired of all city departments regarding the properties described in Attachment "A-4" and has not received any indication that it is needed for City purposes.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Shreveport in due, regular and legal session convened that the properties described in Attachment "A-4" are hereby declared surplus.

**BE IT FURTHER RESOLVED**, that pursuant to Section 26-301 of the Code of Ordinances, this declaration that these properties are surplus satisfies the requirement of Section 26-301 (1) (d), therefore the MAYOR, Cedric B. Glover, is authorized by said Section 26-301 to do any and all things and to sign any and all documents,

including Acts of Cash Sale, in a form acceptable to the City Attorney, necessary to effectuate the purposes set forth herein.

**BE IT FURTHER RESOLVED** that if any provision or item of this resolution or the application thereof is invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items, or applications, and to this end the provisions of this resolution are hereby

declared severable.

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

**Read by title and as read, motion by Councilman McCulloch, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

**RESOLUTION NO. 88 OF 2012**

**A RESOLUTION SUSPENDING CERTAIN PROVISIONS OF CHAPTER 10 RELATIVE TO ALCOHOLIC BEVERAGES ON MAY 18<sup>TH</sup> AND 19<sup>TH</sup>, 2012 RELATIVE TO DISPENSING, SALE AND/OR CONSUMPTION OF ALCOHOLIC BEVERAGES AT 3044 YOUREE DRIVE FOR A CUSTOMER APPRECIATION EVENT AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

By: Councilman Jeff Everson

**WHEREAS**, Fat Cats located at 3044 Youree Drive will host a Customer Appreciation Event on May 18<sup>th</sup> and 19<sup>th</sup>, 2012, between the hours of 12:00 p.m. and 2:00 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. - 2:00 a.m. with no music being played outdoors after 1:30 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 Fat Cats, 3044 Youree Drive,

on May 18<sup>th</sup> and 19<sup>th</sup>, 2012, for a Customer Appreciation Event between the hours of 12:00 p.m. and 2:00 a.m., with no music being played outdoors after 1:30 a.m.

**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) and 10-80(a) are hereby suspended on May 18<sup>th</sup> and 19<sup>th</sup>, 2012, for a Customer Appreciation Event, between the hours of 12:00 p.m. - 2:00 a.m., with no music being played outdoors after 1:30 a.m. at Fat Cats, 3044 Youree Drive.

**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 Everson, seconded by Councilman O. Jenkins to adopt. Motion approved by the following vote: Ayes: Councilmen Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

12. **Resolution No. 89 of 2012**: A resolution suspending certain provisions of Chapter 10 relative to alcoholic beverages on May 26, 2012 relative to dispensing, sale and/or consumption of alcoholic beverages at Hamel Memorial Park for a 5K Run for the proposed Shreveport Dog Park and to otherwise provide with respect thereto. (C/O. Jenkins)

**Read by title and as read, motion by Councilman O. Jenkins, seconded by Councilman Shyne to postpone until the next regular meeting.**

Councilman O. Jenkins: There are some issues with it being public property and not private property, and Shelly and I've been in discussions about it today, so we're going to have to lay it over for two weeks, because there are some issues I have to - - -

Councilman Webb: When is the race?

Councilman O. Jenkins: That's five days.

Councilman Webb: When is the meeting?

Ms. Johnson: May 22<sup>nd</sup>.

Mr. Sibley: About 2 ½ weeks Mr. Webb.

Councilman Webb: Is that enough time?

Councilman O. Jenkins: I mean the bottom line is there are other things that need to happen that are not in line yet, because of it's public property insurance, etc., etc., and the hosting agency of the actual run. So that all needs to be (inaudible).

Councilman Shyne: Just don't get the dogs in it.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

#### **RESOLUTION NO. 90 OF 2012**

**A RESOLUTION SUSPENDING CERTAIN PROVISIONS OF CHAPTER 10 RELATIVE TO ALCOHOLIC BEVERAGES ON JUNE 9, 2012 RELATIVE TO DISPENSING, SALE AND/OR CONSUMPTION OF ALCOHOLIC BEVERAGES AT 436 ASHLEY RIDGE FOR ZOCOLO'S RESTAURANT, 5K RUN FOR SARAH AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

By: Councilman Michael Corbin

**WHEREAS**, Zocolo's Restaurant located at 436 Ashley Ridge will host a 5K Run for Sarah to benefit the neo-intensive care unit at LSU Medical Center on June 9, 2012 between the hours of 9:00 a.m. and 10:00 p.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 9:00 a.m. – 10:00 p.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 Zocolo's Restaurant, 436 Ashley Ridge, on June 9, 2012 for the 5K Run for Sarah to benefit the neo-intensive care unit at LSU Medical Center.

**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 June 9, 2012 for the 5K Run for Sarah to benefit the neo-intensive care unit at LSU Medical Center, between the hours of 9:00 a.m. - 10:00 p.m., at Zocolo's Restaurant, 436 Ashley Ridge.

**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 Everson, seconded by Councilman McCulloh to adopt.**

Councilman Everson: If I could just add something real quick, this is an event that's to raise funds for neonatal care unit for a couple who is very active in the fitness

community, lost a child at a young age, and its going to be a wonderful event, and I encourage anybody who has a chance to participate to go out to that event that day and help them raise some money to take care of young children and babies that aren't even born yet when they experience accidents and trauma.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

## **RESOLUTION NO. 91 OF 2012**

**A RESOLUTION TO AUTHORIZE THE EXPENDITURE OF CITY WIDE STREET IMPROVEMENT PROGRAM (11C003) FUNDS FOR STONER AVENUE, C.E. GALLOWAY, OAKDALE, ELVIS PRESLEY BOULEVARD, ROSARY LANE, AND ZEKE STREET PROJECTS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

**BY: COUNCILMAN JEFF EVERSON**

**WHEREAS**, the City Wide Street Improvement Program has an appropriation of \$11,000,000, funded from 2011 GOB, Prop 3 funds; and

**WHEREAS**, the paragraph numbered 3 in Ordinance No. 114 of 2011 (the 2012 Capital Improvements Budget) requires the City Council to authorize by resolution individual street improvement projects before City Wide Street Improvements Program Funds can be expended for those projects; and

**WHEREAS**, the City Wide Streets Improvement Program will be funded at \$21,000,000 which, if allocated equally between districts, will be \$3,000,000 for each district; and

**WHEREAS**, City Wide Street Improvement Program funds should be used to fund Stoner Avenue, Creswell To Youree Drive at a cost of \$1,046,000; C.E. Galloway, Dalzell to Olive at a cost of \$940,000; Oakdale, 1700 Block at a cost of \$650,000; Elvis Presley Boulevard, Pedestrian Median at a cost of \$190,000; Rosary Lane, New Sidewalks at a cost of \$100,000; Zeke Street Design Only, Anderson to E. Kings Highway at a cost of \$74,000 for a total cost of \$3,000,000.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Shreveport in due, regular and legal session convened, approves the use of City Wide Street Improvement Program funds for the following projects: Stoner Avenue, Creswell

To Youree Drive at a cost of \$1,046,000; C.E. Galloway, Dalzell to Olive at a cost of \$940,000; Oakdale, 1700 Block at a cost of \$650,000; Elvis Presley Boulevard, Pedestrian Median at a cost of \$190,000; Rosary Lane, New Sidewalks at a cost of \$100,000; Zeke Street Design Only, Anderson to E. Kings Highway at a cost of \$74,000 for a total cost of \$3,000,000; and the Mayor is therefore authorized to execute all contracts, deeds, grant documents and other legal instruments necessary to expend funds from the City Wide Street Improvement Program for this project.

**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 application of this resolution which can be given effect without the invalid provision, items or applications, and, to this end, the provisions of this resolution are hereby declare severable.

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

**Read by title and as read, motion by Councilman Everson, seconded by Councilman McCulloch to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

#### **RESOLUTION NO. 92 OF 2012**

**RESOLUTION TO ESTABLISH THE CIVIC APPROPRIATIONS GRANT PROGRAM, INCLUDING GUIDLELINES FOR THE ALLOCATION OF FUNDS TO NOT-FOR-PROFIT ORGANIZATIONS, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

**WHEREAS**, the City of Shreveport appropriates fund which are allocated to certain not-for-profit organizations for programs which serve an overriding public purpose; and

**WHEREAS**, the Riverfront/B-4Committee (the Committee) was given the task, by the Council Chairman, to review the application process used to award those funds to non-profit organizations; and

**WHEREAS**, the Committee has concluded its work, and the Civic Appropriations Grant Program should be formally established with guidelines for awarding funds, to insure that the program is fair and transparent, the organizations receiving funds are competent, likely to succeed, and that the programs funded serve an overriding public purpose.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Shreveport in due regular and legal session convened, that the Shreveport City Council establishes the Civic Appropriation Grants Program, as follows:

- Applications for grants, with the requested documents attached, must be received by July 31<sup>st</sup> of each year.

- Eligibility requirements:

The organization must be based in Shreveport; governed by a Board of Directors that meets at least quarterly; have been in existence for three (3) years, and must be recognized by the Internal Revenue Service as a not-for-profit organization as described in Section 501 (c ) (3) of the Internal Revenue Code.

- Funding Categories. Grants can be awarded in the following categories:

- Arts and Culture

- City Wide Community Enhancement

- Human Services

- Economic Development

- Attachments to be included with the Application:

- Articles of Incorporation

- Current Certificate of Good Standing from the Secretary of State

- Letter Demonstrating non- profit 501(c)(3) status of the Federal Tax Code

- Members of the Board of Directors

- Annual Budget adopted by the Board of Directors

- Financial Statement (audit or IRS Form 990) for agencies with annual budgets of \$25,000 or more

- Bylaws of the Agency

- Statement indicating whether city funding will be used to match a federal, state or foundation grant
- Criteria to be used to evaluate applications
- 30% Purpose of Grant: Goal of the program/project, description of the program/project. In-kind and cash matches/donations.
- 50% Need & Impact: Description of need for services/program or project, expected outcomes, information stating program or project is not duplicated elsewhere, need for City of Shreveport to provide program/project.
- 20% Administration & Budget: How requested funds will be spent, evaluation process to measure success of program/project, qualifications & experience of staff.
- Ineligible Expenses
- Capital expenditures
- Administration costs that are more than 15% of the organization's request to the City of Shreveport
- Deficit Reduction
- Costs Incurred before the effective date of the contract or after the grant period ends
- Competitions, fund-raisers, pageants or hospitality costs
- Administrative costs not associated with the project
- Application Review Committee

The review committee shall be composed of a representative from the Louisiana Association of Nonprofit Organization (LANO), United Way of Northwest Louisiana, Community Foundation of North Louisiana, Office of the Mayor/CAO and Office of the Clerk of Council.

**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 McCulloch, seconded by Councilman Everson to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

17. **Resolution No. 94 of 2012**: Authorizing the expenditure of city-wide Street Improvement Program (11C003) funds for Greenway Street, Midway Avenue, Missouri Avenue, Jewella, Lakeshore Drive, Woolworth Road, Tierra Lane, and Scenic Drive projects, and to otherwise provide with respect thereto. (G/S. Jenkins)

**Read by title and as read, motion by Councilman Shyne, seconded by Councilman O. Jenkins to remove Resolution No. 94 of 2012 from the agenda.**

Councilman Webb: Why are we removing it?

Councilman S. Jenkins: Cause I got another one that I hope I can make the motion on.

Councilman Webb: Why are we wanting to remove it?

Councilman Everson: He's adding a street to it.

Councilman S. Jenkins: There's an additional street and there was a street missing in there.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

#### **RESOLUTION NO. 97 OF 2012**

**A RESOLUTION TO AUTHORIZE THE EXPENDITURE OF CITY WIDE STREET IMPROVEMENT PROGRAM (11C003) FUNDS FOR GREENWAY STREET, MIDWAY AVENUE, MISSOURI AVENUE, JEWELLA, LAKESHORE DRIVE, WOOLWORTH ROAD, TIERRA LANE, SCENIC DRIVE, AND HOLCOMB DRIVE PROJECTS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

**BY: COUNCILMAN SAM JENKINS**

**WHEREAS**, the City Wide Street Improvement Program has an appropriation of \$11,000,000, funded from 2011 GOB, Prop 3 funds; and

**WHEREAS**, the paragraph numbered 3 in Ordinance No. 114 of 2011 (the 2012 Capital Improvements Budget) requires the City Council to authorize by resolution individual street improvement projects before City Wide Street Improvements Program Funds can be expended for those projects; and

**WHEREAS**, the City Wide Streets Improvement Program will be funded at \$21,000,000 which, if allocated equally between districts, will be \$3,000,000 for each district; and

**WHEREAS**, City Wide Street Improvement Program funds should be used to fund Greenway Street, Greenwood to Scott at a cost of \$787,100; Midway Avenue, Hearne to Jewella at a cost of \$450,000; Missouri Avenue, Lakeshore to Stonewall at a cost of \$400,000; Jewella, I-20 to Greenwood Road at a cost of \$330,000; Lakeshore Drive, Jewella to Curtis at a cost of \$296,000; Woolworth Road, South of Buncombe Road at a cost of \$200,000; Tierra Lane and Scenic Drive, Intersection Improvement at a cost of \$100,000; 200 block of Holcomb Dive at a cost of \$85,000 for a total cost of \$2,648,100.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Shreveport in due, regular and legal session convened, approves the use of City Wide Street Improvement Program funds for the following projects Greenway Street, Greenwood to Scott at a cost of \$787,100; Midway Avenue, Hearne to Jewella at a cost of \$450,000; Missouri Avenue, Lakeshore to Stonewall at a cost of \$400,000; Jewella, I-20 to Greenwood Road at a cost of \$330,000; Lakeshore Drive, Jewella to Curtis at a cost of \$296,000; Woolworth Road, South of Buncombe Road at a cost of \$200,000; Tierra Lane and Scenic Drive, Intersection Improvement at a cost of \$100,000 for a total cost of \$2,648,100; and the Mayor is therefore authorized to execute all contracts, deeds, grant documents and other legal instruments necessary to expend funds from the City Wide Street Improvement Program for this project.

**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 application of this resolution which can be given effect without the invalid provision, items or applications, and, to this end, the provisions of this resolution are hereby declare severable.

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

**Read by title and as read, motion by Councilman S. Jenkins, seconded by Councilman McCulloch to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

**Introduction of Resolutions (*Not to be adopted prior to May 22, 2012*)**

*The Clerk read the following:*

1. **Resolution No. 95 of 2012**: A resolution declaring the intention of the City of Shreveport to proceed with an application for a loan from the Louisiana Department of Environmental Quality (“LDEQ”) for funding under the Clean Water State Revolving Fund (“CWSRF”) Program in an amount not to exceed Five Million and No/100 Dollars (5,000,000) for improvements to the City’s Sewer System; Declaring the intention of the city to hire professionals in conjunction with the loan application; Declaring the intention of the city to make application to the Louisiana State Bond Commission for Approval of such loan; and to otherwise provide with respect thereto.

2. **Resolution No. 96 of 2012**: A resolution authorizing the execution of a cooperative endeavor agreement with Shreveport Agreement with Shreveport Federal Credit Union and to otherwise provide with respect thereto.

**Read by title and as read, motion by Councilman Shyne, seconded by Councilman O. Jenkins to introduce Resolution No(s). 95 and 96 of 2012 to lay over until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

**Introduction of Ordinances (*Not to be adopted prior to May 22, 2012*)**

*The Clerk read the following:*

1. **Ordinance No. 44 of 2012**: An ordinance creating and establishing a No Parking Zone in the 800 block of Linden Street, and to otherwise provide with respect thereto. (*See attached petition*)(B/Everson)

2. **Ordinance No. 45 of 2012**: An ordinance creating and establishing a No Parking Zone in the 800 block of Stephenson Street, and to otherwise provide with respect thereto. (*See attached petition*)(B/Everson)

3. **Ordinance No. 46 of 2012**: An ordinance creating and establishing a No Parking Zone in the 900 block of Stephenson Street, and to otherwise provide with respect thereto. (*See attached petition*)(B/Everson)

4. **Ordinance No. 47 of 2012**: An ordinance amending and reenacting Article VII, Division 2 of Chapter 90 of the Code of Ordinances relative to Administration and Enforcement of Stopping, Standing and Parking Regulations, and to otherwise provide with respect thereto.

5. **Ordinance No. 48 of 2012**: An ordinance amending and reenacting Article VII, Division 4 of Chapter 90 of the Code of Ordinances relative to Parking Meters, and to otherwise provide with respect thereto.

6. **Ordinance No. 50 of 2012**: An ordinance to amend and reenact Chapter 102 of the Code of Ordinances relative to taxicab fares and to otherwise provide with respect thereto

**Read by title and as read, motion by Councilman O. Jenkins, seconded by Councilman Shyne to introduce Ordinance No(s). 44, 45, 46, 47, 48 and 50 of 2012 to lay over until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

**Introduction of Ordinances (*Not to be adopted prior to June 12, 2012*)**

*The Clerk read the following:*

1. **Ordinance No. 49 of 2012**: An ordinance authorizing the donation of certain city-owned property to Community Support Programs, Inc., and to otherwise provide with respect thereto.

**Read by title and as read, motion by Councilman O. Jenkins, seconded by Councilman S. Jenkins to introduce Ordinance No. 49 of 2012 to lay over until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

Councilman O. Jenkins: One quick request. At some point in the next work session, can we have a map of where those properties are actually located? I'm sure I have it, it's just not in the packet. I'm just curious to see where that development will go.

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

*The Clerk read the following:*

1. **Ordinance No. 31 of 2012**: An ordinance adopting and enacting Chapter 36 of the City of Shreveport Code of Ordinances, the Historic Preservation Ordinance; creating and establishing the Shreveport Historic Preservation Commission; and to otherwise provide with respect thereto. (B/Everson) (*Postponed March 27, 2012*)

**Having passed first reading on April 24, 2012 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Everson, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, and Shyne. 5. Nays: None. Out of the Chamber: Councilman S. Jenkins. 1. Absent: Councilman Corbin. 1.**

Councilman Everson: If I could just have a minute to say I appreciate all the people that worked on the Mayor's study committee that he appointed back in 2009. This initiative wouldn't have happened without the hard work of that committee and the support from the many historians and the local people (inaudible). It's a good step for Shreveport and I'm proud to see it happen.

Councilman O. Jenkins: Mayor, you have a comment?

Mayor Glover: I simply second everything that was just said by Councilman Everson. There were seven members of that task force, that initial committee, some of whom were here earlier, but I think we wore them down even, but certainly appreciate their time. This represents as in many things of this nature, simply the beginning, than even longer process, and effort, but we could not be where we are right now were it not for those seven individuals and all the many hours that they put in to help get us to this point. So, Shreveport now joins all of the other major metropolitan areas in the state of Louisiana in having an ordinance of this nature.

Councilman Shyne: Does your second also include that this has been a long day.

Mayor Glover: Oh, I'm just getting started Mr. Shyne. You know we work at night.

Councilman Shyne: There you go.

2. **Ordinance No. 40 of 2012: ZONING C-16-12:** An ordinance amending Chapter 106 Of The Code Of Ordinances, The City Of Shreveport Zoning Ordinance, by rezoning property located on the SE side of Flyer Drive, 2400 feet east of Shreveport Barksdale Hwy, Shreveport, Caddo Parish, Louisiana, be and the same is hereby changed from **R-1D, Urban One-Family Residence District to R-3, Urban Multi-Family Residence District** and to otherwise provide with respect thereto. (C/O. Jenkins)

**Having passed first reading on April 24, 2012 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 Webb to adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, and Shyne. 5 Nays: None. Absent: Councilman Corbin. 1.**

3. **Ordinance No. 41 of 2012: ZONING C-17-12:** 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 E. 68<sup>th</sup> Street, 110 feet east of Southern Avenue, Shreveport, Caddo Parish, Louisiana, be and the same is hereby changed **from B-2, Neighborhood Business District to R-1D, Urban One-Family Residence District** and to otherwise provide with respect. (C/O. Jenkins)

**Having passed first reading on April 24, 2012 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 Webb to postpone until the next regular meeting.**

Councilman O. Jenkins: Discussion? Stephen Jean, could you come forward? I know you and I have discussed this. And there has been some comments in there, some previous statement about the staff with regard to this site plan and drainage issues and engineering issues. I've ask - - - can't remember what his name is at this point. But you make some headway with both your department and the engineering and traffic engineering on this particular site plan. Because I think it's a little bit of a moot point if his actual site plan is never going to be approved anyways for the drainage and engineers (inaudible).

Mr. Jean: Are we talking about the one that is being down zoned from B-2 to R-1-D? I assume that's the one we're looking at, 17-12?

Councilman O. Jenkins: Are we doing the wrong one? Should be the one on Pierremont and Willard.

Mr. Jean: Yeah, that would be C-18-12.

Mr. Sibley: 43.

Councilman O. Jenkins: My mistake.

Mr. Sibley: You just postponed 41.

Councilman O. Jenkins: Yeah, I made a mistake then. Can I reconsider? Motion to reconsider 41.

**Substitute motion by Councilman O. Jenkins, seconded by Councilman S. Jenkins to reconsider Ordinance No. 41 of 2012. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, and Shyne. 5 Nays: None. Absent: Councilman Corbin. 1.**

**Motion by Councilman O. Jenkins, seconded by Councilman S. Jenkins to adopt Ordinance No. 41 of 2012. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, and Shyne. 5 Nays: None. Absent: Councilman Corbin. 1.**

4. **Ordinance No. 42 of 2012: ZONING C-20-12:** An ordinance amending Chapter 106 Of The Code Of Ordinances, The City Of Shreveport Zoning Ordinance, by rezoning property located on the east side of Jewella, 160 feet north of Dollarway Drive. be and the same is hereby changed from, **B-2-A, Business Park District to B-3, Community Business District** and to otherwise provide with respect thereto. (F/Shyne)

**Having passed first reading on April 24, 2012 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 adopt. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, and Shyne. 5 Nays: None. Absent: Councilman Corbin. 1.**

5. **Ordinance No. 43 of 2012: ZONING APPEAL: C-18-12:** An ordinance amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, by Rezoning property located on the SE corner of Pierremont and Willard, Shreveport, Caddo Parish, LA, from B-1, Buffer Business District to B-1E, Buffer Business/Extended Use District Limited to a “restaurant with a drive thru” only. (C/O. Jenkins)

**Having passed first reading on April 24, 2012 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 S. Jenkins to postpone until the next regular meeting.**

Councilman O. Jenkins: Lets start over again. Only that I'd like to see some work go into what is a difficult site. I think we all agree that that's problematic, both in terms of the entry onto Pierremont. The drainage issue, the elevation issue, potential slope of any drive that's entering onto Pierremont, the width of the property. I guess I'm saying is frankly, I don't see - - - I didn't see any comments from the residents that are actually close to the property as it being disruptive their neighborhood. Though I do agree with the fact that the B-1-E definition kinda counter to what? I mean the only public outcry we had was against it, why would you do a B-1-E if that's supposed to support the need of the community in terms of (inaudible). And Havard's points were very well reasoned. So we need to kinda clean up some of those things I think by the next two weeks. He's going to talk to the city engineer about his draining proposal because he's chosen to modify site plan at this point or at least he showed me a new picture after the meeting.

Mr. Jean: So the attempt is for us to try to come up with a good site plan between now and then?

Councilman O. Jenkins: Absolutely. That has the chance of actually providing adequate drainage, addressing the traffic issue on Pierremont, the slope of the lot, all that part of the problem that's identified by the MPC staff frankly in the original document. Thank you.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, and Shyne. 5 Nays: None. Absent: Councilman Corbin. 1..**

*The adopted ordinances and amendments follow:*

### **ORDINANCE NO. 31 OF 2012**

**AN ORDINANCE ADOPTING AND ENACTING CHAPTER 36 OF THE CITY OF SHREVEPORT CODE OF ORDINANCES, THE HISTORIC PRESERVATION ORDINANCE; CREATING AND ESTABLISHING THE SHREVEPORT HISTORIC PRESERVATION COMMISSION; AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

**BY: COUNCILMAN JEFF EVERSON**

**WHEREAS**, the City Council finds that buildings and neighborhoods having historic, architectural, aesthetic or cultural interest and value have been neglected, altered or destroyed notwithstanding the feasibility and desirability of preserving and continuing the use of such buildings, neighborhoods and landscapes without adequate consideration of the irreplaceable loss to the public and the City; and

**WHEREAS**, the City Council finds that the city of Shreveport is a historic community known for its role in the history of Louisiana and that the history of the City is shown today through historic properties representing the activities and events during its growth. The Council finds that the City has buildings, historic sites and areas that represent the persons who live and work or who have lived and worked in Shreveport since 1836; and

**WHEREAS**, the City Council further finds that the distinctive and significant character of the City can only be maintained by protecting and enhancing its historic, architectural, aesthetic, and cultural character and by preventing unnecessary injury of historic properties which are civic and community assets for the benefit of the citizens of the city and the state; and;

**WHEREAS**, Article 6, §17 of the Louisiana Constitution of 1974, while retaining existing constitutional authority for historic preservation commissions, specifically provides that a local governmental subdivision, such as the City, may: (1) adopt regulations . . . for historic preservation, which authority is declared to be a public purpose; (2) create commissions and districts to implement those regulations; (3) review decisions of any such commission; and (4) adopt standards for use, construction, demolition, and modification of areas and structures.

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Shreveport in due, regular and legal session convened that Chapter 36 of the Code of Ordinances relative to historic preservation is hereby adopted and enacted to read as follows:

## **CHAPTER 36**

### **HISTORIC PRESERVATION ORDINANCE**

#### **ARTICLE I. IN GENERAL**

##### **Sec. 36-1. Purpose.**

The purpose of this Ordinance is to accomplish the goals set forth in the above findings and declarations of public policy and specifically, but not exclusively, to:

- 1) Accomplish the identification, evaluation, preservation, protection, and use of historic properties having a special character or special historic, architectural, aesthetic, or cultural interest and value to City, state and nation;
- 2) Promote the educational, cultural, economic and general welfare of the people and protect the City's history and heritage as reflected in such districts and landmarks;
- 3) Stabilize and improve property values in such districts and in the City as a whole;
- 4) Foster civic pride in the value of notable accomplishments of the past including the construction of outstanding buildings and the creation of livable neighborhoods;
- 5) Strengthen the economy of the City by encouraging the appropriate use of its historic properties;
- 6) Provide a review process to help the preservation and the use of historic properties;
- 7) Protect and enhance the City's attraction to residents, tourists, and visitors and serve as a support and stimulus to business;
- 8) Enhance the visual and aesthetic character, diversity and interest of the City;
- 9) Identify as early as possible and resolve conflicts between the preservation of historic property and alternative use of the land;
- 10) Integrate the preservation and rehabilitation of historic property into public and private land use management, planning, and development;
- 11) Encourage neighborhood conservation activities and compatible new development that will strengthen the historic properties; and
- 12) Provide services, standards, controls and incentives that encourage preservation by private owners.

### **Sec. 36-2. Definitions.**

For the purposes of this chapter, unless the context clearly requires otherwise, the following definitions shall have the meaning ascribed in this chapter and be equally

applicable to the masculine and feminine genders and the singular and plural forms of any of the defined terms:

a. *Agent* shall mean any authorized person in control of any property situated in the city who is either managing, occupying, overseeing or in custody of such property by reason of power of attorney, contract or other written agreement, from the record owner of the property.

b. *Alteration* shall mean any construction on or change to the exterior of a building, structure, or site determined by the Commission to be a landmark or a building listed on the National Register or a structure in a historic district including -- but not limited to -- the changing of siding or roofing materials and the changing, eliminating or adding of doors, door frames, windows, window frames, shutters, steps, fences, railings, porches, balconies, signs or other ornamentation. Ordinary repairs and maintenance shall not be considered an alteration.

c. *Applicant* shall mean any person who applies for relief pursuant to any of the provisions of this Ordinance

d. *Certificate of Appropriateness* shall mean the document issued by the Historic Preservation Commission that gives its approval for work to be done on a landmark and on historic property.

e. *Certified Local Government (CLG) Program* shall mean the federal program authorized by the National Historic Preservation Act 16 U.S.C. 470 eq seq., that provides for the participation of local governments in a federal/state/local government preservation partnership.

f. *City* shall mean the territorial limits of the City of Shreveport, Louisiana, as may be limited or extended by the City from time to time.

g. *City Council* shall mean the Shreveport City Council, as established in Article 4 of the Shreveport City Charter.

h. *Commission* shall mean the Shreveport Historic Preservation Commission.

i. *Demolition* shall mean any act that destroys in whole or in part a landmark or a building listed on the National Register or a structure within a historic district including appurtenances.

j. *Demolition by neglect* shall mean improper maintenance or lack of maintenance of any historic structure which results in substantial deterioration of the structure and threatens its continued preservation

k. *Economic Hardship* shall mean the inability of an owner to obtain a reasonable return or a reasonable beneficial use from a resource.

l. *Emergency* shall mean any condition of an unoccupied building or structure which presents a threat of extreme hazard or immediate loss or damage to any person or property of another.

m. *Historic District* shall mean an area that meets one or more of the criteria contained in Article III of this ordinance and that is listed on any national, local or state historic register.

n. *Historic Structure* shall mean any building or structure of historical or architectural distinction listed on any national, state or local historic register.

o. *Landmark* shall mean a building, structure, or site that meets one or more of the criteria contained in Article III of this ordinance and that is listed on any national state or local historic register.

p. *Historic Property* shall include landmarks, historic districts, historic sites or properties, and all national registered listings.

q. *New Construction* shall mean the act of making an addition to an existing building or structure or the erection of a principal or accessory building or structure on or to any property determined by the Commission to be a historic property.

r. *Ordinary Repairs and Maintenance* shall mean any work that corrects any deterioration or damage to a building or structure in order to restore it to its condition prior to the deterioration or damage using the same materials or those materials available that are as close as possible to the original.

s. *Owner* shall mean the person specified in the last deed of record in the Conveyance Records of Caddo.

t. *Party in interest* shall mean:

1. Any person, including the owner of the title or a mortgage whose interest is shown of record in the Mortgage and Conveyance Records of Caddo Parish;

2. The person shown as owner in the records of the tax assessor of the parish in which the property is situated;
3. The agent of any such person and those in possession of a dwelling, dwelling unit or premises.

u. *Person* shall mean an individual, unincorporated association or legal entity.

**Secs. 36-3 -- 36-8. Reserved.**

## **ARTICLE II. HISTORIC PRESERVATION COMMISSION**

**Sec. 36-9. Established; membership; appointment.**

(a) There is hereby established the Shreveport Historic Preservation Commission.

(b) The Commission shall consist of five (5) members who shall each be a qualified elector and resident of the city who shall serve without compensation. Members shall be appointed by the Mayor subject to confirmation by the City Council. A representative of the office of the Shreveport City Attorney shall be an *ex officio* member of the Commission. The representative shall have a voice but no vote in the proceedings of the Commission.

(c) The members shall have a demonstrated interest in historic preservation, and at least two members shall have training or experience in a preservation-related profession (i.e. -- architecture, history, archeology, architectural history, planning) or a simple majority of the members of the Commission shall constitute a quorum and shall be sufficient for the Commission to issue a resolution.

**Sec. 36-10. Terms of Office.**

Except as otherwise provided herein, the terms of office of the members shall be three (3) years, provided however, that in regard to the appointment of the initial members, two (2) members shall be appointed to two-year terms and two (2) members shall be appointed to one year terms. A commissioner shall serve until his successor is appointed and qualified. A member may be re-appointed for successive term(s). Any vacancy shall be filled by appointment of the mayor and confirmation by the city council. Each member shall serve until the appointment and qualification of a successor. Vacancies on the Commission shall be filled within sixty (60) days. When a

vacancy occurs during a term of office, the person selected shall be appointed for the unexpired portion of the term.

### **Sec. 36-11. Officers.**

The Commission shall each year elect members to serve as Chair, Vice Chair and Secretary. The Chair shall preside at the meetings of the Commission, shall be the spokesman for the Commission, and shall represent the Commission in its work with other City departments. In the absence of the Chair, the Vice Chair shall perform these duties.

The Secretary shall prepare the minutes of the Commission's meetings that shall be available to the public, and shall include at least: attendance, resolutions, proceedings, findings, and recommended actions. The official minutes shall be kept with the Commission's official records and shall be housed at the Commission's office.

### **Sec. 36-12. By-Laws.**

The Commission shall make such rules and regulations governing its operations as it may deem necessary for the conduct of its affairs not inconsistent with federal, state or local law.

### **Sec. 36-13. Advisory Council.**

The Commission shall appoint an Advisory Council that shall consist of at least one representative from local historic districts as the Commission may designate from time to time. Members of the Advisory Council shall be appointed by a majority vote of the Commission and shall serve a term not to exceed three (3) years, or until a successor is qualified and appointed by the Commission. In considering appointments to the Advisory Council, the Commission shall give due considerations to recommendations made by representatives from each historic district.

### **Sec. 36-14. Powers and Duties of the Commission.**

The Commission shall take action necessary and appropriate to accomplish the purposes of this ordinance. These actions may include, but are not limited to, the following:

- 1) Conducting and maintaining a survey of historic buildings and areas within the City and preparing a plan for their preservation. In making its survey, the Commission shall

conduct this work in accordance with the guidelines of the Louisiana Division of Historic Preservation.

2) Recommending to the City Council the designation of historic districts, landmarks or properties.

3) Adopting and maintaining written guidelines for making exterior changes to designated property and for undertaking new construction on designated property. Such guidelines shall be consistent with local, state and federal guidelines and regulations, including but not limited to the Secretary of the Interior's Standards for Treatment of Historic Properties.

4) Regulating alterations visible to the public that are proposed for designated property and regulating demolitions, relocations, and new construction involving designated property.

5) Advising and assisting federal, state, and local government on historic preservation issues.

6) Advising and assisting owners of historic property and other persons and groups including neighborhood organizations who are interested in historic preservation.

7) Reporting on the present condition of historic buildings in the City and identifying problems that may, at a later time, threaten the preservation of these buildings.

8) Attending informational and educational programs covering the duties of the Commission and current developments in historic preservation.

9) Conducting educational programs including the preparation of publications and the placing of historical and architectural markers.

10) Recommending that the City apply for, receive, or use public and private grants or gifts to help historic preservation activities.

11) Authority to approve or deny a Certificate of Appropriateness as set forth in Article III hereof.

12) Recommending that the City acquire by any lawful means ownership of any landmark, building, site, area, structure or district. Commission funds may be used for the acquisition of such recommended property.

13) Contract with the State of Louisiana or the United States of America, or any agency of either, in furtherance of the purposes of the Ordinance; and

14) Exercise such other powers and duties as the commission may deem advisable and necessary for the conduct of its affairs not inconsistent with federal, state or local law.

#### **Sec. 36-15. Treatment of Historic Properties.**

The Commission may initiate and encourage plans for the treatment of historic properties. To achieve this goal, the Commission may assist individuals and organizations who are working on historic properties.

The Commission shall establish and maintain a continuing working relationship with the Department of Property Standards to assure that historic properties with existing violations are granted priority review by the Commission.

#### **Sec. 36-16. Meetings of the Commission.**

The Commission shall hold monthly public meetings and special public meetings, when necessary, and shall adopt and make rules for the transaction of its business. All meetings shall be conducted in accordance with the Louisiana Open Meeting Statute, R.S 42:4.1 to R.S.42:13.

#### **Sec. 36-17. Annual Report.**

The Commission shall prepare and distribute a written annual report of its activities, cases, decisions, and other work to the Shreveport City Council on or before October 1 of each year. The report shall include information about the current condition of the historic buildings in the City. The report shall be kept on file and made available to the public upon request.

#### **Sec. 36-18. Right to Receive and Spend Funds.**

The Commission, in addition to any appropriation made by the City, shall have the right to receive, hold, and spend funds that it may legally receive from any and every source both in and out of the State of Louisiana for the purpose of carrying out the provisions of this chapter in accordance with applicable provisions of state and local law.

#### **Sec. 36-19. Other Duties under the Certified Local Government Program.**

In the development of the Certified Local Government program, the City may ask the Commission to perform other responsibilities that may be delegated to the City under the National Historic Preservation Act.

**Sec. 36-20. Assistance for the Commission.**

The Commission shall receive assistance in the performance of its responsibilities from a designee from the office of the chief administrative officer. Other persons on the City staff may be asked to assist the Commission. In addition, the City may, as needed, obtain assistance on preservation matters from a professional with expertise in historic preservation or a closely related field. The City may contract with another government, a regional agency, or a non-profit preservation organization in order to obtain the needed professional assistance.

**Secs. 36-21-- Sec. 36-25. Reserved.**

**ARTICLE III. NOMINATIONS; DESIGNATIONS;  
DEMOLITIONS; RELOCATIONS**

**Sec. 36-26. Nominations to the National Register of Historic Places.**

Nomination to the National Register of Historic Places may be initiated by the commission on its own motion, by an individual, a group, organization or the city by filing a written application with the Historic Preservation Officer of the State of Louisiana. If an individual who is not the owner of the property being nominated to the National Register makes the nomination, they must contact the owner and request their permission to proceed. If property being nominated is a divided interest, the majority of the stake holders or owners approval is required by Louisiana Law.

**Sec. 36-27. Designation of Historic Properties.**

**A. Initiation of Designations.**

The Commission may study a property or an area in order to make a recommendation on whether it qualifies for designation as a local landmark, a local historic district or local historic site or property.

**B. Public Hearing and Notice.**

The Commission shall assemble information about any property or area being considered for designation and shall schedule a public hearing on the proposed designation request as provided herein.

Notice of the hearing shall be conspicuously posted on the property or in the district proposed for nomination or designation for fourteen (14) consecutive days immediately prior to the hearing. Notice of the hearing shall also be provided in writing by certified mail to the owner(s) of the property under consideration and the owner(s) of all adjoining property.

### **B. Guidelines.**

The Commission shall adopt guidelines that shall apply to the local landmarks and local historic districts that will assist owners in the treatment of their property. The guidelines shall include the Secretary of the Interior's Standards for Treatment of Historic Properties and may include other guidelines that will apply to all property in the City subject to the provisions of this ordinance. In its guidelines and in its decisions, the Commission shall not limit new construction to any one architectural style but shall seek to preserve the character and integrity of the landmark or the historic district. The Commission may expand or amend the guidelines it has adopted provided it holds a public hearing on the changes and submits the proposed changes to the Metropolitan Planning Commission and the City Council for their comments. The Commission may adopt specific guidelines that will apply to proposed work on an individual historic property. The guidelines in force from time to time shall be available to the public at the Commission's office during regular business hours.

### **C. Criteria for Designation.**

A historic property shall qualify for designation when it meets one or more of the following criteria that shall be discussed in a Commission report making its recommendation to the City Council:

- (1) Its value as a reminder of the cultural or archeological heritage of the City, state or nation;
- (2) Its location as a site of a significant local, state or national event;
- (3) Its identification with a person or persons who significantly contributed to the development of the City, state, or nation;

- (4) Its identification as the work of a master builder, designer, or architect whose individual work has influenced the development of the City, state, or nation;
- (5) Its value as a building or buildings that are recognized for the quality of their architecture and that retain sufficient elements showing their architectural significance;
- (6) Its distinguishing characteristics of an architectural style valuable for the study of a period, method of construction, or use of indigenous materials;
- (7) Its character as a geographically definable area possessing a significant concentration of buildings, structures, or sites united by past events or aesthetically by plan or physical development;
- (8) Its character as an established and geographically definable residential neighborhood, united by culture, architectural styles or physical plan and development;
- (9) Its value as a distinct historical, geographical, archeological, or rural, or urban landscape in the City;
- (10) Its listing on the National Register of Historic Places; and
- (11) Its value as a unique location or its singular, physical characteristics that represents an established and familiar visual feature or landmark of the neighborhood, community, or the City.

#### **D. Recommendation to the City Council**

After evaluating the testimony at its public hearing, survey information and other material it has assembled, the Commission shall make its recommendation to the City Council on the proposed designation or nomination. In addition to the recommendation, the Commission shall submit a written report with information about the property under consideration. The recommendation and report shall be based on objectively identifiable facts about the property at issue. The recommendation and report shall also be sent to the Metropolitan Planning Commission.

#### **E. Review by the Metropolitan Planning and Zoning Commission**

The Metropolitan Planning Commission shall report on the relationship between the proposed designation and existing or future plans for the development of the City. The Planning Commission's recommendations on the proposed designation shall be forwarded to the City Council for approval. If the Planning Commission approves of the

proposed designation, it shall forward an ordinance to the City Council to amend the Comprehensive Master Plan to include the proposed designation along with a recommendation for a change in the zoning map to show the proposed historic designation. If the MPC does not approve the proposed designation, it shall forward its comments to the City Council.

#### **F. Action by the City Council.**

The City Council shall approve, modify, or disapprove the proposed designation within sixty (60) days after receiving the recommendation of the Commission and the material from the Metropolitan Planning Commission. If the City Council decides to make a designation and no Comprehensive Plan amendment has been adopted and no zoning map change has been recommended, the City Council shall request the MPC to reconsider its earlier decisions and shall provide that the designation shall take effect after these preliminary steps have been approved.

#### **G. Notification of Designation.**

The Commission shall notify all owners of the decision relating to their property and shall arrange that the designation of a property as a historic property be recorded in the conveyance records of Caddo Parish. Such notification shall be deemed sufficient by correspondence to the owner's last known address via United States mail. The Commission shall also give notice of the decision to the government offices in the City and Parish which shall retain them for future reference.

#### **H. Amendment or Rescission of a Designation.**

The amendment or rescission of any designation shall be accomplished by use of the process provided in this Article. A designation may be amended or rescinded when the property no longer satisfies one or more of the criteria set forth above in Section 36-27(D) and the City Council has approved of said amendment or rescission.

#### **I. Signage.**

A suitable sign, approved, purchased, and erected by the Commission, designating the property as a historic property may be placed on the property once said designation is official and only with the consent of the property owner. Otherwise, the sign may be placed in the nearby public right-of-way or servitude in accordance with applicable provisions of the City of Shreveport Code of Ordinances.

### **Sec. 36-28. Approval of Changes to Historic Properties**

## **A. Requirement of a Certificate of Appropriateness**

A Certificate of Appropriateness from the Commission shall be required before a person may undertake the following actions affecting a historic property. A Certificate of Appropriateness shall be required even when the proposed work does not require a building permit.

- (1) Alteration of the exterior part of a building or structure that is visible to the public;
- (2) New construction;
- (3) Demolition; or
- (4) Relocation

## **B. Application to the Commission**

At a minimum, each applicant for a Certificate of Appropriateness shall provide:

- (1) Scaled drawings of the proposed work, including but not limited to site plans, building elevations and roof plans;
- (2) Photographs of the existing building, structure, or site and of adjacent properties;
- (3) Information about the building material to be used;
- (4) Name of applicant and property owner;
- (5) Detailed description of the nature of the proposed exterior alteration or repair to be completed; including any necessary site plans, elevations and building façade plans;
- (6) A description of how the proposed change will be in character with the architectural or historical aspect of the structure or site;
- (7) Any circumstances or conditions concerning the property or financial disadvantages which may affect eligibility for a Certificate of Appropriateness;
- (8) The intended or desired starting date and completion date of the alterations to be made.

The Commission may request additional information from the applicant. An application shall not be considered complete until all required and requested information has been

submitted and the administration fee of \$50.00 reflecting the cost for processing the application has been paid in full. All City departments shall refer persons to the Commission when they come for permission to undertake work affecting historic properties.

### **C. Public Hearing and Notice.**

The Commission shall hold a public hearing on each application within forty-five (45) days after a complete application is received by the Commission. Applicants shall be given notice by certified mail of the public hearing and of meetings relating to their application and shall be informed of the Commission's decision. Advertised notice in the City's principal daily newspaper of the public hearing shall be given, which notice shall include conspicuous posting on the property.

### **D. Action by the Commission.**

The Commission shall make a decision on the application within forty-five (45) days after the public hearing(s). The Commission may extend the time for its decision to nine (9) months when the application is for a demolition or three (3) months for new construction. The Commission shall approve, approve with modifications, or disapprove each application, and it shall give reasons for its decision using the criteria contained in this section and in its guidelines. The approval with modifications shall contain the revisions that the applicant shall accept so that a Certificate of Appropriateness may be issued. If the Commission fails to decide on an application within the specified time period, the application shall be deemed approved.

### **E. Criteria in Deciding on Applications.**

In making a decision on an application, the Commission shall determine whether the proposed work maintains or improves the historical and architectural features of the building, structure, or district. The Commission shall use its criteria and guidelines and shall consider the following:

- 1) the effect of the proposed work on the landmark or the property in the historic district; and
- 2) the relationship between the proposed work and adjacent buildings or other property in the historic district. In evaluating the effect and the relationship, the Commission shall consider historical and architectural significance, architectural style, design, texture, and materials. The Certificate from the Commission shall not relieve the property owner from complying with the requirements of other state and local laws and

regulations including but not limited to requirements for permits, zoning ordinances and building codes.

#### **F. Consultation with Applicants.**

Before applicants prepare their plans, they may bring tentative proposals to the Commission for its comments. The Commission shall encourage these early consultations in order to avoid unnecessary work and to improve the review process. In making a decision on an application, the Commission shall be aware of the importance of finding an appropriate way to meet the current needs of the applicant. The Commission shall also recognize the importance of approving plans that will be reasonable for the applicant to carry out. All meetings of the Commission shall be conducted in accordance with requirements of Section 36-16 of this ordinance.

#### **G. Routine Alterations.**

The Commission may prepare a list of routine alterations that shall receive immediate approval by the Chairman of the Commission without a public hearing and a vote by the Commission, when an applicant complies with the specifications that have been adopted by the Commission using its criteria and guidelines. Each historic district may submit to the Commission their own list of routine alterations, subject to adoption by the Commission.

At each meeting the Commission shall be informed of the Certificates of Appropriateness that have been issued under this provision.

#### **H. Demolition Applications.**

When an applicant wishes to demolish a historic property, the Commission may negotiate with the applicant to see if an alternative to demolition can be found. In evaluating alternatives to demolition, the Commission may, after a majority vote of the Commission, opt to purchase the landmark or building, or provide financial assistance to a third party seeking to purchase the landmark or building. The Commission may ask interested individuals and organizations for assistance in seeking an alternative to demolition and in obtaining estimates on rehabilitation costs for the threatened building or structure. After its public hearing, the Commission may decide that the building or structure may be demolished because it does not have architectural or historical significance and value or is not a contributing element to the architectural or historic character of the district.

The Commission shall study the question of economic hardship for the applicant and shall determine whether the property can be put to reasonable beneficial use without the approval of the demolition application. As used herein, a consideration of “economic hardship” shall include but shall not be limited to the following:

- a) the nature of the ownership of the structure (individual, business, or non-profit) or legal possession, custody and control;
- b) financial resources of the owner and/or party (ies) in interest;
- c) cost of repair;
- d) assessed value of the land and improvements deemed to be historic or located within a historic district;
- e) ad valorem taxes assessed on the land and improvements deemed to be historic or located within a historic district for a period of two (2) years prior to the date of the application.

In the case of an income-producing building, the Commission shall also determine whether the applicant can obtain a reasonable return from the building. The Commission shall ask the applicant for additional information to be used in making these determinations. This information shall include a report from a licensed engineer or an architect with experience in rehabilitation as to the structural condition of the building and its suitability for rehabilitation. If economic hardship or the lack of a reasonable return is not proved, the Commission shall deny the demolition application unless the Commission finds grounds to grant the demolition application under the considerations contained in Section 36-28 (H) of this ordinance.

## **Shreveport Demolition Review Process**

### **I. Relocation Applications.**

When an applicant wishes to move a landmark or a building or structure in a historic district, or when an applicant wishes to move a building or structure to a lot containing a landmark or to a lot in a historic district, the Commission shall consider the following:

- (1) The contribution that the building or structure makes to its present setting;
- (2) Whether there are definite plans for the site to be vacated;
- (3) Whether the building or structure can be moved without significant damage to its physical integrity;
- (4) The compatibility of the building or structure to its proposed site and adjacent properties; and
- (5) Plans for the proposed new location and whether the effect on such new location's surroundings will be positive.

These considerations shall be in addition to those contained in Section 36-28(H) of this ordinance.

### **Sec. 36-29. Certificate of Appropriateness; Duration.**

A Certificate of Appropriateness shall remain valid for 365 days from the date of issuance. Approved work shall be commenced within 365 days of the date of such approval and shall be completed within 730 days from the date of issuance of the Certificate of Appropriateness. If the approved work has not been completed within the time period provided herein, the Commission shall review the progress of the work and may require the applicant to submit an additional application for a Certificate of Appropriateness for the work that remains to be done.

### **Sec. 36-30. Conformity with the Certificate of Appropriateness.**

All work performed pursuant to a Certificate of Appropriateness shall conform to the provisions of such Certificate. It shall be the responsibility of the Commission, assisted by City staff as necessary, to inspect from time to time any work being performed to assure such compliance.

### **Sec. 36-31. Maintenance and Repair.**

#### **A. Responsibility to Maintain Historic Property**

Every owner of record or such owner's designee by mandate of a historic property shall keep it in good repair:

- 1) all of the exterior portions of such building or structure; and
- 2) all interior portions thereof which, if not so maintained, may cause it to deteriorate or to become damaged or otherwise to fall into a state of disrepair.

The purpose of this section is to prevent a person from forcing the demolition of a building or structure by neglecting it and by permitting damage to it because of weather (excluding natural disasters) or vandalism. Nothing herein shall be interpreted so as to limit any of the obligations imposed on lessors and lessees of immovable property under the Louisiana Civil Code.

#### **B. Ordinary Repairs and Maintenance**

Ordinary repairs and maintenance may be undertaken without a Certificate of Appropriateness provided that this work on a historic property does not change its exterior appearance that is visible to the public.

#### **C. Emergency Conditions**

In any case where the City determines that there are emergency conditions dangerous to life or health that affects a historic property, the City shall order the remedying of these conditions without the approval of the Commission. The City shall immediately notify the owner of the emergency condition(s) dangerous to life, health and property so that the owner may immediately begin the work required to make the property safe. The City shall promptly notify the Chairman of the Commission in writing of the emergency condition(s) and of the action to be taken by the owner to remedy same.

#### **D. Prevention of Demolition by Neglect**

The Commission shall prepare and maintain a list of landmarks, buildings, structures in historic districts and historic sites that are not being maintained in a safe and sanitary condition. The Commission shall regularly review the list and may request a meeting with the owner when a property is in poor repair or neglect. The Commission shall notify the owner of record or such owner's designee by mandate of a preliminary determination of neglect, the reasons for same, and give said owner or designee thirty (30) days to repair the problem or, within the same period, submit to the Commission plans to implement changes. The Commission shall discuss with the owner ways to improve the condition of the property. After a meeting with an owner, the Commission shall discuss with City staff the condition of the property and steps to remedy the existing condition. The steps may include the taking of legal action against the owner.

#### **E. Other Building Regulations**

The provisions of this ordinance shall be in addition to the provisions of the Louisiana Building Code, the City of Shreveport Comprehensive Building Code and other laws regulating the maintenance, alteration, use, upkeep, and repair of buildings and structures.

Nothing contained herein shall abrogate the authority of any city department or official to enforce provisions of any statute, ordinance or regulation applicable to the erection, construction, reconstruction, alteration, conversion, maintenance, or use of a historic structure. Whenever the provisions of this chapter require higher standards than are required in any other applicable statute, ordinance, or regulation, the provisions of this chapter shall prevail; whenever the provisions of any other applicable statute, ordinance, or regulation require higher standards than are required in this chapter, the provisions of the applicable statute, ordinance, or regulation shall prevail.

**Secs. 36-32--Sec. 36-40. Reserved**

### **ARTICLE IV. APPEALS; ENFORCEMENT**

## **Division 1. Appeals**

### **Sec. 36-41. Appeals.**

A. Any person or persons aggrieved by any decision, act, or proceeding of the Commission shall file a written appeal of such decision with the clerk of council of the city for a review by the city council within ten (10) days from the date of such decision, act or proceeding. For purposes of this section, the applicant and/or property owner(s) may be represented by a duly authorized representative. Upon receipt of an appeal, the City Council shall have the right to stay all further action pending a decision on the application. The City Council either shall affirm, modify, reverse or remand the decision rendered by the Commission only by a majority vote of its members within forty-five (45) days of receipt of the appeal.

B. Any person or persons aggrieved by any decision, act, or proceedings of the City Council shall have the right to appeal the decision, act, or proceeding to a court of appropriate jurisdiction within thirty (30) days from the date of such decision, act or proceeding.

### **Sec. 36-42--Sec. 36-45. Reserved.**

## **Division 2. Enforcement**

### **Sec. 36-46. Stop Work Order; Injunction.**

In the event work is being performed without the required Certificate of Appropriateness, the City shall issue a Stop Work Order, upon recommendation by the Commission in which case all work shall cease on the designated property. No additional work shall be undertaken on any property as long as a Stop Work Order shall continue in effect. The City Attorney may seek an injunction and any other appropriate relief in order that the intent of this section shall be carried out.

The City shall not issue a certificate of occupancy or other approvals or authorization for occupancy of the property until deficiencies cited in the Stop Work Order have been resolved.

### **Sec. 36-47. Penalty.**

A. Any person found in violation of this ordinance, or any part or portion thereof, shall, upon conviction, be punished by a fine of not exceeding \$500.00 or by imprisonment

for not more than 60 days, or both such fine and imprisonment. Each day any violation of this ordinance shall continue shall constitute a separate offense.

The imposition of any penalty hereunder shall not preclude the city attorney or other appropriate authority of the city or any adjacent or neighboring property owner who would be specifically damaged by such violation from instituting injunctive, mandamus, or other appropriate action or proceeding to prevent, correct or abate any unlawful violation of this chapter.

B. No building permit shall be issued or certificate of occupancy shall be given to operate a parking lot with respect to any premises upon which a building subject to this ordinance has been voluntarily demolished. In the case of a parking lot permit there will be a waiting period of three (3) years after the date of the completion of such demolition.

C. Securing the Building Required. Upon determination by the Historic Preservation Commission that a building is a designated significant building, the owner shall be responsible for properly securing the building in compliance with the regulations of the Department of Property Standards. Should the owner fail to secure the building, the loss of such building through fire or other cause shall be considered voluntary demolition.

**Sec. 36-48--Sec. 36-50. Reserved.**

**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 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. 40 OF 2012**

**AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING OF PROPERTY LOCATED ON THE SE SIDE OF FLYER DRIVE, 2,400 FEET EAST OF SHREVEPORT-BARKSDALE HWY, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM R-1D, URBAN, ONE-FAMILY RESIDENCE DISTRICT, TO R-3, URBAN, MULTI-FAMILY RESIDENCE 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 SE side of Flyer Drive, 2,400 feet east of Shreveport-Barksdale Hwy, Shreveport, Caddo, LA., legally described below, be and the same is hereby changed **from R-1D, Urban, One-Family Residence District, to R-3, Multi-Family Residence District.**

A tract of land in Sects 4 and 9, T17N, R13W, Caddo and Bossier Parishes, LA, more fully described as: Commencing at the most N'ly corner of Lot 4, Shreve City, for the POB; thence proceed N6°40'57"E along a boundary agreement line, Caddo Parish, LA, 368.93 feet to the west R/W of Clyde Fant Memorial Pkwy; thence proceed along said R/W S39°44'54"E 504 feet; thence proceed S43°13'15"E 617.41 feet; thence proceed along a curve to the right, having a radius of 1709.80 feet (Chord Bearing S42°52'6"E 21.04 feet) an Arc Length of 21.04 feet; thence leaving said R/W proceed S46°44'9"W 1517.51 feet; thence proceed N73°24'6"W 502.14 feet to boundary agreement line; thence proceed along boundary agreement line the following 5 courses and distances: N46°34'14"E 271.85 feet, N66°19'7"E 130.80 feet, N26°36'37"E 840.40 feet, N19°19'58"E 201.15 feet and N6°40'57"E 203.80 feet to the POB, containing 24.308 acres M/L.

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

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

BE IT FURTHER ORDAINED that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items, or applications of this ordinance which can be given effect without the invalid provisions, items, or applications and to this end the provisions of this ordinance are hereby declared severable.

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

## **ORDINANCE NO. 41 OF 2012**

**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 E.**

**68<sup>TH</sup> STREET, 110 FEET EAST OF SOUTHERN AVENUE, SHREVEPORT, CADDO PARISH, LA, FROM B-2. NEIGHBORHOOD BUSINESS DISTRICT TO R-1D, URBAN, ONE-FAMILY RESIDENCE DISTRICT, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO**

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, LA, in due, legal and regular session convened, that the zoning classification of Lot 1439, Cedar Grove Addition, Shreveport, Caddo Parish, LA, located on the south side of E 68<sup>th</sup> Street, 110 feet east of Southern Avenue, be and the same is hereby changed from **B-2, Neighborhood Business District to R-1-D, Urban, One-Family Residence 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 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. 42 OF 2012**

**AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING PROPERTY LOCATED ON THE EAST SIDE OF JEWELLA, 160 FEET NORTH OF DOLLARWAY DRIVE, SHREVEPORT, CADDO PARISH, LA, FROM B-2-A. BUSINESS PARK DISTRICT TO B-3, COMMUNITY 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, LA, in due, legal and regular session convened, that the zoning classification of Lots 1, 2, 3, and 4, Barnwell Subdivision Unit 4, less the west 7.5 feet of Lot 1,

Shreveport, Caddo Parish, LA, located on the east side of Jewella, 160 feet north of Dollarway Drive, be and the same is hereby changed **from B-2-A, Business Park District to B-3, Community 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 a revised site plan showing the removal of the drive on Janey, relocation of dumpsters to a location more central to the site and the indication of a 6-foot screening fence along the 15-foot rear yard setback line. This plan shall be submitted to and approved by the Planning Director.

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.**

Mr. Thompson: There was some discussion of removing No. 118 of 2011 from the table for the purpose of consideration.

**Motion by Councilman Everson, seconded by Councilman McCulloch to remove Resolution No. 118 of 2011 from the table. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

*The Clerk read the following:*

**AMENDMENT No. 1 TO RESOLUTION NO. 118 OF 2011**

Amend the Background Information section of the Fact Sheet to now read as follows:

“La. R. S. 19:102 gives the City the right to expropriate property if the governing body for the municipality has determined a course to be necessary for the public interest. The property is located within the Ledbetter Heights area of the city and is intended for use

by the Ledbetter Heights Land Banking Project (“Project”). The Project contemplates the revitalization of the Ledbetter Heights area by the elimination of blighted conditions within the area and the acquisition and redevelopment of property within the area. The property identified in Exhibit “A” has been cited by the Department of Property Standards for violation of the Chapter 38, the Property Standards ordinance.

Acquisition of the property by the City of Shreveport will eliminate a threat to public health or safety caused by the existing use or disuse of the property for a public purpose as authorized by Article 1 § 4(B)(2)(c) of the State Constitution. The owners of the referenced property are either deceased, or have not responded to all efforts by the City to amicably acquire the property.”

-Amend the Resolution as follows:

Substitute the attached Resolution for the copy of the Resolution previously submitted.

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#### Explanation of amendments

The following changes have been made in the substitute Resolution:

1. The first “WHEREAS” paragraph has been amended to now read as follows:

“WHEREAS, the City of Shreveport has developed the Ledbetter Heights Land Banking Project (“Project”), Project No. 07A001 as a means to revitalize an area of Shreveport commonly identified as “Ledbetter Heights”; and”

2. The second “WHEREAS” paragraph has been amended to now read as follows:

“WHEREAS, the property described in “Exhibit A”, attached hereto, is situated within the Project area; and

3. The third “WHEREAS” paragraph has been amended to now read as follows:

“WHEREAS, the Project contemplates the revitalization of the Ledbetter Heights area by the elimination of blighted conditions within the area and the acquisition and redevelopment of property within the area;”

4. The fourth “WHEREAS” paragraph has been designed as the sixth (6<sup>th</sup>)

“WHEREAS” paragraph. The fourth “WHEREAS” paragraph now reads as follows:

“WHEREAS, the property identified in Exhibit “A” has been cited by the Department of Property Standards for violation of the Chapter 38, the Property Standards ordinance. Acquisition of the property by the City of Shreveport will eliminate a threat to public health or safety caused by the existing use or disuse of the property for a public purpose as authorized by Article 1 § 4(B)(2)(c) of the State Constitution.”

5. A fifth “WHEREAS” paragraph has been added to now read as follows:

“The owners of the referenced property are either deceased, or have not responded to all efforts by the City to amicably acquire the property.”

6. The fourth “WHEREAS” paragraph has been designated as the sixth (6<sup>th</sup>) “WHEREAS” paragraph.

### **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**

WHEREAS, the City of Shreveport has developed the Ledbetter Heights Land Banking Project (“Project”), Project No. 07A001 as a means to revitalize an area of Shreveport commonly identified as “Ledbetter Heights”; and

WHEREAS, the property described in “Exhibit A”, attached hereto, is situated within the Project area; and

WHEREAS, the Project contemplates the revitalization of the Ledbetter Heights area by the elimination of blighted conditions within the area and the acquisition and redevelopment of property within the area;

WHEREAS, the property identified in Exhibit “A” has been cited by the Department of Property Standards for violation of the Chapter 38, the Property Standards ordinance. Acquisition of the property by the City of Shreveport will eliminate a threat to public health or safety caused by the existing use or disuse of the property for a public purpose as authorized by Article 1 § 4(B)(2)(c) of the State Constitution; and

WHEREAS, the owners of the referenced property are either deceased or have not responded to efforts by the City to amicably acquire the property; and

WHEREAS, public necessity dictates that this property be owned by and subject to use by the City of Shreveport.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Shreveport in due, regular and legal session convened, that the expropriation of the property described in Exhibit "A" is necessary for the public interest; therefore, the City Attorney is hereby authorized to institute expropriation proceedings against the owners of record of the said property, as they might appear at the time of filing suit, the same to be acquired in fee title.

BE IT FURTHER RESOLVED, that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end, the provisions of this resolution are hereby declared severable.

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

**Motion by Councilman Everson, seconded by Councilman McCulloch to adopt Amendment No. 1 to Resolution No. 118 of 2011. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

**Motion by Councilman Everson, seconded by Councilman McCulloch to adopt Resolution No. 118 of 2011 as amended.. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

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**: Authorizing 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 No. 36 of 2012**: Opposing Senate Bills 269 and 273, introduced in the 2012 Regular Session of the Louisiana Legislature, which will amend R,S, 33L4461 and R.S. 33:4510(D), relative to franchise fees, and to otherwise provide with respect thereto. *(E/Webb) (Tabled March 27, 2012)*

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

## **Appeals**

### **Property Standards Appeals**

**PSD0900275**: 140 Pennsylvania Avenue, Shreveport, LA (C/Jenkins) Mr. & Mrs. Robert A. Powell, 819 ½ Boulevard Street, Shreveport, LA 71104 (B/Everson) (*Postponed March 26, 2012 until May 21, 2012*)

**HBO1000030**: 153 Merrick Street, Shreveport, LA (B/Everson) Ms. Lola B. Layton, P.O. Box 4582 Shreveport, LA 71134 (*Postponed April 23, 2012 until August 27, 2012*)

**PSD1000086**: 2837 Logan Street, Shreveport, LA (G/S. Jenkins) Ms. Carolyn Ivory Wilson, 3646 Del Rio Street, Shreveport, LA 71109 (G/Jenkins) (*Postponed April 23, 2012 until July 23, 2012*)

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

**PSD1100017** 3634 Sumner Street, Shreveport, LA (G/S. Jenkins) Mr. Roberto Strickland, 3740 Jackson Street, Shreveport, LA 71109 (G/S. Jenkins) (*Postponed March 12, 2012 until June 11, 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 (*Postponed April 23, 2012 until July 23, 2012*)

**PSD1100251**: 3631 Stonewall, Shreveport, LA (G/S. Jenkins) Mr. Charles Parson, 4308 Lakeshore Dr., Shreveport, LA 71109 (G/S. Jenkins) (*Postponed April 9, 2012 until June 11, 2012*)

### **Alcoholic Beverage Ordinance Appeals**

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

*The Clerk read the following:*

1. **BAC-24-12**: 4001 North Market; South side of North Market at its intersection with N. Lakewood Dr., Special Exception Use in a B-3 District. (Daiquiri sales, package wine and beer) (A/McCulloch)

**Motion by Councilman McCulloch, seconded by Councilman Webb to uphold the decision of the Zoning Board of Appeals. Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

2. **BAC-27-12**: 1513 Line Ave; SE corner of Line and Jordan; Special Exception use & Variance in the hours of operation in a B-2; Restaurant with the on-premise consumption of high alcoholic content beverages and the package sale of wine & beer operating from 6:30 a.m. to 1:30 a.m. (B/Everson)

**Motion by Councilman Everson, seconded by Councilman McCulloch to amend the hours of operations from 6:30 a.m. to 1:30 a.m., to 6:30 a.m. to 12:00 a.m..**

Councilman Everson: This is obviously a very, very difficult situation and not in that you've got what is a fantastic restaurant that is an addition to the neighborhood. I have been there multiple times. And it is a very high quality product. It is very welcome in the neighborhood. The difficulty that I'm having and I really would like to see if MPC can help answer this question is that I've been in numerous restaurants and bars across this city where very full crowds of people have been asked to leave because of the closing hours, and I assume that's because of zoning. I assume that's because things were zoned a certain way for a reason. And I've done plenty of looking around. I've tried to find all over the city, I can't find anything where a restaurant is allowed to stay open really later than 12:00 is the latest I can find and even those, the restaurant has to close at 11:00, the bar stays open till 12:00. Especially in a B-2, I can't find anything that's even open later than 11:00 in a B-2, and some B-3s are limited to 10:00 closing hours, and that's just a couple of days a week, the rest of the days, they close at 9:00. So certainly there are some inconsistencies in this and I'm curious to know have there been requests to stay open later in the past? I mean you know has this - - - is this truly the first time we've had somebody who wanted to stay open later than - - -?

Mr. Jean: I don't recall that. I mean we've had some requests for some later hours on restaurants I believe, and I think some were close to residential areas. One thing when you're talking about special exceptions. It's a case by case basis. We're going to be looking at that. Each case independently in trying to analyze what that impact would be by nature, that's what a special exception would do. So, I would just encourage you to do the same thing, if you look at it on a case by case basis. Alluding to some of the cases where restaurants close at 10:00, that's probably because they did not ask for the

extended hours in a B-3, they would normally close at 10:00. Anything past 10:00 in a B-3 would be standard, so even if this was to go to midnight, that would also be extended hours. Its purely a case by case basis.

Councilman Everson: Yeah, I realize that.

Mr. Jean: I'd have to really go and do some research to find out how many we've actually had requested, and which of those may have been denied, but as to memory I've only recall it coming up a couple of times.

Councilman Everson: So, I'm looking at right now a list of what the hours are and in the various zoning districts, and this is with the exception of B-4, which B-4 is a different set of rules. But B-1, it says until 7:00 p.m., B-2 within 300 feet of residential, 10:00 p.m., B-2 not within 300 feet of residential is midnight, B-3 is allowed till midnight, and SPI-3 which I'm not sure what that is says 9:00 p.m. So it appears that midnight is the latest that's on that list. Do we have any other restaurants that operate after midnight?

Mr. Jean: I'm not aware by memory that there are. I'd really have to look into that.

Councilman Everson: Okay. Well what I'd like to do is set this at the 12:00. That still gives them two additional hours past the regular zoning for every night of the week. And then can we put a caveat on six months, they can come back for a review to request extended hours?

Mr. Jean: I don't believe - - -

Councilman Everson: When is the timeframe that they're allowed to - - - say they start at 12, and they want to come back and ask for extended hours.

Mr. Jean: The one thing that I'd have to look into is that if you deny an application, generally we wait a year before that comes back, and I don't know that changing this is tantamount to a denial. I'd have to look into that to see. But generally we say a year. If we could get a legal opinion on that, but I don't know if that's the same. But I know if he was denied, it would be a year.

Councilman Everson: Yeah, well I don't want to deny it by any means. I just want to extend the hours.

Mr. Jean: What I'm saying is I don't know by changing that to a lesser time is tantamount to that, I don't know the answer to that question.

Councilman Webb: I don't know how to explain this. I think about a city on the grow, stepping out of the box and making changes. We're only talking about an hour and a half, and rather than coming back for a review to maybe extend the hours, why not give them the extension and come back six months for a review to see how its working. And if there is a problem, then maybe we could cut the hours back.

Councilman Everson: Yeah, but we're talking about 3 ½ hours.

Councilman Webb: I know, but right now, you're willing to give them till 12:00 and they're asking for 1:30. It's a different clientele that's going to be going to this particular restaurant, and I think about the city changing and changing with the flow of what the people want. I think about for example fitness clubs. We've never in Shreveport had a 24-hour fitness club. I need to go to one myself, but now I have no excuse. But we had Anytime Fitness for example that opened up, and now you're having other fitness clubs follow suit, and they're doing the same thing because its competitive. I'm not saying I want to see 24-hour alcohol sales, but I don't know, I just sometimes I think maybe we ought to step out of the box and allow a few changes to see how it takes place, and if it doesn't work out, I mean we can always come back in six months and cut it back, rather than make 'em come back and reapply in a year. We could do it that way, couldn't we Jean?

Mr. Jean: I know you can put a sunset on it, where they can come back in a year's time or 2-year, whatever time period you want to put on it, but they would have to come back and reapply to go beyond whatever you give them. You could put a sunset on it if you'd like. You could do that for a year and see how it works out and then have them come back. But they would have to reapply.

Councilman Webb: And you say you're taking these things on a case by case basis. I think about you were talking about the other restaurants and bars up and down Line Avenue that they could apply and we could deal with those on a case by case basis. I know I've had some people approach me that own clubs and they want to know why it is that they can't stay open till 4:00? Is that what time the Red River District closes?

Councilman S. Jenkins: 6:00.

Councilman Webb: 6:00 a.m. and they say you know we can't do that because we're not in the downtown district. And I guess you know I can understand them wanting to keep it all in the downtown district, which Line and Jordan is pretty close to the downtown, but I know you've got to draw the line somewhere. But I just - - - I don't know, I'm in favor of giving them a chance to show that this might be something might

spread all the way across the city and you're not going to have your alcoholics go in there, set down and pay \$9.00 for a glass of wine, I can tell you that right now.

Councilman Everson: I don't think there's any question that this is going to be a great clientele, this is a great restaurant, there's nothing bad about the quality of this place.

Councilman Webb: And the thing of it is being pro business, it's a proven fact that most new businesses fail in the first two years. And a lot of that is because of the taxes they have to pay, etc., etc., and you start putting restraints on them, and this hour and a half could make a difference on whether this place stays open or not. So I'm willing to give 'em an opportunity to show that they can run a good clean place with no police calls and problems. Anyway that's just my thoughts.

Councilman Everson: I was just going to say that motion stands now and you know if there was somebody that wanted to change that, then we'd vote down the current motion and we'd have an opportunity to do another one.

Councilman S. Jenkins: Now what we got now is a motion - - -

Councilwoman McCulloch: He amended his motion.

Councilman S. Jenkins: What we're voting on now is the motion to amend the hours till 12:00. Is that correct?

Mr. Thompson: So for the record Mr. Chairman, everything else in the Board's decision remains the same except that the hours for Thursday through Sunday are changed from 6:30 a.m. to 1:30 a.m., that's changed to 6:30 a.m. to 12:00 a.m., everything else remains the same. And the affect is that it will close at 12:00 at night for all days of the week.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Shyne, and S. Jenkins. 5. Nays: Councilman Webb. 1. None. Absent: Councilman Corbin. 1.**

3. **BAC-32-12**: 4242 Pines Road; SW corner of Pines Rd & Tierra Drive; Special Exception Use in a B-3 District; Convenience store with package sale of wine & beer. (G/S. Jenkins)

**Motion by Councilman S. Jenkins, seconded by Councilman Shyne to overturn the decision of the MPC and deny the special exception to sell alcohol at this particular location.**

Councilman S. Jenkins: Let me make a few comments on this. I have, and I want to be very clear. I have no problems with the store opening at this location. My exception is to the sale of the alcohol at this particular location. I have worked with these various neighborhood associations and groups. I want to say in excess of 16 years. They meet regularly, plan regularly, they've got a lot of good ideas of what they're trying to accomplish out there in the area. I believe that these persons are not persons who are just mean spirited and just want to stop things from just coming into the neighborhood. From what I've seen and what I've reviewed, and I've done quite a bit of work and quite a bit of research on it, they have shared what I believe to be some legitimate reasons, and not want to see additional alcohol. Something that you heard today. If you take a look at the little 2-mile stretch of Pines Road from the intersection of Buncombe and Pines all the way to the intersection of Jefferson Paige and Pines, you've got over a dozen outlets there selling beer and selling wine. I believe that area is highly over saturated if you kinda look at the fact that you've just got clusters of small communities that are in the particular area. Its there and its just about on every corner that you can name. In addition to that at this particular location, right in the heart of a residential community that I know from my own personal work, my own personal knowledge, it is in a fight for its survival over there. At this particular location especially that LaTierra community, there are a lot of things that are going on in that community that I think the sale of alcohol and many persons in the community as you heard them expressed today feel like the sale of alcohol is going to add some additional problems. They have the daycare that's right next door to it, as I shared with you. The owners, I've personally spoken with them, they're in opposition to the sale of alcohol. No problem with the store. They came in and they put the application in on the 17<sup>th</sup>. They finished all their inspections by the 21<sup>st</sup>. The application for the store came in on February 22<sup>nd</sup>. So I see that daycare as being there first. But I don't understand, what we have not gotten a good explanation for is why the owners' certificate of occupancy is held up and issued on April 26<sup>th</sup>. That is a very long delay. Something about it don't really smell right to me, but I don't want to go there with it. But that was needed for this person to go on and get her license and deal with her operations there. No matter how you look at it, we're going to have kids that are in this particular store, and then there are some pubic safety concerns. All the members of this council gets the same crime statistics that I get, and let me just share some of those with you. And this is in the area of this store that we're talking about. The first quarter of 2012, there was a 100% increase in rape. There was a 500% increase in personal robberies. There was a 60% increase in aggravated battery. There was a 10% increase in shoplifting. There was a 29% increase in thefts from residents. I attended a meeting on April 24<sup>th</sup> in that area. At this meeting were the Community Liaison Officers with SPD, Operation T-Bone personnel were there, so were some persons there from the Caddo Parish Sherriff's office. None of them spoke in favor of allowing alcohol to be sold at this particular location for some of those

public safety reasons that I just shared with you. An apartment complex that backs up this particular store is a hotbed of drug activity. Anybody that is working in that neighborhood knows that. Anybody that's meeting, coming down here and getting information from city hall knows that. Anybody that's been living there long enough knows that. It is a problem. It is a problem. There's nothing about this decision coming from me that's personal. I represent that area because I canvass that area myself frequently. I visit people in that area frequently. We go to the meetings on a very frequent basis. And information is shared among these communities. You've got all six neighborhood associations in West Shreveport who has a vision for what they'd like to see happen out there. And I think every community ought to be able to come together and have a vision for the things that they would like to see happen in that neighborhood. All six of those neighborhood associations are in opposition to the sale of alcohol at this particular location. I'm asking my colleagues to support me on this. I think that there are some legitimate reasons for this, this is not a situation where someone is trying to just be mean spirited and stop someone (inaudible) personal vendetta or anything like that, there are legitimate reasons for not selling alcohol at this location. Anyone else?

Councilman O. Jenkins: I would like to speak. Is the Chief in here? Duane would you come up? And I don't mean to put you in an awkward situation. I think there's area a little bit on where we need some unbiased subject matter expertise. And you can say you don't feel comfortable, or if you say you just don't know the area well enough to make an informed judgment I appreciate that. But from a purely crime perspective, will this increase, or likely increase the crime issue, decrease or remain neutral?

Chief Huddleston: Based on my experience, I cannot tell exactly. There are some places in the city who have convenience stores that sell beer and wine that we have some issue with. We have some that we have no issues with. Sometimes this council has asked for special measures for some, where y'all know we have the problems, and ask that they have security available at those locations, but the council has requested. So I don't - - - I can't blanket say it is or it is not. It depends on each location.

Councilman O. Jenkins: Thank you. That's all I wanted, and I don't consider myself a crime expert, so I'm going to ask somebody that I do consider a crime expert. And it depends is a very valid answer. I appreciate that.

Councilwoman McCulloch: Well I'm going to say something. I spoke with Roy briefly on yesterday. I really hadn't spoken with you in detail Sam, prior to talking to Roy, and I actually told Roy that I would give him my support. But then after I spoke with Roy, I came and I spoke with you Sam. And you expressed to me that 'I just don't want any more liquor. It's about 12 or 13 places already up and down Pines Road for liquor. And so I know out of the 12 years that I've been a politician and representing District A, or

let me say a minority district, and on the MLK stroll, there is nothing but liquor. And I have to say our community is saturated with liquor. And one thing that was a part of my platform when I got elected, I pledged to the people, and it hasn't been since I've been commissioner and/or city council any additional liquors within the last 12-13 years Uncle Joe. So I had to identify with that. I had to feel that for Sam, and because I've had experiences with that. And anytime you get opposition, I mean its really a problem. Whether its 1, 2, or 100. And especially when it entails children. You know I enjoy beer and I enjoy a few daiquiris Uncle Joe, but I love children more. And so I am a bit concerned about the hold up on the license for the daycare because I am a lover of children. So, I wanted to just kinda let Roy know that I'm leaning toward Sam because of those reasons. So thank you.

**Motion approved by the following vote: Ayes: Councilmen McCulloch, Everson, O. Jenkins, Webb, Shyne, and S. Jenkins. 6. Nays: None. Absent: Councilman Corbin. 1.**

Mr. Thompson: Mr. Chairman, there are no other appeals. We're down to reports from officers, boards and committees.

## **Other Appeals**

### **Taxi Appeal**

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

Councilman O. Jenkins: Well I guess I should say Public Safety Committee had a meeting yesterday after the meeting, it wasn't particularly well attended, but we did discuss the proposal for - - - I'll say a nominal proposal for tax rate increase and the result of that discussion yesterday, I had it added to the agenda today as something we'll be voting on in two weeks. That's all I have to report.

Councilman Everson: Rose did you want to say a word about our Master Plan meeting?

Councilwoman McCulloch: Actually I was going to have her to come and give a report.

Councilman Everson: Do you mind if I just mention a brief thing. I appreciate that. Well Rose called a meeting of the Master Plan Committee, not the City Council's specific one, but the one that has members from both the Parish Commission, the City Council and the MPC. And we had a really great meeting. I appreciate her leading that meeting. She did a great job of getting what are some tough issues. But one of the things that we discussed there which has become painfully clear to me today in this

meeting is that it is time for a unified development code in the City of Shreveport. It's the No. 1 priority from the Master Plan and Implementation Coordinator, and as I hear these questions of zoning and these questions of land use these are the types of issues that are addressed by a unified development code. And so this is stressed to me - - - I already agreed with the recommendations of the Master Plan Committee, but this has made me agree with it even more. It's a good time to start looking at this and starting to modernize our zoning practices, so that maybe we don't have so many complex and misunderstandings.

Councilwoman McCulloch: And we're looking at what a \$225,000 contribution? Anyway I asked the young lady at our next - - - yeah is it our next meeting, to give a report as to what was actually discussed in that meeting. Cause we mentioned the unified code as well as other surveys I believe that were going to be done.

Councilman Everson: The impact fee survey?

Councilwoman McCulloch: Yeah that were going to be done right together, which gave us a total of \$300,000. So I really wanted her to come and just actually make a presentation before the council so that you'd know what was going to be expected of us financially in order to move forward with the unified code as well as the other fees. So I think what we summed up was a total amount of \$300,000. Of course there was a certain percentage to be paid by the Parish and a certain percentage to be paid by the city. And of course Charles Kirkland asked the young lady to make sure she verifies that percentage and hopefully - - - but right now it stands at the Parish is at 75% and we're 25%, hopefully we'll go 50-50. Anyway she's going to come at our next meeting, at least monthly to give us a report or an update. And she also mentioned that she could do it even prior to that at the request of the governmental bodies. But anyway we had a great meeting, we had some lasagna from Monjuni's. And it was really good. So we'll look forward to her coming to our next meeting to make a presentation and give us an update.

Councilman S. Jenkins: Alright. Any further reports from officers, boards or committees? Alright Mr. Thompson, is there a Clerk's report?

### **Clerk's Report**

Mr. Thompson: Mr. Chairman, I think I'll be safe today if I say I have no report.

**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 9:24 p.m.

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

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