

**COUNCIL PROCEEDINGS OF THE CITY OF SHREVEPORT, LOUISIANA**  
**NOVEMBER 13, 2007**  
**(AS AMENDED ON DECEMBER 26, 2007)**

The regular meeting of the City Council of the City of Shreveport, State of Louisiana was called to order by Chairman Monty Walford at 3:04 p.m., Tuesday, November 13, 2007, in the Government Chambers in Government Plaza (505 Travis Street).

Invocation was given by Councilman Webb.

The Pledge of Allegiance was led by Councilman Shyne.

On Roll Call, the following members were Present: Councilmen Lester, Walford, Wooley, Webb, Shyne, and Bowman. 6. Absent: Councilman Long. 1.

Mr. Thompson: Mr. Chairman, Mr. Long is out of town today, and he wanted his constituents to know that that's the reason he's not here.

Councilman Walford: Alright sir, yes, he had called me. Thank you.

**Motion by Councilman Shyne, seconded by Councilman Bowman to approve the minutes of the Administrative Conference, Monday October 22, 2007 Council Meeting, Tuesday, October 23, 2007, Amendment No. 2 to July 10, 2007 City Council Proceedings, Amendment No. 1 to August 28, 2007 City Council Proceedings, Amendment No. 1 to September 11, 2007 City Council Proceedings, and Amendment No. 2 to September 11, 2007 City Council Proceedings.**

**Amendment No. 2 to July 10, 2007 City Council Proceedings:** (as published on July 16, 2007, in the Official Journal, on page 12c, column 1), adopted on August 14, 2007 is amended and reprinted to read as follows:

Amend the July 10, 2007 minutes in the section styled "Introduction of Ordinances (not to be adopted prior to July 24, 2007)", as follows:

Insert the following Resolutions and motion statement:

Resolution No. 118 of 2007: A Resolution authorizing the mayor's signature on a Cooperative Purchasing Agreement and/or Assignment of Option to Purchase Transit Buses between the Nashville Metropolitan Transit Authority and the City of Shreveport, and to otherwise provide with respect thereto.

Resolution No. 119 of 2007: Ratifying the mayor's execution of a Voluntary Unit Agreement between the City of Shreveport, the State of Louisiana, 701 Airport, L.L.C., and Goldco Operating, L.L.C to otherwise provide with respect thereto.

Read by title and as read, motion by Councilman Shyne, seconded by Councilman Bowman to introduce Resolution No(s). 117, 118, and 119 of 2007 to lay over until July 24, 2007 meeting. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Webb, Shyne and Bowman. 7. Nays: None.

**Amendment No. 1 to August 28, 2007 City Council Proceedings**

(as published on September 4, 2007 in the Official Journal on page 10C column 1.)

Amend the August 28, 2007 minutes relative to the Introduction of Ordinances to include the Ordinance No. 143 in the motion to lay over until September 11, 2007.

**Amendment No. 1 to September 11, 2007 City Council Proceedings**

(as published on September 17, 2007 in the Official Journal on page 9C column 10.)

Amend the minutes under "Adding Legislation to the Agenda as follows:

**Delete the number 159 from the list of Resolutions to be added.**

**Amendment No. 2 to September 11, 2007 City Council Proceedings**

(as published on September 17, 2007 in the Official Journal on page 11C column 10.)

amend the minutes relative to the Introduction of Resolution No. 158 of 2007 as follows:

**Delete the number 157 from the motion statement to Introduce Resolutions and replace it with the number 158.**

**Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

**Awards, Recognition of Distinguished Guests, and Communications of the Mayor which are required by law.**

Councilman Shyne: Mr. Chairman, at this point, I would like to move to suspend the rules. We have some guests with us today, we have Mr. Jim Elrod, and a distinguished group from Willis Knighton, one of the better health care systems in America.

Councilman Walford: Before you make a speech, lets vote. So, I have a motion by Mr. Shyne, with a second by Ms. Bowman to suspend the rules for presentation and consideration of the resolution. Is that correct?

Councilman Shyne: We'll consider the resolution first, and then we'll have the presentation from Willis Knighton. Mr. Chairman, I'd like to ask Mr. Arthur Thompson, if he would read the resolution

**Motion by Councilman Bowman, seconded by Councilman Bowman to suspend the rules for a presentation from Willis Knighton, and consideration of Resolution No. 184 of 2007. Motion approved by the following vote: Ayes: Councilmen Walford, Wooley, Shyne, Webb and Bowman. 5. Nays: None. Absent: Councilman Long. 1. Out of the Chamber: Councilman Lester. 1.**

Councilman Walford: Mr. Chairman, the floor is yours.

Councilman Shyne: Mr. Chairman, I'd like to ask Mr. Arthur Thompson, if he would read the resolution to Willis Knighton, and then I would like to move that we add it to the agenda. And we'd like to add it to the agenda so we can vote on it and approve it for today.

*The Clerk read the following:*

**RESOLUTION NO. 184 OF 2007**

**A RESOLUTION TO RECOGNIZE WILLIS-KNIGHTON HEALTH SYSTEM AS ONE OF THE BEST MEDICAL SYSTEMS IN THE NATION AND A MAJOR ECONOMIC FORCE IN THIS REGION WHICH SIGNIFICANTLY IMPROVES THE QUALITY OF LIFE FOR THE CITIZENS OF SHREVEPORT; TO THANK JAMES K. ELROD FOR HIS LEADERSHIP AND VISION, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO**

BY: MR. SHYNE

**WHEREAS**, James K. Elrod is the President and CEO of Willis-Knighton Health System, and he has led this institution for 42 years; and

**WHEREAS**, Willis-Knighton Health System is the only locally-owned, locally-operated, not for profit health system in Shreveport-Bossier; and

**WHEREAS**, for most of the 20<sup>th</sup> century, Willis-Knighton has served the needs of this community with an eye for the future. Since 1925, when the combined efforts of Doctors Willis and Knighton created Tri-State Hospital to foster a new vision of care for patients, Willis-Knighton has remained a constant leader in the field of healthcare; and

**WHEREAS**, under the leadership of James K. Elrod, Willis-Knighton has grown from one small hospital to a regional, multi-facility healthcare provider with some 5,500 employees, almost 1,000 patient beds and revenues approaching \$2 billion, all reinvested in better healthcare for the community and community projects and initiatives; and

**WHEREAS**, Willis-Knighton has offered many firsts in healthcare: the Center for Women's Health, the Steen-Hall Eye Institute, the Willis-Knighton Heart Institute, and Willis-Knighton South, the first satellite hospital in the state. Willis-Knighton was the first private hospital in the state to team with a public, academic medical center, Louisiana State University Medical Center. As a result, the two institutions now offer second-to-none organ transplant programs; and

**WHEREAS**, of thousands of hospitals across the country, in 2007 the "Best Hospitals Issue" of U.S. News & World Report listed Willis-Knighton among the top 50 hospitals in the nation in four categories: neurology/neurosurgery, digestive disorders, respiratory disorders and endocrinology; and

**WHEREAS**, in a Study of Mortality Rates (June 2007), the Centers for Medicare & Medicaid Services (CMS), U.S. Department of Health & Human Services ranked Willis-Knighton above the national average in survival rates of patients with heart failure. Willis-Knighton was one of only 38 hospitals in the nation and the only one in Louisiana to receive this ranking; and

**WHEREAS**, in 2005 and 2006, Willis-Knighton was named as one of the 100 Top Hospitals – Cardiovascular, by Solucient (now Thomson) a national healthcare consulting and data company, and in 2005 was named as one of the 100 top hospitals in America by that organization; and

**WHEREAS**, Willis-Knighton has received the Consumer Choice Award from the National Research Corporation for six consecutive years.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Shreveport in due, regular and legal session convened, that the City of Shreveport recognizes **Willis-Knighton Health System** as one of the best medical systems in the nation and a major economic force in this region, which significantly improves the quality of life for the citizens of Shreveport.

**BE IT FURTHER RESOLVED** that **James K. Elrod** is recognized as the visionary and driving force who has led Willis-Knighton to the phenomenal success it enjoys, and the City Council thanks James K. Elrod for his contributions to this community and to the Citizens of Shreveport.

**BE IT FURTHER RESOLVED**, that this resolution shall be executed in duplicate originals with one original presented to **James K. Elrod** and **Willis-Knighton Health System** and the other 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 Bowman to add and adopt Resolution No. 184 of 2007. Motion approved by the following vote: Ayes: Councilmen Walford, Wooley, Shyne, Webb and Bowman. 5. Nays: None. Absent: Councilman Long. 1. Out of the Chamber: Councilman Lester. 1.**

Councilman Shyne: I would ask the City Council Members to stand and give Mr. Elrod and the Willis Knighton team a hand. And Mr. (inaudible) told me to tell you to just say a little bit about Willis Knighton, so that was his remark. But this is the resolution for you. Thank you very much.

Mr. Elrod: Well, I'm not going to take a great deal of time, cause I want to give you the good news and the bad news. The good news is I'm going to speak for about 10 minutes, the bad news is that I may need to warn you about my speaking abilities, because at another engagement, at the conclusion of my talk, a lady approached me saying your presentation was absolutely superfluous. And then she asked will it be published. Which I wittingly responded, I image so, but posthumously. She then said, 'Oh, I hope so, and that it be soon.' So, that kinda gives you some idea of where we are. I want to thank you very much for this citation. It's very important to us, this resolution. Thank you for Willis Knighton's recognition, and on behalf of the Board of Trustees, the Medical Staff, and the Employees of Willis Knighton, I thank you. I'd like to tell you just a little bit about where we're going for the future of Willis Knighton, since we area major player in this market. We do have some exciting information and news to share with you on some plans that we have for the future, which we hope will go along with Mayor Glover's design to make this one of the great cities of the South, and we want to help in that regard. We want to talk quickly about, I think a lot of it's already been covered in the citation about who Willis Knighton is today, but we want to talk about the economic impact of retirees. I don't think enough attention has been paid in this market to senior citizens as much as we should have, so Willis Knighton is stepping forward to present a new program that we call the Oaks of Louisiana. I think we've already talked

pretty much about Willis Knighton, a not for profit hospital, the largest hospital in the State. We have four here in town you're aware of, matter of fact a lady over here was saying she's spent a lot of money with us. And I told her next time, it might be less money for her to go to Hawaii. But our admissions last year, and this was something that's kind of interesting, and I hope that you will appreciate this, we had 43,028 admissions. And why do we put that up there? Because that's more admissions than any hospital in Dallas, TX or Atlanta, GA had. And those are pretty large cities, and pretty large hospitals. We also delivered 43,029 babies. Why is that important? Because that's more babies than were delivered than all the rest of the hospitals combined in North Louisiana, including LSU. ER Nursing care visits, almost 200,000, surgeries, almost 30,000. As we said, we have 5500 employees, making Willis Knighton the 6<sup>th</sup> largest nongovernmental employee in Louisiana, behind some no names like WalMart, Exxon-Mobil, Bell South, Winn Dixie, and Hibernia (the now Capital One), but we're pleased that we have moved up in that area. Our (inaudible) is local. We keep all our revenues here, and I think that's one of the differences in what we do than most folks. The thing that we do (inaudible) our bonding line, that's one of the unique things, we know about only one other hospital in the United States that ties it's cash flow or it's bonding line to help the community. What do we do with that money? We operate five community clinics in underserved neighborhoods. I think many of you know that. We had last year over 36,000 patient visits, and we reach out to the underserved. You know where those are, Dr. Martin Luther King Drive that connects to Southern University. We have another at Pierre Avenue across from Galilee Baptist Church, in conjunction working with them, and also Children's Dental Clinic on Southern Avenue, and you may or may not know we have one facility in Bradley, AR, Lafayette County is the poorest county in the state of Arkansas. There is more need for underserved, and we're up there everyday with doctors and nurses. Also in Plain Dealing, we also have another clinic. We have a medical staff of 900 plus physicians, and employs a physician network of 260 physicians that we have control over, as employees, where we locate their offices. We locate them throughout Northwest Louisiana. What does that do for Shreveport? It's a feeder to this local economy as opposed to having those folks go to other cities outside of Shreveport. We're the broadest continuing care and we do work with LSU Health Sciences Center here in Shreveport here, providing them with clinical and financial support of approximately \$4,000,000 a year. Awards and honors, you've pretty much covered most of those. We believe those words and honors are affirmations of quality care that you receive in the Willis Knighton System. Top 100, we'll skip on through it. Best 50 hospitals in America, Cardiovascular and recognition by all of those. What's next? This is the most important part of the presentation. Willis Knighton is -- we've talked about it, we're sort of at the crossroads. We don't need to build more hospital facilities in this community, because we're able to cover the needs of the growth of Shreveport as we see it today. But Mayor Glover, we're going to support you efforts to position Shreveport as the Next Great City of The South, I think I heard that phrase, did I not?

Mayor Glover: Without question.

Mr. Elrod: And we're going to do that through Willis Knighton becoming involved in making Shreveport a retirement destination. And through our latest project, the Oaks of Louisiana. Why are we going to do that? Because it goes with our mission. Our mission is to continuously improve the health and also the well being. And we feel that looking at taking care of senior citizens and encouraging them to come at the same time, and boost our economy can go hand in hand. And everyone wins. We also want to look at some of the benefits to the economy of Shreveport. The impact of the in migrating retirees. We call it, we're going to try to turn silver into gold for the City of Shreveport. What are the retirees looking for? In our research, we're finding that everyone is looking for a mild climate. That's why they move to Florida, they move to Arizona, they move to places where they can play golf year round, or fish or hunt, or do things like that. We have that. God blessed us with mild climate. There are four other things that we found that retirees want. They want affordable housing, they want job opportunities, especially military who retire at 42-45 years of age. They want to start looking for second jobs. They want access to quality health care. They want safe and quiet neighborhoods. Well, how do we stack up? How do we rate with retirees at this time? CNN has a website called Money, Best CNN Money.com, Best Places to live. If you look at what they rated, they look at these particular categories, affordable housing. Shreveport ranked very, very high. Job growth, very high. Good health care access, very high. Matter of fact, if you look at only those three categories, Shreveport ranked No. 1 in the nation, when you only compare those three needs of elderly people or senior citizens or retirees. What knocks us out of 1<sup>st</sup> place when you consider all the criteria? And I'm going to just -- in my opinion, the perception of crime is greater than the actual numbers indicate due to sensationalistic media. And I hate to say that, but I've lost more doctors. I'm going to say it. We've lost more physicians who have come to visit this city, and after reading newspapers and seeing TV about all the crime, it was like it was going on everywhere. And they didn't sign, and they left, and they didn't come to Shreveport. The medical school loses faculty member after faculty member because of this issue right here. And I think the Mayor and our Chief of Police are doing a good job developing our police department to do what we need to do in the future. But lets look at the impact. If we can get all this corrected, and I think we can. The economic impact of in migrating retiree households. What does it reflect? Well, first of all, this was an interesting statistic to me. A typical retired couple has the same economic impact of 3.4 manufacturing jobs, money, plus spending, in other words, what they make and what they spend, when you consider the economic incentive packages granted to attract industry and paid for by taxpayers, that is land grants, utility infrastructures, tax credits, low interest loans, high cost of recruitment, and negative environmental impacts of remaining (inaudible), when industries exit our city after tax incentive and accumulated appreciation are exhausted, it turns out that after you look at all that, the data proved shows that one retired couple (two people), are of equal value in terms of our economy as 3.4 manufacturing jobs. That was twice surprising to me. Bottom line, retirees are relocating to Shreveport, do not require the high financial inducements that we have to do at the taxpayer's expense, I might add, which are necessary to attract industry, while providing an experienced pool of talent and committed volunteers. Americans age 50 and over control 77% of all personal assets, they represent 80% of all money in savings accounts, 77% of them own their own homes, and this is fact that is of great importance to Shreveport, LA, sine we have a General Motors plant. Americans 50 and above purchase 48% of all the American made automobiles. We ought to be looking for folks that will buy our products. And they spend 70% of the tourism dollars. Also they support cultural, charitable and educational activities at a higher rate than any other age group. Also if you look at the national average, a retiree coming into this area, the national average is they'll have \$400,000 in assets, they have a \$40,000 annual income, and incidentally, that's not cyclical, that's something that's fixed. They also spend 85% of their dollars locally, and last but not least, they pay more in taxes than they cost in services. They bring new money incremental income to this community that helps generate our economy, but they do not require and do not strain our social services, our school systems or our criminal justice systems, and they do not create environmental problems., So, the

bottom line is we found in our study, that cities that concentrate on strong tourism and retirement industries, have outdistanced the growth of those cities that depend on manufacturing, mining and agriculture. So, retirees are truly the silver and the gold, or could be for Shreveport, LA. And so, this is what our goal is. Our latest projects, the Oaks of Louisiana will help Shreveport a retirement destination. Here's what we're doing. We're creating the Oaks of Louisiana where vibrant senior living begins. How are we doing that? We're taking a 307 acre tract of land that you can see bordered by the yellow. On one end is Bert Kouns, the auto mall drive. At the south end is Flournoy Lucas and bisecting our properties is Hwy 3132. If you haven't been by there, you should, it is absolutely beautiful property. Our vision is we're going to develop and promote a campus of 307 acres to provide healthy vital lifestyles with lifelong learning. LSU Shreveport is working with us to develop the lifelong learning. It's one of the most beautiful pieces of property in Shreveport. Matter of fact, we've gotten our first in migrations. Canadian Geese are there, this happens to be one of them. They've already moved in on the property. It's absolutely beautiful property, and you can imagine what this development is going to look like on that property. In Phase I, what are we doing? We're clearing the land, we're also modernizing Live Oak Retirement Community, which is a facility that just celebrated Sunday, its 25<sup>th</sup> Anniversary of service to this community. Literally hundreds and thousands of people have grown through, and have been residents of Live Oaks during the last 25 years. It's a very futuristic idea and project that got off the ground and did a great job. We're doing exterior and interior renovations. As you can see, we're putting new facades, we're putting sun porches on the skill nursing facility, we're adding a new building to accommodate approximately 100-120 new residents that -- a new social model, a new concept in architecture for skilled nursing, assisted living and memory support unit. We're also renovating and enhancing the Alta and John Franks Community Building. This is probably one of the most functional, the largest and most versatile facility found in any retirement community, and we're fortunate to have it in Shreveport. We're going to make some changes and improve it, so we're building a 2,000 square foot chapel overlooking a beautiful lake at Live Oak, and why? Because the spiritual growth is important to not only the Live Oak residents, and future people we're bringing in, it's important to all of us in Shreveport. I think that's one of the things that distinguishes Shreveport, LA from many cities around this country is spiritual growth. The northern elevation of that, the Chapel is a multi-phased. We're also building a 20-patient room in-patient hospice on the property which will be called Sheltering Oaks. We're securing and gating the community to provide that safe and secure environment that retirees are looking for, and also we're going into Phase II, which is really the major addition we're adding. We're adding a 190 square foot, four story, 126 apartment tower on that property down by Flournoy Lucas, down at the bottom, and we're dredging a big ole lake out in here to make the aesthetics even better. Also, we're providing 60 home sites, which are for patio and garden homes, that can be purchased for someone to move in there. All of these both the home sites, and the garden apartment and houses, as well as the anchor tower all share a common services like dining room, wellness centers, swimming pools, those kinds of theatres and stuff. This is an artist's drawing that matter of fact, the architect will be here Thursday, starting this project working with us. And I might add before we go too far, the City -- all your departments of the City that we've contacted, Metropolitan Planning with Mr. Kirkland, and his team, all the other Permits and all have been wonderful to work with. I can tell you, you should be proud of them. They have been very good to work with us in trying to make this an easier project, than sometimes you have in some cities. This is a front elevation of that building, this is the rear elevation on the lake, and then we go into Phase III. We're going to cross Sand Beach Bayou and this happens to be a retail commercial center being developed around the lake, and this is a boutique hotel, we've had three hotel chains contact us, about wanting to go in to that area for a smaller more of a boutique hotel that could accommodate wedding receptions, birthdays, a lot of different things, anniversaries. So, this is just the beginning, Phase IV and V, IV and beyond will be announced at a later date. And we believe the Oaks of Louisiana is really where vibrant senior living will begin. And we're going to do our best to help create a great city of the South, where retirees will want to come here. Right now, we're spending a lot of money chasing industries which is wonderful. Hope we can get them, but we're going to fill a void in an area that badly needs to be addressed. I might add one more thing. We have had commitments from a couple of members of your old legislative body who are preparing to submit to the legislature and the Governor, I can't do it this next session, but when they can, start looking at whether Louisiana should reduce or eliminate the income tax of seniors on their retirement income, which makes it more attractive to come here. \$49,000,000 to be offset by probably somewhere in the neighborhood of a billion dollars worth of revenue, we've got if we looked at it like the other states. And so I want to thank you and Representative Waddell said to tell you hello, and he's going to be kinda fronting this with the Governor and with others, and any help that y'all could give them, I think would make this a more attractive state. Thank you.

Councilman Walford: I think Mr. Shyne and I would like that being the elder statesmen up here.

Mr. Elrod: I know this is a lot of -- I don't know Mr. Shyne if we've got enough gold to turn all that silver. I appreciate it, thank you.

Councilman Walford: Thank you very much. Mr. Mayor?

Councilman Shyne: Mr. Chairman, I have one more visitor here that's with Willis Knighton, and I'd like for Mr. Sonny Moss to come up, and Mr. Elrod you're talking about some silver, I think he has a head full of silver, and any many his age who can do what he did, I think the City of Shreveport needs to recognize him. Mr. Moss, would you tell us what your latest accomplishment is?

Mr. Moss: Mr. Shyne is probably the only one that's really impressed with my accomplishment, but I was fortunate enough the end of October to train and run the Marine Corps Marathon in Washington, D. C., with my son and daughter-in-law. And I will be glad to pass my training program on to any of you, because it is the only time I am going to use it.

Mayor Glover: Mr. Chairman, I want to just simply express Mr. Elrod to you and all the wonderful folks at Willis Knighton, my appreciation for the great work that you all have done over the years. And to let you know that I am simply ecstatic at the announcement that you have unveiled here today. We look forward to working with you in the years to come, to fully stand up and bring to full fruition the Oaks of Louisiana. The idea of making Shreveport and Louisiana in general more attractive for retirees is something that lots of us have talked about over the years. To see a real substantive commitment, that lays forth a plan and a vision in terms of how we get there is something that is most welcomed. And I pledge to you all of the help and cooperation I can deliver as Mayor of this city. And certainly look forward to working with you and the members of the legislature as we attempt to try and offer some additional inducements to retirees to come to Louisiana in general and hopefully to Shreveport in particular. I would add one little caveat. You are correct. One of the adjustments that we did make in the legislature before I left was we reconfigured the way in which the fiscal/non-fiscal sessions are arranged. So that the first year for a new governor and a new legislature was not

the fiscal only session, which always necessitated the needs for special sessions. However, it's already been made clear that we're going to have at least one special session. There may be a need for others. I certainly wouldn't want to burden the incoming governor, and incoming legislature with putting an item of this matter on an ethics only legislative session. But in the event there is another form of special session that is convened prior to next year's regular session, then I certainly would hope that we would all work together to encourage the Governor to include this particular issue on his (inaudible) and my good friend and old colleague, Representative Waddell and the other members of this delegation to get that legislation passed. You're right. Losing \$49,000,000 in revenue would open up the doors to a substantial opportunity to add a great deal more to that to the overall economy. So, great idea, great vision, and certainly appreciate your effort and leadership in this regard. Thank you Mr. Chairman.

Councilman Walford: Mr. Elrod, if I could, I know you've got a lot of Willis Knighton folks with you, could I ask you to have them stand?

Mr. Elrod: And I'm very proud of them.

Councilman Walford: I can see why. Thank you sir. Mr. Mayor?

Mayor Glover: If I could offer one additional caveat, when Mr. Elrod made reference to the sensationalism in the local media, I had been assured that as soon as Darrell Rebouche had been hired away from Channel 6 to go to work for Willis Knighton, that all the sensationalism had been sucked out of the local media. So, I guess we'll just have to keep searching. Thank you. Mr. Chairman and members of the Council, I'd like to first start off the Mayoral Communications by introducing to at least five of you, possibly six I'm not quite sure how many of you had a chance yet to meet this young man already. I know that Council Member Walford was the first amongst you to make his acquaintance, back in the month of September when we journeyed to New York City, not to find salsa, but to find a new director for the Downtown Development Authority. And we interviewed about a half dozen candidates there, and several more who were identified here locally. The reason we went to New York City is because it is the location for this year's International Downtown Association Annual Convention. And recognizing that we were looking for a new director for DDA, one of the suggestions that I made to the leadership of the DDA here locally, was that there's a good chance that the person that we're looking for to be the next director, should have a reason to be at the annual gathering of those folks who represent the best of the best when it comes to leaders in Downtown Development. And sure enough, our journey turned out to be a successful one. Not only did we find an individual who was quite accomplished, having been born in Massachusetts and graduated from the University of Massachusetts, and also from Harvard University, and who went on to work in Downtown Development from New Orleans to Jackson, MS, to ultimately finding himself in St. Petersburg for the last seven years. We found an individual who in addition to that was also a past Chairman of the International Development Association Board of Directors, but simply someone who has demonstrated throughout his professional career as well as a civic life, a real commitment to helping cities like Shreveport translate the assets that we possess in our downtown areas into something that is simply ultimate boils down to becoming everybody's neighborhood, everybody's community. And so, I'm pleased today to welcome to the City of Shreveport, and present to you the members of Council, and to the City of Shreveport as a whole, the new leader of Shreveport's Downtown Development Authority, Mr. Don Shea. Don, would you come up and please join us and introduce yourself?

Mr. Shea: Thank you very much Mayor Glover, and members of the Council, Mr. Chairman. I'm delighted with that introduction, and I'm also delighted to have been chosen to serve the Shreveport DDA in this way and you did a great job of describing the whole scene in New York. I'm humbled by the opportunity that's before me and before the DDA now. As the Mayor said, I've only met a couple of you, and that's been briefly. And I look forward to meeting with you all, in detail soon. But the reason for that is that this is only my fifth day on the job. And so my impressions of downtown Shreveport and the community are forming, but they are far from formed just yet. But I do in all the interactions I've had with everyone inside the government, and outside the government, I sense that very, very strong combination of energy and a commitment to an exciting future for the community, and I sense that from all walks of the community. Not just Mayor Glover who gave an absolutely stirring State of the City Address last week, but from property owners downtown, and from night club operators down town, and people on the streets, and people I run into in the neighborhood that I'm living in, and they're just a big collective urge to push Shreveport to the next level. What I bring to this experience is pretty simple. I've been in the downtown development business and economic development business for 30 years. And so, I've seen a lot of things that don't work, and I've seen a few things that do work, and I'm going to work with the City Administration, the DDA, and it's affiliate organizations to avoid some of those mistakes, and to capitalize on some of the successes. You know the big picture to me is that since the dawn of civilization, since man was on the planet, I think all the important innovations, and all the great ideas have arisen in our urban centers. And I think that Shreveport is poised to be recognized as an important and innovative urban center. My wife will be joining me permanently here in Shreveport at the end of the month, she's a Louisiana native, and we're happy to get her back home, and I'm happy to return to Louisiana. We look forward to the opportunity to make our contribution to the overall effort to make Shreveport the next great city of the South. Thank you very much.

Mayor Glover: Thank you Don. I would just like to add that you know one of the things that I did find out in just doing some of my own individual researching background on Don, was that we, I believe managed to be able to capture one of those special and unique individuals in the area of downtown development. One of the things that he and I haven't mentioned is that I Googled him after our interview in New York City, and one of the things I discovered was that he'd been offered several jobs in several cities that would be considered larger and more prolific, than the City of Shreveport, and it wasn't until I learned that his wife was in fact a Louisiana native, in fact from Lafayette, that we might actually have a chance to be able to convince him to join us here in our wonderful little hamlet called Shreveport. So, I guess the planets were aligned, and Shreveport's gain has certainly been St. Petersburg's loss, but there also some other significant cities throughout North Carolina, and a couple other places along the Atlantic seaboard as well, that I won't call by specific name, that thankfully, Don Shea and his wife preferred Shreveport over. So, we're glad to have him here, and we certainly look forward to working with him, the Board of the DDA, and their staff, and all of Northwest Louisiana to make our downtown area to be the best it could be. My next guest Mr. Chairman is not a guest, is actually an announcement, the first I guess press conference that I have folded into our City Council Proceedings. Many of you have heard me over for the last year or so talk about some of the innovations that we were going to bring to the Police Department. One of those changes that I spoke of was the need in my opinion, to go back to an area command structure, as opposed to a time focused command structure. And that I believe one of the missteps that we'd taken in this city was the point and time we made the decision to go from an area focused time managed structure to a time

focused structure. For those of you who may not recall, it was in fact, former Chief of Police Steve Prator, our current Sheriff that put us onto an area focus management structure for the City of Shreveport. It was sometime after his leaving that we went to a time focused system of management. For those of you who don't know the difference, the area focused was that the City was split into four quadrants. Approximately the same size and you ended up with obviously a Chief and an Assistant Chief, but you had an area Captain who was placed over each of those four quadrants. And that area Captain was responsible to his higher-ups 24 hours a day for all of the issues from a law enforcement standpoint that occurred within those four districts, or four quadrants, 24 hours a day, 7 days a week, 365 days a year. And so essentially what you had the ability to do was to be able to point to one man, and one group of men and women and be able to say that this is your area, this is what you're responsible for, to be able to take care of and address the problems and issues and challenges therein. The time focused system of management took us away from the area command structure to one that said that we have a Shift Captain as opposed to an Area Captain. The Shift Captain is responsible for the entirety of the city for the day shift and then for the evening shift, and then for the graveyard shift. And then as opposed to being responsible for issues related to territory, they were responsible for issues related to time. And as you could probably imagine, from an accountability standpoint, probably the best position to be in is to be the gentleman or the young lady who happens to be over the day shift. Start at 7:00 in the morning, you wrap up at 3:00 with the exception of a few bold individuals and a few traffic accidents, and what have you, you could report very dutifully to your higher-up, the Chief, the Mayor of the City, that I've got things on lock from 7-3. Then the folks would come on at 3:00 and work till 11:00, generally caught the worst of it. The afternoon, the early evening, things begin to unfold, going into 11:00. And then the people on graveyard, would have 'heck' to deal with up until 2 or 3:00 in the morning, before things would settle down for them. And essentially that creates a system where in my opinion as Mayor and thankfully also in the opinion of Chief Whitehorn, and the men and women of the Department right now is very difficult to be able to say who is responsible and accountable for what. And to that end, Chief Whitehorn, would you join me along with individuals who have been promoted if they are here as well. As Tom just reminded me, we've got them out working. So, we have them on the street protecting the City. So, at this point Chief, I'll turn it over to you, I hope I haven't taken too much of your speech away from you, but I'll let you go ahead and finish detailing to the Council, and the rest of the City exactly what we're doing in this regard.

Chief Whitehorn: Thank you Mr. Mayor, you were right on point. To the members of the Council, to the Chairman, first of all, let me say that yesterday, we made 10 promotions, and all but two of those promotions were actually attrition. We created two positions to make this area concept work. And that one was adding the Assistant Chief of Police which was Robert Dowell, and another area Captain. You know when you look at the area concept, it's kinda like cleaning your house, potentially if you have a large house. When you look at all the rooms that need to be cleaned, it looks like it's a big task. But if you break those rooms down individually, and even maybe break them down to just corners at a time, it makes your job look a lot easier than you would think. Well, in many cases, the Shreveport Police Department is now focusing our crime fighting efforts on rooms, and those rooms are the four areas that the Mayor talked about that we have divided the City. There will be an Assistant Chief commanding both East and West. We've divided the city in half basically. We have an Asst Chief over the East side and one over the West side. And both of the East and West side is then divided into two areas each for the four areas. And rather than having commanders over entire shifts as the Mayor just mentioned, the area concept will allow these commanders to focus on parts of their area that need the most attention. And there are several advantages for us to do this. The first advantage naturally is efficiency. Having officers focusing on smaller areas can help us and also help them be more proficient in patrolling areas of our city, and targeting problem areas. The second thing is effectiveness. Officers will be able to resolve more issues effecting particular areas of our city because they are ultimately more familiar with the area and the citizens in those area. Hence, Community Oriented Policing. The third thing is accountability. The Mayor spoke very well about making our commanders more accountable. Officers who are responsible for one particular area become accountable for things that occur there. The responsibility lies on those few people who take care of their assigned areas. Ownership. Offices are given ownership of geographic location which makes it easier for them to create partnerships, and with particular community areas of their responsibility. Officers can take pride in making sure that their assigned areas are being taken care of. The fifth thing, the geographic policing. With this area concept comes the potential to create even smaller zones. When I was appointed as Chief of Police, one of the things that I talked about was a district redesign. To more evenly distribute the workload of our officers. Many of you have as you've heard in the budget hearings that we are very short on personnel. And with this geographic policing, it allows our officers to address smaller areas of responsibility, and the small things before they become big things as we talked about in the 'Broken Window' syndrome. This goes hand in hand with the concept of Community Oriented Policing. The end result will be enhanced police services, decreased police response time, a team policing approach, which offers the citizens and officers the ability to work together to address crime problems in their particular areas. It will improve the delivery of police services to the residents of our city, and it will help the management structure meet the goals and objectives relative to decreasing crime and the fear of crime, that perception that we've all talked about here in Shreveport. And it helps customize the police response to each citizen concerned. And I think these are things that we have all talked about in some of the criminal justice meetings, and some of the one on one conversations that I've had with each of you, the concerns that I've had and discussed with the Mayor and many of the citizens throughout Shreveport. And I just believe that this concept will be very effective in our crime fighting efforts. Thank you.

Councilman Walford: Thank you Chief.

Mayor Glover: Thank you Chief. Members of the Council, are there any questions that you might have at this point?

Councilman Lester: I was going to ask the Chief, just when are we looking to begin this? And obviously you've got some idea about how this is going to work. Have you reduced it to writing in terms of maps and things of that nature?

Chief Whitehorn: Yes sir. The maps are already in place, actively beginning November 16<sup>th</sup>.

Councilman Lester: I'd just like to look at one, and one of the concerns obviously is that has been shared with me more often than not is, would an area as large and as diverse, just allow me to be parochial for a minute, as MLK and then having Allendale more often than not, where you've got an officer that's in easy living, and then there's a call for Allendale, and then you have to rush literally from one end of the area to the other, so I'd be interested to see if we're going back to this area concept, certainly if we're going to concentrate more people in those smaller areas, so that we can see more police, or more of a patrol presence, and in doing some of those things.

Chief Whitehorn: Allendale and MLK are will still be in Area 1, but as we grid those areas, break them down into smaller rooms and corners, as I mentioned in the beginning, the officers will be responsible for smaller areas within -- smaller zones within an area.

Mayor Glover: Mr. Chairman and members of the Council, this also plays a large role in our further more effective use of a concept called COMSTAT, which basically is shortening for computer statistics. And that's a process by which Chief and the senior management of the police department and the statisticians track out the various crime statistics over a day, a week, a month and what have you, and meet on a weekly basis with the various Captains, and Lieutenants, and Sergeants within those areas, and put them in a position of being able to give account for the crimes and the incidents that occur within their specific areas, within their specific districts, and put us in a position to know where the job is being done and where it's not being done. And being able to do that in geographic terms as opposed to simply doing it on time terms. So, we look forward to it being a significant part of how we go about making Shreveport better and safer, both in terms of reality and in terms of perception.

Councilman Shyne: Chief, for you and the Mayor, Mr. Elrod brought up a point just a few minutes ago, and cause I don't want to get on the bad side of the news media.

Councilman Lester: Heaven forbid.

Councilman Shyne: Cause they buy ink by the barrels, but he's exactly right. And I've heard this time and time again. Mr. Mayor, I don't know what we can do. Maybe since we got a new, good looking Chief, he might be able to sit down and talk with the news media, and maybe from time to time, give them some actual stats of what's going on because they do have a tendency to sensationalize, and they don't realize, I don't think, now maybe they do, but I don't think they realize the negative impact that this has on the City of Shreveport, Mr. Mayor, and the negative impact that this will have on our growth. Like Mr. Elrod said, getting retirees in here is actually an industry. I mean, this is an economic engine. Nobody wants to come to a city where every time you pick up the newspaper, or you turn your TV set on, they've got something negative going on about the city. I mean it seems like that we would have more pride in ourselves. I mean, cause not only does that happen here in Shreveport, but that happens in the State. I mean it seems like sometimes when people run for a political office, it seems like they make Louisiana the worst -- you know, we are just the worst people in the world. And he's right when you look at some of the news articles, I mean they just sensationalize about the crime rate here, and when you compare it to other cities our size, we're not really that bad, although any crime is bad. But Chief, I would appreciate it and I don't know how the other Council Members feel about it, cause I know there are some citizens Mr. Mayor, that would appreciate it if it's some kind of way, maybe from time to time, we could meet with the news media and just kinda diffuse some of this perception that they sensationalize on, and Mr. Mayor, I don't want to call the young man's name, but I think you said since Mr. Elrod had hired him, we might not get so much of that in the news media. Now, I'm not going to go that far to say that, but Chief, I wish you and the Mayor would look into that. Because it has a negative impact on the perception and on the growth of this city. Had you thought about that?

Chief Whitehorn: Yes sir, we've had some discussions about activity from the Shreveport Police Department with the media that is in the works now, and should be rolling that out pretty soon. But you're absolutely right. As far as perception and that was one of the priorities that we put in place, was to deal with that perception of crime. Overall, we know that stats are down this year. It's still at it's 10 year low right. But our violent crime has increased, and those are the types of crime that people remember. That people want to know about, and it does look like overall we're having a tremendous problem in the city.

Councilman Shyne: Because I have to give Willis Knighton credit, one of their main facilities is located in the inner city.

Councilwoman Bowman: In my district.

Councilman Shyne: And since Joyce is -- and the newspaper has a tendency to sensationalize about things that happen in the Queensborough area. And I'll have to give Willis Knighton credit, instead of trying to move out, you all have spent millions of dollars in there to improve the quality of life, and to improve how that area looks. And you know it's gotta be heartbreaking sometimes when the news media keeps on sensationalizing, and we're trying to improve. And whatever you can do Chief to see if you can diffuse some of that. Maybe you might need to sit down and talk with the editors, because I see we have a very young and talented reporter over there from the Shreveport Times, and you can tell we have some good looking camera men here. If you could sit down and maybe talk with them and see what we can do to try to diffuse some of that sensationalism.

Chief Whitehorn: And Channel 12, the editorial on Channel 2 kinda highlighted and indicated that we were doing a great job.

Councilman Shyne: Good, we need more of that. Mr. Chairman, thank you.

Councilwoman Bowman: I just wanted to know what this new system -- will you be able to generate a printout of stats for instance in District G? And in specific areas?

Chief Whitehorn: Yes ma'am, we're capable of doing that right now. And do that regularly in our crime focus meeting. And I would just invite any Councilmember that want's to attend every Tuesday morning at 9:00, we have a crime focus meeting at Shreveport Police Headquarters. Mr. Dark has been there on two occasions, here in the last couple of weeks, and I just hear and see exactly what we're doing.

Councilwoman Bowman: What time does it start?

Chief Whitehorn: At 9:00.

Councilwoman Bowman: Okay, and then maybe every Tuesday, I'll get my copy for District G? Thank you.

Chief Whitehorn: Yes ma'am, we'll do that for you.

Mayor Glover: Mr. Chairman? Chief, I'd just like to offer just a couple of comments. You know I'm sitting here brainstorming, and Councilman Shyne has sent me along a line of consideration that we may want to ask Mr. Elrod and the good folks at Willis Knighton to help us out with. And that is we may want to come up with a list of folks that we may want Willis Knighton to hire. It might at the very least slow them down, but more practically, Mr. Shyne and members of the Council, and Chief, you know the thing that I know that I spent some time developing some understanding of a few years ago, was that the local media is a business. They compete against each other the same way Kroger competes against Brookshires, and Texaco competes against Chevron, and Chevrolet competes against Ford. They're all in addition to fulfilling that public service of providing information to the community, they're also in the business of attracting viewers. And one of the ways in which they go about trying to determine how most effectively to attract viewers is they bring in people who live more than 50 miles away from Shreveport. They have briefcases, and so they call them consultants. And as

I understand it, those consultants tell them that if you want to be successful in drawing viewers to your channel, then there are two things that you've got to mix in right at the beginning of your broadcasts. No. 1 is the weather or one of those things is the weather. But the most important thing is you've got to have some information about what's happening in terms of crime within the area. And that's not anything unique to Shreveport, that's a phenomenon that you go across this country, and you turn on the television. Unless there is something of greater importance like a political scandal or something else, a big sports story or what you, absent any of those on any normal ho hum day, the two things that you're going to find within that first 90 minutes to 3 minutes is going to be something about a local public safety issue as well as something regarding the weather. And that just simply is. And it's probably going to be that way until somebody from with a briefcase who lives more than 50 miles from Shreveport shows up here and says that that's not the best way in which to attract viewers. So, in that regard, we're going to have to deal with that. The thing that I look forward to more than anything else everyday is waking up and turning on that early morning news, and having there be very little for those reporters to talk about. And so you know when those days are, they are kinda like this morning. I won't call out which station, but there was one particular station that started at 5:00 and their live shot was about the fog. And they did at least 20 plus minutes of live shots talking about how difficult it was to drive in this morning's fog. And the reason why that live shot was talking about the fog, was because there was not yet a story about crime that you could interject to lead off that particular broadcast. And so part of what our challenge is going to be is to give us as many days of those ho hum mundane stories where we go back, and we rehash, and we refocus, and we retalk about things that are hopefully very boring, very mundane, and they won't have any of those sensationalistic things to be able to go back and talk about again. But the idea that we're going to somehow avoid it or make 'em stop, we're going to talk to 'em, we're going to enlighten 'em, we're going to share, we're going to make our case on every front, but just as they will say politicians are going to be politicians, journalists are going to be journalists, and we're both going to end up doing what we all have to do at the end of the day. And so, I appreciate the Chief, and all the folks who have helped us to share and objective fair story about what's going on, and hopefully, we' can begin to be able to pierce through that sensationalism, and help people develop a greater appreciation and understanding of exactly what the real picture is. But folks want to know two things. One is, is it safe, and am I going to get rained on, and till that changes, we're all going to find ourselves in the same position. Thank you Mr. Chairman, thank you members of the Council.

Councilman Shyne: Mr. Chairman, could we just maybe pause for a minute, and Mr. Elrod, we thank you all for coming down, and we know you all have some other business that you need to take care of, and I forgot to mention that the Mayor has a cousin that works for Willis Knighton. Mr. Willie Bradford, Mr. Elrod, that's the Mayor's cousin.

*Reports: Property Standards Report*

Councilman Walford: Mr. Holt, if I could ask you to go ahead and come up for Property Standards. Sir the weather is delightful, and there is no crime and so the cameras are on you for the lead story. I think I'm going to call on Mr. Lester to share the time with you there.

Councilman Lester: Yes, yes, yes. Once we get our technology acting right. Mr. Chairman, I have a little video that ran on one of our local stations last night, that I think is deplorable, it is informative, and as we say in the 'res ipsa loquitur', things speak for itself. So, I'm just going to play it and let you guys go. Can y'all hear?

**Video Presentation: Troubleshooters Investigation: Not So Home Sweet Home** Reported by: Alexis Wiley  
Monday, Nov 12, 2007 @03:38pm CST  
KTAL Channel 6 News

*There are more than 6,800 adjudicated properties in Shreveport. Yet, as the KTAL Troubleshooters discovered, not all of those properties are sitting vacant. Some Shreveporters are making money off of rundown properties and letting poor renters and the city pay the price. What Ola Johnson calls home is what most of us would call a potential health risk. The walls in her front laundry room are covered in mold. We even discovered mold in a closet full of toys. She says the mold has been there since she moved in 4 months ago. With an asthmatic three year old, she questions whether this house is making him sicker. "I've been telling the rent man," Johnson said, "but he don't do nothing." Miles away in Queensborough, we discovered a house with a similar story; pipes that won't stop leaking, unsafe heating, broken windows and toilets, and a family calling it home. "I told him about the problems I was having," a tenant who asked not be identified said, "most of the stuff I had to try to fix myself." What do those women have in common? Their houses are owned by the same man: Francis "Bear" Grigsby. He owns houses and land all over Shreveport. Despite poor conditions, the women we spoke with pay rent. Johnson pays \$300 every month and the unidentified tenant pays \$400. There's one party involved, however, who's not being paid: the city. Both of those houses are adjudicated, meaning Grigsby's behind on paying the taxes. As of Friday, November 12, Grigsby and his real estate companies owed the city more than \$46,000 in property taxes. Landlords like Grigsby are nothing new in Shreveport. They buy properties at tax sales and, in some cases, stop paying taxes and stop doing maintenance. We decided to track Grigsby down ourselves and show him video of what we discovered inside and outside his home. "What do you think about this video?" I asked. "It's a fact of life, this isn't Pierremont," Grigsby said. "But shouldn't people be able to live in quality housing?" I asked. He quickly said "well get them to move." Shreveport councilwoman Joyce Bowman was far less cavalier with what she saw. "That's so disheartening," Bowman said, "to have citizens live in those conditions and pay to live like that." They're not the only ones paying. The city has spent more than \$73,000 cleaning up code violations on Grigsby's properties. "Legally there's something the city should be able to do," Bowman said. She admits, however, that sometimes the consequences are nothing more than a slap on the wrist. "They go through the court system," Bowman said, "and some way, somehow, they'll get out of it." She hopes that will soon change. Until then, Grigsby says he'll get to his properties one at a time and pay the city "someday". Council members Calvin Lester and Joyce Bowman say they will present our investigation to city officials to bring attention to this problem. Stay with the KTAL for the latest on the Shreveport's response.*

Councilman Lester: Mr. Chairman, for quite some time, I have said, even going back to our first term, that if our city is going to progress, we need to have a renter's code. Something that subscribes minimum standards for housing. Something that will give citizens regardless of their socioeconomic background, some confidence that if they are paying rent to someone, they can live in something beyond just four walls and a roof that works sometimes. And to think that we have an individual, and I think we all know that the situation with

Mr. Grigsby is representative of a number of people and cooperative entities in this town that are taking adjudicated property, renting them out, deriving an economic benefit from them, but not doing anything to them in terms of improving, excuse me, the quality of the house, and you know we talk about the whole 'Broken Window' syndrome and how it affects neighborhoods, but I mean how is a child going to grow up in a house that looks like that and not have anything but a negative image of himself and of his community? And when you expand that, and you have whole neighborhoods that are being controlled by these slumlords that don't care because, I mean, in his own words, that's the way it is, and the quote of the day was "It's not Pierremont". I guess that means that you have a lower expectation of a housing standard because of the part of town or the side of the track that you live on. I don't want to be a part of that Shreveport anymore, so what I'm proposing is that we do a renter's code, post haste. I know that Councilman Walford asked for and received some information from a city in Oklahoma I believe, and what I passed out to you are some model renters and housing codes from Philadelphia, City of Minnesota, Lawrence, KS, Morgantown, VA, and Iowa that deal with many of those issues. One of the things that we've been told was we can't set a minimum standard for a house or for livability. And certainly it's been done in other jurisdictions. So, I think this story really shines the light on something that many of us who represent these areas have known for a while which is one of the main reasons a lot of these neighborhoods look bad is because people who own the houses don't live there. And because they don't live there, and because it's not Pierremont, then they don't think they have an obligation to do anything, to improve the quality of the people that live there. You know, I'm more than just a little upset about it, and we need to do something about it. And we need to deal with this guy. So, Ms. Scott, I have one for you too! I have one for the Mayor's office as well, and you could imagine that our next Property Standards Meeting what our subject of conversation is going to be. So, thank you Mr. Chairman.

Councilman Walford: Does anybody have any questions for Mr. Holt?

Councilwoman Bowman: No, I think everybody is too dumfounded.

Councilman Walford: Thank you for coming up there. Mr. Lester, and Mr. Mayor, this points to a problem that we all know exist. I've got a number of other names that will show that what Mr. Lester has come up with is not the exception. It's far more widespread than that. And to have them scoff at paying us the monies they owe us like that, and I had one individual to tell me that if we press them on property standards, or cutting grass, they'll just adjudicate the property to the city. They think they can just quit paying taxes and absolve themselves of all responsibility to the city. And somehow I just don't believe that's the case. I believe there are things that we can do, and frankly, it bothers me that we're spending money on that, and yet when the Police presented their budget to us, there were unfunded items and a shortage of officers, and yet we've got to spend the money on something like Mr. Grigsby's property because he won't do it, there is something wrong there. And I think Mr. Lester is on target, and I think we need to get in their pocketbook, we need to recover the monies that the city is spending, and need to make them pay in other ways as well. So Mr. Lester, you know that I'm going to support the idea, we've been pushing this for what? Almost five years? Calvin and I for five years. And I think it's time to do something, and I think it's time to take an aggressive approach to dealing with the people who scoff at us and our ordinances Mr. Mayor. And take the citizens money to do what they are legally responsible for doing. And I hope that we can come up with a way to take an aggressive approach. There's nothing I'd rather see than attaching some bank accounts of some professional people that even have letters after their name, but are a part of this same problem. I would just love it if their checks bounced because we had attached their bank accounts with a judgement that we had gotten. So, I hope something like that can be done.

Mayor Glover: Mr. Chairman, I just want to say a couple of things. No. 1, I want to commend Councilman Lester for taking the time and the effort to coordinating this and presenting it to the entirety of the Council. I'd seen the promos for the story running, but did not in fact get a chance on last night to see it. I knew that it was one of the stories that we have archived up in the Mayor's office, since we do archive all of the local television news productions for a certain number of days and so I did intend to in fact go back and get a chance to watch it. I also want to commend Ms. Alexis Wiley and the folks at KTAL for taking the initiative to go out and cover this story, and to be so thorough in doing so. And while I don't want to get myself in trouble with my City Attorney, I thought for a second that I recognized the individual who was being shown in that story, and I thought I recognized the location from which some of those interviews were being conducted. My little computer here and my 'Googling', I'm a big Googler, my googling tells me that I am in fact correct, both in terms of who I thought you were speaking with, in terms of the owner, as well as the location from which you all were speaking from. The location you were speaking from happens to be a local business establishment here in the City of Shreveport on Fairfield. Absolutely. And so we will certainly be spending some time talking to our lawyers to find out what our current options are, and we also look forward to working with the Council to figure out how we go about addressing not only this problem, but the other individuals as well who are committing similar sorts of offenses against the good people of Shreveport. It'd be one thing to just simply be your garden variety slumlord, and own your properties outright, than just simply be taking advantage of people by putting them in substandard housing. It's another thing to be a slumlord, putting people in substandard housing, taking advantage of them and then at the same time having the City of Shreveport come and pay some \$70 plus (thousand), or spend some \$70 plus thousand to relieve the rest of the folks and the rest of the neighbors of the blight and degradation that this person owns and has put upon the city and his neighbors, and then to speak so cavalierly about it. My CAO, Tom Dark leaned over to me and said it looks as somebody has taken out the red cape and waved it in front of the bull. I think he not only took out the red cape and waved it in front of the bull, but I think he also talked about all of our mammas. So I want you all to be just as offended and just as bothered as I am about this situation, and hopefully just as committed to seeing us do something about it.

Councilman Walford: Mr. Mayor, I might suggest as well that we check with Risk Management and find out if we haven't paid Mr. Grigsby some money for claims he's submitted against the city. I do seem to recall in my first term there was an issue with that. So, there's more Mr. Grigsby out there.

Councilman Lester: They meet at a local eating establishment in Madison Park. A Mexican establishment, the first Monday of every month at 6:00.

Councilman Walford: And they haven't invited me back to speak again. They didn't like what I said.

Councilman Lester: Me neither. Wonder why that is.

Councilman Walford: I don't know. Moving on, we have a public hearing on the proposed 2008 Budget ordinances. So, at this time, I'll call the public hearing open.

**Public Hearing:** Proposed 2008 Budget Appropriation Ordinances

Councilman Walford: The public hearing is now open. Mr. Dark, do you have a presentation from the

Administration?

Mr. Dark: A very brief one sir. I just want to pass on that this public hearing is about Ordinances 160 through 178 which are on your agenda and are scheduled to be adopted in some form between now and December 15<sup>th</sup>. Most likely at your December 11<sup>th</sup> meeting. We're kinda of at the halfway point in the Budget Review process. The Council has had the budget since October 1<sup>st</sup>. They're required to pass it as I said by December 15<sup>th</sup>. We've had three Budget Review sessions. We have at least two more scheduled. The total City Operating Budget for 2008 is as proposed just a little bit under \$460,000,000. The operating portion of that is approximately \$374,000,000. The largest budgets are the General Fund, which is \$198,000,000, the Water and Sewer fund which is at \$66,000,000 and the Debt Service which is at \$85,000,000. As we've said in a number of venues, the priorities for next year are the kinds of things we've been talking to you ever since we started this process. The whole neighborhood quality of life, Operation T-Bone, and crime prevention and crime fighting, the whole business of security and safety or the appearance to the community as it relates to the rights of way, and one other thing which is to try to assure that our employees are paid as nearly to parity as we can get them. The Capital Projects fund is also funded at approximately \$576,000,000. Only \$4,000,000 of that is new money. Most of it is money for projects that have been underway for years. That's all we have today Mr. Chairman.

Councilman Walford: Is there anyone here to speak in favor of the 2008 Budget Appropriation ordinances? Very briefly I will, and I will thank Tom and Sharon for the way that the information has been presented to the entire Council, and I think I speak for everyone in thanking y'all for that. So, is there anyone here to speak in opposition to the 2008 Budget Appropriation ordinances? Again it's quiet. Okay, then this public hearing is now closed.

### **Confirmations and/or Appointments, Adding Legislation to the Agenda, and Public Comments.**

#### **Confirmations and/or Appointments:**

Mr. Thompson: The Mayor has submitted one, which will be on your agenda for next time, the one that you asked about yesterday.

Councilman Walford: Okay, that would be for Howard Allen?

Mr. Thompson: That's correct.

Councilman Walford: To the SPAR Council.

#### **Adding Legislation to the Agenda**

1. **Resolution No. 181 of 2007**: A resolution authorizing the purchasing agent to dispose by public bid of the tent at Festival Plaza and to otherwise provide with respect thereto.
2. **Resolution No. 182 of 2007**: A resolution approving the 2008 Budget for the Shreveport-Bossier Convention and Tourist Bureau and otherwise providing with respect thereto.
3. **Resolution No. 183 of 2007**: A resolution approving the 2008 Downtown Development Authority Program of Work and otherwise providing with respect thereto.
4. **Resolution No. 185 of 2007**: A resolution authorizing the Mayor to execute a cooperative endeavor agreement with the Louisiana Department of Economic Development relative to Vision 2020 and to otherwise provide with respect thereto.
5. **Ordinance No. 197 of 2007**: An ordinance adopting the 2008 Budget for the Downtown Development District Budget, appropriating the funds authorized therein, and otherwise providing with respect thereto.
6. **Ordinance No. 198 of 2007**: An ordinance to amend and reenact Section 10-44 of the Code of Ordinances relative to qualifications of applicants for alcoholic beverage permits and to otherwise provide with respect thereto.

**Motion by Councilman Shyne, seconded by Councilman Webb to add Resolution Nos. 181, 182, 183 and 185 of 2007, and Ordinance Nos. 197, and 198 of 2007 to the agenda. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

#### **Public Comments (Agenda Items to be Adopted)**

*Mr. Philip E. Downer: (333 Texas Street, Suite 1320)* I'm here on behalf of the property Race Trac Petroleum, Inc. This matter comes to you as an appeal from the Zoning Board of Appeals denial of the application to permit a convenience store with the sale of packaged wine and beer. Before I talk about the application, I want to tell you a little bit about Race Trac Petroleum, Inc. Race Trac and Raceway are affiliated entities which own convenience stores and refueling stations in 12 states including 518 stores, (inaudible) which is the subject of the proposal. That includes seven locations in Shreveport and Bossier. Race Trac has strict standards for the operation of each of its stores. Specifically stores are required to comply with all applicable laws and regulations. In addition there are specific requirements for the exterior appearance, fuel alignments, inside appearance, and customer service. To insure compliance with these requirements, the area and district manager does a monthly inspection of each store in a written form, like the one I'm holding here. It's filled out and furnished to Raceway Corporate Headquarters. In addition to the monthly District Manager inspections, there is a third party independent third party inspector that does weekly inspections, and likewise, they fill out weekly forms and these are furnished to Raceway, and this allows Raceway to compare what it gets from its district managers as well as from the independent inspectors so that they can insure that their stores are being operated in compliance with the standards that are required. Now as you're no doubt familiar, the Raceway location that's before you today is located adjacent to I-20 on the east side of Hearne Ave. The fueling station and convenience store's original located here in 2004. In 2004, Race Trac presented its application for approval of a convenient store with packaged wine and beer operating 24 hours a day, and that was Case Number 60-04. In 2004 as part of the application process, it was committed that operations would be in compliance with all applicable rules and regulations specifically governing rules and regulations with respect to liquor sales. The

recent application carries the same commitment. In 2004, the exact location that is before this Council received the unanimous approval of the ZBA, and remained in operation until July 3, 2007, when it was temporarily closed. Now since the store has closed for a period in excess of 30 days, the 2004 Special Use Exception lapsed. Now there was a procedure that could have been utilized to extend past the 30 days, but Race Trac wasn't familiar with it, and that's why they had to refile. Now the reason I give you this background is so you'll understand how we got to where we are today. As pointed out by Mr. Kirkland in the hearing before the Zoning Board of Appeals, consideration of a zoning application requires you to consider the location for the use, not whose going to be operating on that particular site. There's been no such change in the property since it was approved in 2004. The site has been long recognized as an appropriate location for a convenience store with the sale of wine and beer. There are several establishments, one in fact directly across the street that operates selling fuel and wine and beer, just as we're asking for today. Cpl Collins and Cpt Holley with the Shreveport Police Department were present at the ZBA meeting, when the request was submitted. There were not unusual significant crime problems or factors which would warrant objections to the application, and indeed the Shreveport Police Department did not object. I did a visual inspection of the location yesterday. And it's a good looking location. There's fencing in place that separates the location from the surrounding neighborhood. The facility itself acts as a buffer between I-20 and the residences that are located behind it. We're here today asking you to again approve what has been presented, approved and operated since 2004. If the instance request is denied, it is doubtful that this location can be operated economically to compete with the surrounding businesses and in fact stay in business. It is respectfully submitted that there was no justifiable reason for the application to be have been denied by the ZBA, and we would request that the Council approve the instant request. And I'd be happy to answer any questions that you might have.

Councilman Lester: Thank you Mr. Chairman. Mr. Downer, in 2004, was it 2004 or 2005?

Mr. Downer: 2004.

Councilman Lester: 2004, okay. There was a special exception, and what was the basis of that special exception?

Mr. Downer: It was a special exception to operate a convenience store with packaged wine and beer operating 24 hours a day, and I have a copy of the 2004 minutes, if the Council would like to see that.

Councilman Lester: I don't want to get into it now, but there are some other questions that I will have and I'll ask you them appropriately. So, I just reserve any other comment until that time.

Councilman Walford: Mr. Branning, did you want to speak, or did Mr. Downer cover it for you.

Mr. Branning: I think Mr. Downer covered it very well.

Councilman Shyne: Mr. Chairman, I'm sorry, I have a special guest who is a veteran, and of course, I think you served this country extremely well, and I didn't get a chance to bring him in, and if I could impose on the Council to bring Mr. Charles Shaw up and acknowledge him, and let him say a word or two. I think we celebrated Veterans Day over the weekend, and yesterday. I would appreciate it if the Council would let us impose on them and bring Mr. Shaw up for just a moment.

*Mr. Charles Shaw: (3917 Pixley Drive)* I've been a resident all my life of Shreveport, LA. Before I say anything, I want to give praise to my Lord and Savior Jesus Christ who is all about me. I'm really pleased and happy that Mr. Shyne has invited me to come in, and talk to you guys, in observance of Veterans Day. I am a Viet Nam Veteran. I was distinguished and I received several very high accommodations and medals when I was in service. I was wounded, I was shot in my legs, I got shot in my back and I received wounds to my head and everything. But the significance of me being here today as a guest of Mr. Shyne is the fact that I want the whole Council and everybody present to never ever forget the sacrifice that the veterans have made to this country. And the real heroes of this country are the ones who gave the ultimate sacrifice. And you know I'm not a very talkative person and everything, but if everybody keeps in mind the sacrifices these veterans make to this country, we all could do better. And especially with the present situation we've got now. Before I leave to sit down, I'm going to say thank you again. I am a Deacon at the Greater Friendship Baptist Church, 5506 Roberts Street, where the Rev. Charles Phippen is my pastor and spiritual leader. And he has helped me tremendously, because sometimes I have problems. Again, I say thank you.

Councilman Shyne: I know the Chairman, he is a retired Colonel, not Lieutenant Colonel, but Colonel. And Mr. Mayor, you know I don't like to make those kinds of mistakes when I'm giving titles.

Mayor Glover: I'd worry about him if he were a retired Lieutenant.

Councilman Walford: As long as the check comes right.

Councilman Shyne: But I just want to let you know that we appreciate the sacrifices that men and women like you who have made it possible so we could enjoy and we could live in the best country on the face of God's green earth. So, you know we will always be indebted to men and women like you. So, I'm going to turn it over to the Chairman.

Councilman Walford: I'm just going to add one thing. I missed a lot of places yesterday, and I think everybody knows it, but they maybe forget it. But certainly our veterans deserve all the praise we give them, but spouses and families of veterans make ka heck of a sacrifice too! And you and I both know that.

Mr. Shaw: It's something that you don't like to talk about.

Councilman Lester: Mr. Shaw, I would be remiss if I didn't say a thank you, and it's personal. My father is a Viet Nam Veteran, so I have much love for the Viet Nam Veterans. Thank you.

Mr. Shaw: 87<sup>th</sup> Airborne all the way.

Mayor Glover: Mr. Chairman, I would also like to join you and the rest of the Council in acknowledging not only Mr. Shaw, but all of the other veterans who served. My father was a radio operator on a B-29 during the Korean War, and it was actually his being based here at Barksdale AFB for a period of time that accounts for me being here. He had the opportunity to meet a young girl from Dixie, LA, and as the story goes they became so inclined and four tries later, I came along. So, God bless the Air Force, God bless the military, God bless the USA.

Councilman Walford: Lets not forget our veterans, lets not forget those that are serving now. And even if you don't like the war, respect the warriors.

Mayor Glover: Absolutely. And Mr. Chairman, before you leave there, would also make a note to thank and commend all of the individuals across this area who put together various Veterans Day observances. We got a chance to go and attend a couple of them. It's one of those situations that thankfully, there are so many now, you can't possibly make them all. But from the High Schools, to the various VFWs and American Legion installations, to the one that we host here down on our Parkway, that outstanding Veterans Memorial that's there, and by one in particular express gratitude to Chester Kelly and the folks at Crescent Landing, while all of those others take some time, and probably a little bit of money, Mr. Kelly reaches into his pocket and covers the

expense of providing a free meal for all veterans. All you have to have is a DD 214 card, and no matter what particular branch or period of service you rendered, he feeds you for free on Veterans Day. And quite a few folks were there on this past Sunday. It's something that Chester Kelly and the folks at Crescent Landing do every year, and so I commend all of those folks out there for the observances that they put forth. You know Chester is a little extra special, and I want to let him know how much I appreciate it.

Councilman Walford: Chester is a Viet Nam Veteran and a C-130 pilot.

Mayor Glover: I did not know that.

Councilman Walford: Before we move on to consent agenda legislation, there was one other person who wanted to speak on an item to be voted on today. So it's Jeanette Williams.

Councilman Shyne: Ms. Williams is one of our fine Christian women of this town.

Mayor Glover: She's also a classmate of yours.

Councilman Shyne: Where?

*Ms. Jeanette Williams: (6822 Jefferson Paige Road) I work in Joyce Bowman's district at the Shreveport Job Corps Center, and I'm also the Asst Manager of the Race Trac. Our concern is receiving our license again. The store was closed for two and a half months. And it was tough on us (inaudible) job. Ms. Bowman, we really need this to happen for us, because it's a part of our life, it's the way we make our living. It doesn't come to that crime equals drinking, (inaudible) now without the alcohol. So we're asking you the Council to vote for us to receive our license.*

Councilwoman Bowman: I remember you approaching me at one point Ms. Williams, and at that particular time is when you mentioned Hearne Avenue, and I have the right side, well the west side of Hearne, and that east side is Councilman Walford. We did meet together and get that straight.

Ms. Williams: I've spoken with him, and he did inform me of that, but of course --

Councilwoman Bowman: Okay, just wanted to make sure you knew that.

Councilman Shyne: Ms. Williams, it was a pleasure that you informed me that you and the Mayor were classmates, I didn't know that you had gone to Green Oaks.

Ms. Williams: Yes sir. And Southern University.

Councilman Shyne: Now, I new that, thank you.

Mayor Glover: Are you trying to say that she looks like she was freshman when I was a senior?

Councilman Shyne: Yes, since you're always cracking on me. Jeanette, I had to get that in, because he's always cracking on me.

#### **CONSENT AGENDA LEGISLATION TO INTRODUCE RESOLUTIONS AND ORDINANCES**

**RESOLUTIONS:** None.

**ORDINANCES:** None.

#### **TO ADOPT RESOLUTIONS AND ORDINANCES**

**RESOLUTIONS:** None.

**ORDINANCES:** None.

#### **REGULAR AGENDA LEGISLATION**

#### **RESOLUTIONS ON SECOND READING AND FINAL PASSAGE OR WHICH REQUIRE ONLY ONE READING**

*The Clerk read the following:*

#### **RESOLUTION NO. 174 OF 2007**

#### **A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ON A STATE OF LOUISIANA INTER-GOVERNMENTAL AGREEMENT AND TO OTHERWISE PROVIDE WITH RESPECT THERETO**

WHEREAS, Article VII, Section 14(c) of the Constitution of the State of Louisiana provides that "for a public purpose, the state and its political subdivisions...may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private association, corporation, or individual"; and

WHEREAS, the Legislature by Act 12 of the First Extraordinary Session of 2005 enacted Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes providing for the mandatory adoption by Parishes and Municipalities of certain building codes; and

WHEREAS, to assist in the implementation of these certain building codes, as well as to promote growth and safety in Northwest Louisiana, the City of Shreveport has agreed to perform all required building inspections for building permits issued in the Parish of Caddo, but outside the City limits of Shreveport; and

WHEREAS, in connection therewith, the City of Shreveport applied for a grant for the purchase of five (5) one-half ton pick up trucks and five (5) Nextel I-305 cell phones with walkie-talkie features from the Louisiana state Uniform Construction Code Council; and

WHEREAS, as evidenced by the attached State of Louisiana Inter-Governmental Agreement, this grant was approved.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in due, legal, and regular session convened, that Cedric B. Glover, Mayor, be and is hereby authorized to execute a State of Louisiana Inter-Governmental Agreement, substantially in accordance with the draft thereof filed in the Office of the Clerk of Council on October 16, 2007 and attached hereto as Exhibit A.

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 Shyne, seconded by Councilman Bowman to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

#### **RESOLUTION NO. 175 OF 2006**

**A RESOLUTION AUTHORIZING THE MAYOR, CEDRIC B. GLOVER, TO SIGN A DOCUMENT OF PERMANENT SERVITUDE OF DRAIN CANCELLATION TO ALLOW FOR THE RE-SUBDIVISION OF LOTS 13 AND 14, BLOCK 2, OF THE GREENWAY PLACE SUBDIVISION, AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

WHEREAS, the City of Shreveport retained a Permanent Servitude of Drain on all of Lot 14 of said subdivision by Cash Sale Deed recorded as Registry Number 1612766 in Conveyance Book 3261, Page 288, of the records of Caddo Parish, Louisiana, and

WHEREAS, all of Lots 13 and 14, Block 2, of the Greenway Place Subdivision are currently owned by Anthony Lawrence Rinaudo, III and Christi M. Rinaudo, who reside at 3726 Greenway Place; and

WHEREAS, the City of Shreveport has received a plat from John R. Bowman & Associates, Inc. requesting the release and cancellation of the northeast 15-feet of said servitude to re-subdivide said Lots 13 and 14 to allow for the remodeling and an addition to the residential structure bearing the municipal address of 3726 Greenwood Place; and

WHEREAS, the owners have signed a Hold Harmless and Indemnity Agreement releasing the City of Shreveport of any liability associated with the release of said servitude, and

WHEREAS, the Office of the City Engineer has no objection to the release and cancellation of a portion of the said Permanent Servitude of Drain.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, regular and legal session convened, that the Mayor, Cedric B. Glover be and he is hereby authorized to sign a Document Of Permanent Servitude Of Drain Cancellation to release a portion of the permanent drainage servitude on Lot 14, Block 2, of the Greenway Place Subdivision.

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 Shyne, seconded by Councilman Wooley to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

**RESOLUTION NO. 176 OF 2007**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF SHREVEPORT AND EAGLE WATER, INC., AND TO OTHERWISE PROVIDE WITH RESPECT THERETO**

WHEREAS, Eagle Water, Inc. is currently providing the water system facilities to service the Walnut Hill Subdivision; and

WHEREAS, the City of Shreveport annexed Walnut Hill Subdivision on October 28, 2005; and

WHEREAS, subsequent to the annexation process, the area residents requested the extension of the City of Shreveport's services (garbage collection, fire, police, water and sewer, etc.) for their area; and

WHEREAS, because the existing water system facilities do not meet the City of Shreveport's standards, Eagle Water, Inc. desires abandoning said water system facilities and would like for the City of Shreveport to purchase same; and

WHEREAS, the City of Shreveport has agreed to acquire said water system facilities and will pay Eagle Water, Inc. one lump sum in the amount of seventeen thousand (\$17,000.00) dollars for same; and

WHEREAS, the City of Shreveport has agreed to replace/install new water mains and meters, as well as provide additional water services as set forth in the attached agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in due, legal and regular session convened, that Cedric B. Glover, Mayor, be and is hereby authorized and empowered to execute an agreement between the City of Shreveport and Eagle Water, Inc., substantially in accordance with the document filed along with the original copy of this resolution in the Office of the Clerk of Council on October 17, 2007, attached hereto as Exhibit A.

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 Bowman, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

**RESOLUTION NO. 177 OF 2007**

**A RESOLUTION ACCEPTING DEDICATION FOR 10 FOOT UTILITY SERVITUDE IN THE FITE OIL CENTER AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

BE IT RESOLVED by the City Council of the City of Shreveport, in due, legal, and regular session convened, that the dedication for 10 foot utility servitude in Section 25, (T18N-R14W), Caddo Parish, Louisiana, and as shown on the plats attached hereto and made a part hereof, be and the same is hereby accepted as dedicated to the public for public use in the City of Shreveport.

BE IT FURTHER RESOLVED that the original plat reflecting the dedication for 10 foot utility servitude be recorded in the official records of the Clerk of Court for Caddo Parish, Louisiana.

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

**Read by title and as read, motion by Councilman Lester, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

**RESOLUTION NO. 178 OF 2007**

**A RESOLUTION ACCEPTING DEDICATION FOR FINANCIAL PLAZA IN FINANCIAL PLAZA SUBDIVISION AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

**BE IT RESOLVED** by the City Council of the City of Shreveport, in due, legal, and regular session convened, that the dedication for Financial Plaza in Section 24, (T17N-R15W), Caddo Parish, Louisiana, and as shown on the plats attached hereto and made a part hereof, be and the same is hereby accepted as dedicated to the public for public use in the City of Shreveport.

**BE IT FURTHER RESOLVED** that the original plat reflecting the dedication for Financial Plaza be recorded in the official records of the Clerk of Court for Caddo Parish, Louisiana.

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

**Read by title and as read, motion by Councilman Shyne, seconded by Councilman Wooley to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

**RESOLUTION NO. 181 OF 2007**

**A RESOLUTION AUTHORIZING THE PURCHASING AGENT TO DISPOSE BY PUBLIC BID OF THE TENT AT FESTIVAL PLAZA AND TO OTHERWISE PROVIDE WITH RESPECT THERETO**

WHEREAS, the Purchasing Agent, after consultation with various department heads, has determined that, the 132' X 82'-6" size tent at Festival Plaza with a canvas top and steel framing is obsolete and unusable for present and future city needs ; and

WHEREAS, Ordinance No. 108 of 1980 authorizes the Purchasing Agent to dispose of property determined to be surplus; and

WHEREAS, the City Council desires to retain responsibility for the disposition of all property having an acquisition value of \$10,000.00 or more; and

WHEREAS, the City desires to dispose of, by public sealed bids, the tent described above that has been determined to be surplus, obsolete or unusable for present and future City needs; and

WHEREAS, the City Council concurs in the finding that the tent is surplus and no longer needed for public purposes and that the acquisition value of said property is greater than \$10,000.

NOW BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened, that the Purchasing Agent is hereby authorized to dispose of, by public bid, the surplus tent described herein.

**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 Shyne, seconded by Councilman Webb to adopt.**

Councilman Shyne: Mr. Chairman, Point of Information?

Councilman Walford: Yes sir.

Councilman Shyne: I would like to direct this to Mr. Thompson. Mr. Thompson, it seems like we have so much coughing and sneezing and going on up here on the Council, is it anyway you might be able to provide some cough drops at the next Council Meeting?

Mr. Thompson: Whatever you desire Mr. Shyne.

Councilman Lester: That's a scary thought.

Councilman Shyne: Calvin, how about that?

Councilman Lester: Hey!

**Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

**RESOLUTION NO. 182 OF 2007**

**A RESOLUTION APPROVING THE 2008 BUDGET FOR THE SHREVEPORT-BOSSIER CONVENTION AND TOURIST BUREAU AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

BY:

WHEREAS, the Shreveport-Bossier Convention and Tourist Bureau is required to submit its annual budget to the City of Shreveport for approval.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in legal session convened, that the Shreveport-Bossier Convention and Tourist Bureau budget for 2008, a copy of which was filed with the Clerk of Council on November 13, 2007, be and the same is hereby approved.

BE IT FURTHER RESOLVED that the Shreveport- Bossier Convention and Tourist Commission, acting as the governing body for the Bureau, is hereby authorized to adjust individual line items within the approved 2008 budget, provided that any adjustment which increases the total budget shall require the approval of the City 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 which can be given effect without the invalid provisions, items or applications; and, to this end, the provisions of this resolution are hereby declared to be 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 Bowman, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

**INTRODUCTION OF RESOLUTIONS:** *(Not to be adopted prior to Nov. 27, 2007)*

1. **Resolution No. 179 of 2007:** A resolution authorizing the Mayor to execute an amendment to the intergovernmental agreement with Caddo Parish and other entities for the sale of adjudicated properties to adjoining landowners and otherwise providing with respect thereto.
2. **Resolution No. 180 of 2007:** A resolution authorizing the Mayor's signature on a permit to encroach on a portion of Cross Lake Below the 172 foot contour line, and otherwise providing with respect thereto.
3. **Resolution No. 183 of 2007:** A resolution approving the 2008 Downtown Development Authority Program of Work and otherwise providing with respect thereto.
4. **Resolution No. 185 of 2007:** A resolution authorizing the Mayor to execute a cooperative endeavor agreement with the Louisiana Department of Economic Development relative to Vision 2020 and to otherwise provide with respect thereto.

**Read by title and as read, motion by Councilman Shyne, seconded by Councilman Wooley to introduce Resolution No(s). 179, 180, 183, and 185 of 2007 to lay over until November 27, 2007 meeting. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

**INTRODUCTION OF ORDINANCES:** *(Not to be adopted prior to Nov. 27, 2007)*

1. **Ordinance No. 192 of 2007:** An ordinance amending Section 62-78 of the Code of Ordinances relative to the Department of Public Assembly and Recreation fee schedule, and to otherwise provide with respect thereto.
2. **Ordinance No. 193 of 2007:** An ordinance amending portions of Chapter 94 of the Code of Ordinance relative to water and sewerage rates, and to otherwise provide with respect thereto.
3. **Ordinance No. 194 of 2007:** An ordinance amending and re-enacting Section 94-3 pertaining to water and sewerage, and otherwise providing with respect thereto.
4. **Ordinance No. 195 of 2007:** An ordinance creating and establishing a No-Through Truck Route on W. 84<sup>th</sup> Street between St. Vincent Avenue and Fairfield Avenue and on E. 85<sup>th</sup> Street between Fairfield Avenue and Line Avenue, and to otherwise provide with respect thereto. (D/Wooley)
5. **Ordinance No. 196 of 2007:** A Supplemental Ordinance amending and supplementing Resolution No. 131 of 1984 (the "General Bond Resolution") adopted on June 12, 1984, as amended; acknowledging and approving the issuance of not to exceed \$28,900,000 principal amount of Louisiana Local Government Environmental Facilities and Community Development Authority Revenue Bonds (Shreveport Utility System Project) Series 2007, on behalf of the City of Shreveport, State of Louisiana, approving and confirming the sale of such bonds; pledging revenues of the System to secure such bonds; and providing for other matters in connection therewith.
6. **Ordinance No. 197 of 2007:** An ordinance adopting the 2008 Budget for the Downtown Development District Budget, appropriating the funds authorized therein, and otherwise providing with respect thereto.
7. **Ordinance No. 198 of 2007:** An ordinance to amend and reenact Section 10-44 of the Code of Ordinances relative to qualifications of applicants for alcoholic beverage permits and to otherwise provide with respect thereto.

**Read by title and as read, motion by Councilman Wooley, seconded by Councilman Lester to introduce Ordinance No(s). 192, 193, 194, 195, 196, 197, and 198 of 2007 to lay over until November 27, 2007 meeting. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Webb and Bowman. 5. Nays: None. Absent: Councilman Long. 1. Out of the Chamber: Councilman Shyne. 1.<sup>1</sup>**

<sup>1</sup> An amendment was adopted at the Dec 26, 2007 Council meeting to correct the Introduction of ordinances (Not to be adopted prior to November 26, 2007) vote to show Councilman Shyne, Out of the Chamber.

**ORDINANCES ON SECOND READING AND FINAL PASSAGE** *(Numbers are assigned Ordinance Number)*

1. **Ordinance No. 149 of 2007**: An ordinance amending and reenacting Chapter 90 of the Code of Ordinances relative traffic and vehicles by adding thereto Article XII, relative to Traffic regulations on private streets and to otherwise provide with respect thereto. (D/Wooley) *(Postponed October 23, 2007)*

**Having passed first reading on September 11, 2007 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 Long. The Clerk read the following:**

**AMENDMENT NUMBER 3 TO ORDINANCE 149 OF 2007**

Amend Section 90-500 of the Ordinance to now read as follows:

Sec. 90-500. Stop Signs on Private Streets.

In accordance with R. S. 32:41(E), the owner(s) of any private street or streets in a recognized residential subdivision located within the corporate limits of the City of Shreveport, the plat thereof having been approved by the planning commission and recorded in the office of the Clerk of Court and Recorder of Caddo Parish, may apply to the city to have one or more stop signs created on said streets. Such stop signs may, after recommendation and approval by the Director of Operational Services or his designee, be created by the adoption of an ordinance by the City Council. Any stop sign created, erected and installed on any private street or streets pursuant to the provisions of this section shall be erected, installed, and maintained by the owner(s) of the private street or streets in accordance with requirements, standards and specification contained in the "City of Shreveport Specifications and Requirements for Installation and Maintenance of Traffic Control Devices and Establishment of Speed Limits on Private Streets". In the event the City Council adopts an ordinance to establish stop signs on a private street pursuant to the provisions of this section, the owner(s) shall remove all private speed limit signs on such street and shall erect, install and maintain stop signs on such street(s) as directed by the Director or his designee in accordance with the specifications.

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Explanation of Amendment

This Amendment:

1. Limits the application of this section to the owner(s) of a private street in a recognized residential subdivision.
2. Requires that the plat of the residential subdivision be recorded in the office of the Clerk of Court and Recorder of Caddo Parish.
3. Requires recommendation and approval of the stop sign by the Director of Operational Services or his designee prior to adoption of an ordinance by the City Council creating or establishing same.
4. Requires the owner(s) of the private street to erect, install and maintain the stop sign in accordance with City specification and requirements.
5. Requires the owner(s) of the private street to remove all private stop signs on the private street in the event the City Council adopts an ordinance establishing same.

Amend Section 90-501 of the Ordinance to now read as follows:

Sec. 90-501. Speed limits on Private Streets.

a) In accordance with R. S. 32:41(E), the owner(s) of any private street or streets in a recognized residential subdivision located within the corporate limits of the City of Shreveport, the plat thereof having been approved by the planning commission and recorded in the office of the Clerk of Court and Recorder of Caddo Parish, may apply to the city to have speed limits established on said streets. Such speed limits may, after recommendation and approval by the Director of Operational Services or his designee, be created by the adoption of an ordinance by the City Council. Any speed limits established on any private street or streets pursuant to the provisions of this section shall be established in accordance with requirements and standards contained in the "City of Shreveport Specifications and Requirements for Installation and Maintenance of Traffic Control Devices and Establishment of Speed Limits on Private Street(s)". In the event the City Council adopts an ordinance to establish speed limits on a private street(s) pursuant to the provisions of this section, the owner(s) shall remove all private speed limit signs on such street(s) and shall erect, install and maintain speed limits signs on such street(s) as directed by the Director or his designee and in accordance with the specifications.

b) In the event speed limits are established by ordinance on said street, it shall be unlawful for any person to drive or operate a motor vehicle in excess of the limits set by the ordinance.

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Explanation of Amendment

This Amendment:

1. Limits the application of this section to owner(s) of a private street or streets in a recognized residential subdivision.
2. Requires that the plat of the residential subdivision be recorded in the office of the Clerk of Court and Recorder of Caddo Parish.

3. Requires the Director of Operational Services or his designee to recommend and approve the establishment of speed limits on a private street or streets prior to adoption of an ordinance by the City Council establishing same.

4. Adds requirement that speed limits established on a private street or streets be established in accordance with City specifications and requirements relative to same.

5. Requires the owner(s), upon adoption of an ordinance establishing speed limits on a private street or streets to remove any private speed limits signs on such street(s) and to erect, install and maintain speed limit sign(s) on such street(s) as directed by the Director or his designee and in accordance with the specifications.

Amend Sec. 90-502 of the Ordinance to now read as follows:

Sec. 90-502. Application and implementation process.

a) The owner of any private street requesting the establishment of stop signs or speed limits on said street shall make application to the Director of Operational Services or his designee on forms provided by the Director of Operational Services.

b) In the event the City Council adopts an ordinance to establish stop signs or speed limits on a private street, the owner shall do the following:

1) Purchase regulation signs of a type and quality approved by the Director of Operational Services, install said signs at locations approved by the Director of Operational Services or his designee in accordance with ordinances adopted hereunder and City specifications and requirements, and remove all signs not approved pursuant to this section; and

2) Maintain the area around the signs to keep grass, weeds, trees and other growth from obstructing the public's view of the signs.

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Explanation of Amendment:

Provides that the owner of the private street must purchase and install approved signs, remove unapproved signs and maintain the areas around the signs so that overgrowth does not obstruct the signs.

**Motion by Councilman Wooley, seconded by Councilman Webb to adopt Amendment No. 3 to Ordinance No. 149 of 2007.**

Councilman Wooley: Ms. Scott, could you come to the front please. I'll say a couple of words and then I'll yield to Ms. Scott. Basically, this ordinance is put together as a public safety initiative for individuals on private roads. I've been in discussion with the Administration, and I do appreciate the Administration's help in regards to this. I just wanted Ms. Scott to clarify for everyone exactly what Amendment 3 is stating here.

Ms. Scott: Basically what Amendment 3 does is to incorporate Amendments 1 and 2 into this document, and also makes some other changes. It attempts to make clear that basically the property owner is responsible or the requesting property owners are responsible for erection, installation, and maintenance of any signs, be they Stop signs, or Speed Limit signs that are placed on the private streets. The amendment to Section 90-500 and 90-501 limits the application of the section to owners of the private streets, and the change here was to say that it is limited to owners of private streets and in recognized residential subdivisions, so as to make clear that owners of subdivision that is composed of commercial property are not entitled to (inaudible) or permitted to take advantage or make use of this particular ordinance. It requires that the plat of the residential subdivision be filed and recorded and it requires that the Director of the Department of Operational Services or his designee make a recommendation and adopt the ordinance that would create and establish either the Stop signs or the Speed Limits on the private residential streets. And again, it requires the owner of those streets to install, erect, and maintain those signs, and it also requires that the owners of (inaudible) under the Speed Limit Signs or Stop signs, they would have to remove those signs install new signs in accordance with the specifications and requirements that will be adopted by DOS, and as directed by the Director of Operational Services.

Councilman Lester: Mr. Wooley, if we adopt Amendment No. 3, that makes Nos. 1 and 2 irrelevant?

Councilman Wooley: Correct.

Councilman Shyne: Mr. Mayor, am I hearing that the Administration is comfortable with --

Mayor Glover: Mr. Chairman, thank you for asking Mr. Shyne. Yes, I would say that the Administration is now comfortable with this legislation. I will say with all due respect and credit to my staff, when this particular measure first hit the agenda, you saw the replay of one of the episodes of 'Welcome Back Kotter', from my staff. They were all like Horse Shack raising their hands up and saying, "Ooh, ooh, ooh". Because from City Attorney, Terri Scott to Charles Kirkland, Metropolitan Planning Commission to Mike. Strong and Operational Services, they were all quite concerned about what the potential implications of this legislation might be, and the slippery slope that it might put the City of Shreveport on. Fortunately, we were able to bring everyone to the table, including Council Member Wooley, and several members of local development community, in a very proactive fashion, work out and resolve those concerns, and put ourselves in a position to be able to allow what is without question the intent of this legislation. And that is to insure that we continue to create an environment, one that encourages the construction of new houses in this City, and allows people within those areas to be able to have access to good quality police protection under the right circumstances. And so, we were able to be able to work it out, and work it out to the general satisfaction of my Counsel, and I believe Charles with the Metropolitan Planning Commission. I think Mike Strong may still have a little bit of heartburn about it, but you know we've been to the rodeo before, and certainly want to commend Council Member Wooley for the positive attitude that he's shown in this direction. But Mr. Shyne and members of the Council, at this point, with the adoption of Amendment No. 3, and only the adoption of Amendment No. 3, the Administration (inaudible) with this legislation.

Councilman Shyne: I just wanted to make sure, because Mr. Wooley and I want to always make sure that the Administration is comfortable with whatever we do.

Councilman Wooley: Thank you Mr. Shyne.

Councilman Walford: I will say that I'm going to vote No. I think what we hear in our Budget Meeting that we're short on police, and I think that it needs to be that our Police Officers are working the public streets, and not in the private subdivisions. I feel like that this is a case of the private subdivisions wanting to have their cake and eat it too. So, I will be voting No on the amendment and the ordinance.

**Motion approved by the following vote: Ayes: Councilmen Lester, Wooley, Shyne, Webb and Bowman. 5. Nays: Councilman Walford. 1. Absent: Councilman Long. 1.**

**Motion by Councilman Wooley, seconded by Councilman Lester to adopt Ordinance No. 149 of 2007 as amended. Motion approved by the following vote: Ayes: Councilmen Lester, Wooley, Shyne, Webb and Bowman. 5. Nays: Councilman Walford. 1. Absent: Councilman Long. 1.**

Councilman Wooley: Mr. Chairman, I just wanted to say thank you to the Administration, and to all the department heads for this team work. I think it's a very good policy for the citizens. Thank you.

2. **Ordinance No. 185 of 2007**: An ordinance amending and re-enacting Section 22-1, schedule of permit and inspection fees, and otherwise providing with respect thereto.

**Having passed first reading on October 23, 2007 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Walford, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

3. **Ordinance No. 186 of 2007**: An ordinance amending and re-enacting Section 22-2, schedule of registration fees, and otherwise providing with respect thereto.

**Having passed first reading on October 23, 2007 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Webb, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

4. **Ordinance No. 187 of 2007**: An ordinance amending and re-enacting Section 22-26, Comprehensive Building Code, and otherwise providing with respect thereto.

**Having passed first reading on October 23, 2007 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 Walford. *The Clerk read the following:***

**Amendment No. 1 to Ordinance No. 187 of 2007**

In Section 22-26 subsection (a) (6), amend and replace to read as follows:

(a)(6) Administrative section shall be the Comprehensive Building Code Administration prepared by the Department of Operational Services for the City of Shreveport, Office of Public Works, Division of Permits and Inspections, attached hereto, consisting of 12 pages and identified on each page as "Attachment A to Ordinance No. 187 of 2007."

**Motion by Councilman Shyne, seconded by Councilman Bowman to adopt Amendment No. 1 to Ordinance No. 187 of 2007. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

**Motion by Councilman Shyne, seconded by Councilman Bowman to adopt Amendment No. 1 to Ordinance No. 187 of 2007 as amended. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

5. **Ordinance No. 188 of 2007**: An ordinance enacting Section 26-110 of the City of Shreveport Code of Ordinances relative to Finance and to otherwise provide with respect thereto.

**Having passed first reading on October 23, 2007 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 Webb to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

6. **Ordinance No. 189 of 2007**: An ordinance amending and re-enacting Chapter 38 of the City of Shreveport Code of Ordinances relative to Housing and Property Standards and to otherwise provide with respect thereto.

**Having passed first reading on October 23, 2007 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 Walford.**

**AMENDMENT NUMBER 1A TO ORDINANCE NUMBER 189 OF 2007**

**(AN ORDINANCE TO AMEND AND RE-ENACT CHAPTER 38 OF THE CITY OF SHREVEPORT CODE OF ORDINANCES RELATIVE TO HOUSING AND PROPERTY STANDARDS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO)**

**-Amend certain provisions of Section 38-4 to now read as follows:**

**Section 38-4. Definitions.**

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-Delete "Abandoned motor vehicle" from the list of defined terms.

-Amend the definition of "Dwelling unit" to now read as follows:

*Dwelling unit* shall mean any room or group of rooms located within a dwelling and forming a single habitable unit with facilities which are used for or intended to be used for living, sleeping, cooking and/or eating, whether or not such unit is occupied or vacant. The term *Dwelling unit* shall be construed to include Any part thereof.

-Add "Enclosed" to the list of defined terms to read as follows:

*Enclosed* shall mean completely surrounded by a permanent roof and by solid exterior walls pierced only by windows or doors.

-Add "Non-operating motor vehicle" to the list of defined terms to read as follows:

*Non-operating motor vehicle* shall mean a motor vehicle which is incapable of being moved under its own power.

-Amend the definition of "Party in interest" to now read as follows:

*Party in interest* shall mean:

a) 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;

b) the person shown as owner in the records of the tax assessor of the parish in which the property is situated;

c) the agent of any such person and those in possession of a dwelling, dwelling unit or premises; or

d) any party whose property has been sold for delinquent taxes within the three (3) years preceding the date of issuance of the citation or notice of violation under the provisions of this Chapter.

-Add "Personalty" to the list of defined terms to read as follows:

*Personalty* shall mean personal property of any kind including but not limited to machinery, implements and/or equipment.

-Add "Unsheltered storage" to the list of defined terms to read as follows:

*Unsheltered storage* shall mean any storage which is not completely enclosed.

**-Amend Section 38-26 to now read as follows:**

**Sec. 38-26. Demolition; generally.**

(a) Except as otherwise provided in Sec. 38-83(c) of this Chapter, the owner, party in interest or the owner's designated agent shall repair, demolish and remove any building or structure located within the corporate limits of the City of Shreveport in accordance with the notice of violation served by the Administrator, or in the case of an appeal, the decision of the Board or the City Council.

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(c) Prior to the demolition or removal of a building or structure under the provisions of subsection (b) of this section, any entity providing utility connections to the building or structure shall be notified by the Administrator of the scheduled demolition or removal of such building or structure. The notification shall include a request to discontinue utility service to the building or structure. The notice of violation, or in the case of an appeal, the order of the Board or the decision of the City Council issued in accordance with subsection (a) of this section, shall be provided to the entity providing utility connections to the building or structure.

**-Amend Section 38-27 (a) to now read as follows:**

**Sec. 38-27. Emergency.**

(a) In case of a grave public emergency where the condition of an unoccupied building or structure presents a threat of extreme hazard or immediate loss or damage to any person or property, the Administrator may order the structure demolished after twenty-four (24) hours notice has been served upon the owner, the owner's agent or any party in interest as provided herein. The notice required under the provisions of this Section shall state the specific reason(s) the condition of the building or structure presents a public emergency. Notice of emergency demolition shall be served to the owner and/or party in interest by personal service or certified mail delivery as provided herein.

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**-Amend Section 38-31 to now read as follows:**

**Sec. 38-31. Exterior storage of nonoperating vehicles prohibited.**

No person in charge of or in control of any dwelling, dwelling unit or premises, whether owner, lessee, tenant, occupant or otherwise shall allow a nonoperating motor vehicle to remain on such property for a period exceeding ten (10) days; and no person shall leave any such property within the City for a period exceeding ten (10) days. There shall be a presumption that the last registered owner of the vehicle has abandoned the vehicle on such property regardless of whether the physical possession of such vehicle remains in the technical custody or control of such owner, if it has remained incapable of being moved under its own power for a period of ten (10) days. Storage of such vehicles for a period exceeding ten (10) days shall be in a completely enclosed building.

**-Delete Section 38-33 in its entirety.**

**-Amend "Secs. 38-34 – 38-40. Reserved." to now read "Secs. 38-33 – 38-40. Reserved."**

**-Add Section 38-42 to now read as follows:**

**Sec. 38-42. Storage of Personalty.**

(a) Except as otherwise provided herein, no person in charge of or in control of a dwelling, dwelling unit or premises, whether as owner, lessee, tenant, occupant or otherwise allow the storage of personalty on such property unless the same shall be stored within an enclosed structure. Storage of personalty on any such property in any manner contrary to the provisions of this section is hereby declared to be a nuisance and dangerous to the public safety. Removal of such nuisance may be accomplished by the utilization of City resources or a private contractor, in accordance with Section 38-72 of this Chapter, if the owner is not known, the location of the owner cannot be determined or the owner fails to remove such nuisances.

(b) The provisions of this section shall not apply to a licensed junkyards or other uses in lawfully operating within the corporate limits of the City.

**-Amend "Secs. 38-42 – 38-50. Reserved." to now read "Secs. 38-43 – 38-50. Reserved."**

**-Amend Section 38-51 to now read as follows:**

**Sec. 38-51. Maintenance of swimming pools.**

(a) *Harbor or infestation.* Any owner, party in interest, tenant, lessee or occupant of a dwelling, dwelling unit, premises or property having a swimming pool or manmade pond located thereon shall maintain the swimming pool or pond in the following manner:

(1) The swimming pool or pond shall not harbor or become infested with mosquitoes, vermin or other pests;

(2) The swimming pool or pond shall not harbor or support submergent or emergent vegetation.

(b) *Enforcement.* The Administrator shall be authorized to issue a citation or notice of violation to any owner, party in interest, tenant, lessee or occupant of any dwelling, dwelling unit, premises, or property who shall fail to maintain the swimming pool or pond in accordance with the provisions of this Section. The citation or notice shall be served upon the owner, party in interest, tenant, lessee or occupant as provided in this Chapter. The institution of legal proceedings against any owner, party in interest, tenant, lessee or occupant of any such property shall not prevent the City from abating the violation by use of City resources or a private contractor as provided in Section 38-72 of this Chapter.

**-Amend Section 38-61 to now read as follows:**

**Sec. 38-61. Grass and weeds and wild growth.**

(a) The owner, party in interest, tenant, lessee or occupant of a dwelling, dwelling unit, premises, vacant lot or occupied, unoccupied, vacant, residential and nonresidential properties located within the City of Shreveport shall be required to cut, destroy or remove weeds, grass, bamboo, deleterious or unhealthy growths or other obnoxious matter growing, lying or located in or on any such property with a height equal to or greater than twelve (12") inches and to cut, destroy or remove such weeds, grass, bamboo, deleterious or unhealthy growths or other obnoxious matter lying or located in or on any sidewalk abutting any such property or encroaching upon adjacent property by natural growth or by growth through, over or under fences or walls, regardless of height. No growth described in this subsection shall be allowed to interfere with the passage of any pedestrian on any sidewalk nor shall any such growth be allowed to obscure the clear line of vision of any motorist.

(b) The owner, party in interest, lessee, or other person in control of any undeveloped, heavily wooded or otherwise inaccessible vacant property which is adjacent to or abutting developed lot(s) or tract(s) shall mow, cut or otherwise clear a minimum twenty-five (25) foot buffer between the developed and undeveloped tracts or acreage.

(c) *Enforcement.* The Administrator shall be authorized to issue a citation or notice of violation to any owner, party in interest, tenant, lessee or occupant of any dwelling, dwelling unit, premises, or property who shall fail to comply with the provisions of this Section. The citation or notice shall be served upon the owner, party in interest, tenant, lessee or occupant of such property as provided in this Chapter. The institution of legal proceedings against any owner, party in interest, tenant, lessee or occupant of any such property shall not prevent the City from abating the violation by use of City resources or a private contractor as provided in Section 38-72 of this Chapter.

**-Amend Section 38-84 to now read as follows:**

**Sec. 38-84. Notice of violations.**

The Administrator, in addition to any other rights, powers, duties or obligations enumerated under the provisions of this Chapter, shall be empowered to issue a written notice of violation and/or a citation to any owner, party in interest, agent, occupant or tenant of occupied premises who violates the provisions of this Chapter as hereinafter provided.

A. Citation

Each citation shall contain the following:

- (1) The condition of the premises which are in violation of the provisions of this Chapter;
- (2) Shall be signed by the issuing inspector;
- (3) Shall be signed by the recipient. In the event the recipient refuses to sign the citation, such refusal shall be indicated by the issuing inspector on the citation.

The issuing inspector shall serve the citation authorized pursuant to this subsection upon the owner, agent, occupant or tenant, of the premises, whether occupied or vacant. The citation may also be served upon the owner or party in interest as otherwise provided by law.

B. Notice of violation

(a) Except as otherwise provided in Sections 38-42 and 38-51(b) of this Chapter, each notice of violation of any provision of this Chapter shall be served upon the owner, party in interest, agent, occupant or tenant by the Administrator. Such notice shall be sent by certified mail, return receipt requested or by personal service by the Administrator upon the owner, party in interest, agent, occupant or tenant.

(b) Except as otherwise provided in Sections 38-42 and 38-51(b) of this Chapter, notice of violation of any provision of this Chapter relative to corporations or other legal entities shall be served upon the corporation or other legal entity as provided by law.

(c) Each notice of violation shall:

- (1) Be in writing.
- (2) State the legal description of the premises, lot or parcel of ground, or the municipal number of the building or structure.
- (3) State the nature of the violation and the applicable Section(s) of this Chapter related thereto.
- (4) Provide the individual receiving the notice of violation with available alternatives to abate the violation(s).
- (5) Provide the individual receiving the notice of violation with the name, address and telephone number of the Bureau of Code of Enforcement of the Department of Community Development.
- (6) Provide the individual receiving the notice of violation with procedures for filing an appeal of the notice of violation.
- (7) Contain a time period in which to comply with the notice of violation.
- (8) State the maximum penalty which may be imposed pursuant to this Chapter for failure to abate the violation(s).
- (9) State that any person acquiring an interest in the property cited in the notice of violation shall be subject to the requirements of the notice of violation.

(d) If the notice of violation served by certified mail is returned undeliverable, constructive notice shall be attained by publication of a legal notice of the violation one (1) time in the official journal of the City. A copy of the legal notice shall also be posted in a conspicuous place on or about the building or structure affected by the notice of violation.

C. The failure of any party, whether owner, party in interest, agent, occupant or tenant to abate or correct any violation for which notice has been provided pursuant to this section may result in the issuance of a written citation by the Administrator. The citation shall be issued as provided herein.

**-Amend Sec. 38-86 by re-designating the Section as "Sec. 38-85. Abatement of violation by city or private contractor."**

**-Amend Sec. 38-87 by re-designating the Section as “Sec. 38-86. Violations and penalties.”**

**-Amend “Secs. 38-88 -- 38-90. Reserved.” to now read “Secs. 38-87 -- 38-90. Reserved.”**

**-Amend Sec. 38-91 to now read as follows:**

**Sec. 38-91. Creation.**

There is hereby created a Property Standards Board of Appeals, referred to in this Chapter as the Board. Board members shall be appointed by the Mayor, subject to confirmation by the City Council. Board members shall serve without compensation and, except as provided in Subsection 14.07 ( c) of this Chapter, shall not be employees of the City.

The Board shall consist of seven (7) members who shall each be a qualified elector and resident of the City. The Board shall include the following members:

(1) One (1) licensed architect who has at least three (3) years experience in the architecture profession;

(2) One (1) licensed health care professional who has at least three (3) years experience in the health care profession;

(3) Five (5) residents of the City with a demonstrated interest in community affairs.

**-Amend Sec. 38-92 to now read as follows:**

**Sec. 38-92. Term of membership.**

Except as otherwise provided in Subsection 5.02 (b) of the Charter, the term of each Board member shall be two (2) years except that upon expiration of the term, a Board member shall continue to serve until his successor is appointed and qualified. A Board 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

**Motion by Councilman Lester, seconded by Councilman Shyne to adopt Amendment No. 1A to Ordinance No. 189 of 2007.**

Councilman Lester: Ms. Scott, could we, just for the public’s edification, explain in just brief detail the difference between 1 and 1A, so the public will be aware of what we’re dealing with please Ma’am?

Ms. Scott: Yes sir. Amendment 1A is distinguished from Amendment 1 deletes requirements for 10-day notices to property owners to abate violations in all instances except for inoperable vehicles. In essence, what the amendment does is to delete the requirement that property owners have 10 days from notice of the violation to actually abate the violation. This will allow the Property Standards Inspectors upon determining that a violation exist, to immediately issue a citation to City Court to the property owner in violation.

Councilman Lester: And the Church said “Amen”.

Councilman Walford: Can I add an Amen?

Councilman Lester: Go ahead.

**Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

Councilman Walford: How about an Amen for that?

Councilman Lester: We do that in my church though, I know you’re Methodist, and that ain’t your hype.

**Motion by Councilman Lester, seconded by Councilman Shyne to adopt Ordinance No. 189 of 2007 as amended. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

Councilman Walford: I’m going to be out of order for a second, and say Mr. Mayor, I really want to thank your staff, your City Attorney, Mr. Holt, Mr. Lester for the time that went into this. And I think just what I was harping on a few minutes ago, this is going to help make a big difference. It’s been needed. Mr. Lester and I’ve been pushing for it for some time, and frankly I’m glad to see a true revised Property Standards Ordinance that has some teeth in it. Now, if we just go after the pocketbooks.

Mayor Glover: Thank you Mr. Chairman, thank you members of Council. And of course you’re right, all the kudos go to the staff, because they’re the ones who actually put in the long hours of making the changes and doing the proof reading and doing all the fact checking and what have you to put you guys in a position to make the, what I believe to be a historic vote here today.

Councilman Walford: Thank you very much.

Mayor Glover: Thank you.

7. **Ordinance No. 190 of 2007:** An ordinance amending and reenacting Chapter 42 of the Code of Ordinances by repealing obsolete provisions relative to regulation of smoking and to otherwise provide with respect thereto.

**Having passed first reading on October 23, 2007 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Bowman, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

8. **Ordinance No. 191 of 2007:** An ordinance authorizing the issuance of not to exceed \$9,000,000 of the City of Shreveport, State of Louisiana Taxable Special Facilities Revenue Bonds on behalf of the Shreveport Airport Authority, authorizing the pledge of certain revenues to secure the Bonds, awarding the Bonds to the Purchaser thereof, AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS RELATED TO AN INTEREST RATE SWAP AGREEMENT; and providing otherwise with respect thereto.

**Having passed first reading on October 23, 2007 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 Webb to postpone for two weeks. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

9. **Ordinance No. 155 of 2007:** ZONING – C-64-07 Amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, by rezoning property located on the south side of Lakeshore Drive, 140 feet west of Mertis Street, Shreveport, Caddo Parish, Louisiana, from R-1D, Urban, One-Family Residence District, to B-1, Buffer Business District, with MPC Approval for a Day Care, and to otherwise provide with respect thereto. (G/Bowman) (*Postponed October 23, 2007*)

**Having passed first reading on September 25, 2007 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Bowman, seconded by Councilman Wooley to postpone until the next Council Meeting. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

*The adopted ordinances and amendments follow:*

**ORDINANCE NO. 149 OF 2007**

**AN ORDINANCE TO AMEND AND REENACT CHAPTER 90 OF THE CODE OF ORDINANCES RELATIVE TRAFFIC AND VEHICLES BY ADDING THERETO ARTICLE XII, RELATIVE TO TRAFFIC REGULATIONS ON PRIVATE STREETS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

BE IT ORDAINED by the City Council of the City of Shreveport, in due, legal and regular session convened that Article XII of Chapter 90 of the Code of Ordinances of the City of Shreveport is hereby enacted to read as follows:

Article XII. Traffic Regulations on Private Streets.

Sec. 90-500. Stop Signs on Private Streets.

In accordance with La. R.S. 32:41(E), the owner of any private street or streets within the corporate limits of the City of Shreveport may apply to the city to have one or more stop signs created on said streets. Such stop signs may be created by the adoption of an ordinance by the City Council if it deems such signs appropriate.

Sec. 90-501. Speed limits on Private Streets.

a) In accordance with La. R.S. 32:41(E), the owner of any private street or streets within the corporate limits of the City of Shreveport may apply to the city to have speed limits established on said streets. Such speed limits may be established by the adoption of an ordinance by the City Council if it deems such speed limits appropriate.

b) In the event speed limits are established by ordinance on said streets, it shall be unlawful for any person to drive or operate a motor vehicle in excess of the limits set by the ordinance.

c) In the event the City Council adopts an ordinance to establish stop signs or speed limits on a private street, the owner shall remove all private stop signs and speed limit signs on that street.

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

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

**AMENDMENT NUMBER 3 TO ORDINANCE 149 OF 2007**

Amend Section 90-500 of the Ordinance to now read as follows:

Sec. 90-500. Stop Signs on Private Streets.

In accordance with R. S. 32:41(E), the owner(s) of any private street or streets in a recognized residential subdivision located within the corporate limits of the City of Shreveport, the plat thereof having been approved by the planning commission and recorded in the office of the Clerk of Court and Recorder of Caddo Parish, may apply to the city to have one or more stop signs created on said streets. Such stop signs may, after recommendation and approval by the Director of Operational Services or his designee, be created by the adoption of an ordinance by the City Council. Any stop sign created, erected and installed on any private street or streets pursuant to the provisions of this section shall be erected, installed, and maintained by the owner(s) of the private street or streets in accordance with requirements, standards and specification contained in the "City of Shreveport Specifications and Requirements for Installation and Maintenance of Traffic Control Devices and Establishment of Speed Limits on Private Streets". In the event the City Council adopts an ordinance to establish stop signs on a private street pursuant to the provisions of this section, the owner(s) shall remove all private speed limit signs on such street and shall erect, install and maintain stop signs on such street(s) as directed by the Director or his designee in accordance with the specifications.

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Explanation of Amendment

This Amendment:

1. Limits the application of this section to the owner(s) of a private street in a recognized residential subdivision.
2. Requires that the plat of the residential subdivision be recorded in the office of the Clerk of Court and Recorder of Caddo Parish.
3. Requires recommendation and approval of the stop sign by the Director of Operational Services or his designee prior to adoption of an ordinance by the City Council creating or establishing same.
4. Requires the owner(s) of the private street to erect, install and maintain the stop sign in accordance with City specification and requirements.
5. Requires the owner(s) of the private street to remove all private stop signs on the private street in the event the City Council adopts an ordinance establishing same.

Amend Section 90-501 of the Ordinance to now read as follows:

Sec. 90-501. Speed limits on Private Streets.

a) In accordance with R. S. 32:41(E), the owner(s) of any private street or streets in a recognized residential subdivision located within the corporate limits of the City of Shreveport, the plat thereof having been approved by the planning commission and recorded in the office of the Clerk of Court and Recorder of Caddo Parish, may apply to the city to have speed limits established on said streets. Such speed limits may, after recommendation and approval by the Director of Operational Services or his designee, be created by the adoption of an ordinance by the City Council. Any speed limits established on any private street or streets pursuant to the provisions of this section shall be established in accordance with requirements and standards contained in the "City of Shreveport Specifications and Requirements for Installation and Maintenance of Traffic Control Devices and Establishment of Speed Limits on Private Street(s)". In the event the City Council adopts an ordinance to establish speed limits on a private street(s) pursuant to the provisions of this section, the owner(s) shall remove all private speed limit signs on such street(s) and shall erect, install and maintain speed limits signs on such street(s) as directed by the Director or his designee and in accordance with the specifications.

b) In the event speed limits are established by ordinance on said street, it shall be unlawful for any person to drive or operate a motor vehicle in excess of the limits set by the ordinance.

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Explanation of Amendment

This Amendment:

1. Limits the application of this section to owner(s) of a private street or streets in a recognized residential subdivision.
2. Requires that the plat of the residential subdivision be recorded in the office of the Clerk of Court and Recorder of Caddo Parish.
3. Requires the Director of Operational Services or his designee to recommend and approve the establishment of speed limits on a private street or streets prior to adoption of an ordinance by the City Council establishing same.
4. Adds requirement that speed limits established on a private street or streets be established in accordance with City specifications and requirements relative to same.
5. Requires the owner(s), upon adoption of an ordinance establishing speed limits on a private street or streets to remove any private speed limits signs on such street(s) and to erect, install and maintain speed limit sign(s) on such street(s) as directed by the Director or his designee and in accordance with the specifications.

Amend Sec. 90-502 of the Ordinance to now read as follows:

Sec. 90-502. Application and implementation process.

a) The owner of any private street requesting the establishment of stop signs or speed limits on said street shall make application to the Director of Operational Services or his designee on forms provided by the Director of Operational Services.

b) In the event the City Council adopts an ordinance to establish stop signs or speed limits on a private street, the owner shall do the following:

1) Purchase regulation signs of a type and quality approved by the Director of Operational Services, install said signs at locations approved by the Director of Operational Services or his designee in accordance with ordinances adopted hereunder and City specifications and requirements, and remove all signs not approved pursuant to this section; and

2) Maintain the area around the signs to keep grass, weeds, trees and other growth from obstructing the public's view of the signs.

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Explanation of Amendment:

Provides that the owner of the private street must purchase and install approved signs, remove unapproved signs and maintain the areas around the signs so that overgrowth does not obstruct the signs.

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*R. M. Walford, Chairman*

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*Arthur G. Thompson, Clerk of Council*

**ORDINANCE NO. 185 OF 2007**

**AN ORDINANCE AMENDING AND RE-ENACTING SECTION 22-1, SCHEDULE OF PERMIT AND INSPECTION FEES, AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

BY:

BE IT ORDAINED by the City Council of the City of Shreveport in due, regular and legal session convened that Section 22-1 of the Code of Ordinances for the City of Shreveport pertaining to the schedule of permit and inspection fees for buildings and building regulations is hereby amended and re-enacted to read as follows:

**Sec. 22-1. Schedule of permit and inspection fees.**

The schedule of permit fees for any person approved to receive a permit for all construction shall be:

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(4) *Inspections outside the city limits.* There shall be a fee in the amount of \$65.00 per inspection for inspections performed for all building permits issued outside the city limits. However, between August 1, 2007, and December 31, 2007, the City will reduce the \$65.00 inspection fee to \$30.00 for all Caddo Parish issued building permits. Further, conditioned upon the award of a grant to the Parish of Caddo by the Louisiana State Uniform Construction Code Council, the City will continue to charge Caddo Parish the reduced \$30.00 fee for all Caddo Parish issued building permits until the difference (\$35.00) totals at least eighty-eight (88%) percent of all grant money received by the City.

(5) *Reinspection fees.* If for any reason an inspection is not approved and a reinspection is required, then a fee of \$30.00 will be charged for each reinspection performed inside the city limits and a fee of \$65.00 will be charged for each reinspection performed outside the city limits.

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

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

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*R. M. Walford, Chairman*

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*Arthur G. Thompson, Clerk of Council*

**ORDINANCE NO. 186 OF 2007**

**AN ORDINANCE AMENDING AND RE-ENACTING SECTION 22-2, SCHEDULE OF REGISTRATION FEES, AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

BY:

BE IT ORDAINED by the City Council of the City of Shreveport in due, regular and legal session convened that Section 22-2 of the Code of Ordinances for the City of Shreveport pertaining to the schedule of registration fees for buildings and building regulations is hereby amended and re-enacted to read as follows:

**Sec. 22-2. Schedule of registration fees.**

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(b) The schedule of renewal fees for all registered contractors shall be:

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(3) *Plumbing.*

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c. Apprentice: \$10.00

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

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

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*R. M. Walford, Chairman*

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*Arthur G. Thompson, Clerk of Council*

**ORDINANCE NO. 187 OF 2007**

**AN ORDINANCE AMENDING AND RE-ENACTING SECTION 22-26, COMPREHENSIVE BUILDING CODE, AND OTHERWISE PROVIDING WITH RESPECT THERETO.**

BY:

BE IT ORDAINED by the City Council of the City of Shreveport in due, regular and legal session convened that Section 22-26 of the Code of Ordinances for the City of Shreveport pertaining to the Comprehensive Building Code is hereby amended and re-enacted to read as follows:

**Sec. 22-26. Comprehensive Building Code.**

(a) This code represents the complete building code for the city and replaces ordinance number 126 of 1953 and all of its amendments and revisions and subsequent ordinances re-enacted. The comprehensive building code

shall include the following, all of which are on file in the office of the clerk of council, as well as in the office of the city, permits and inspections division:

- (1) Building Code shall be the International Building Code, 2006 Edition, and Chapters 2-10 of the International Residential Building Code, 2006 Edition.
- (2) Mechanical Code shall be the International Mechanical Code, 2006 Edition.
- (3) Electrical Code shall be the National Electrical Code, 2005 Edition.
- (4) Gas Code shall be the International Gas Code, 2006 Edition.
- (5) Plumbing Code shall be the Louisiana State Plumbing Code, 2000 Edition.
- (6) Administrative section shall be the Comprehensive Building Code Administration prepared by the Department of Operational Services for the City of Shreveport, Office of Public Works, Division of Permits and Inspections.

\* \* \* \* \*

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

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

**Amendment No. 1 to Ordinance No. 187 of 2007**

In Section 22-26 subsection (a) (6), amend and replace to read as follows:

(a)(6) Administrative section shall be the Comprehensive Building Code Administration prepared by the Department of Operational Services for the City of Shreveport, Office of Public Works, Division of Permits and Inspections, attached hereto, consisting of 12 pages and identified on each page as "Attachment A to Ordinance No. 187 of 2007."

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*R. M. Walford, Chairman*

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*Arthur G. Thompson, Clerk of Council*

**ORDINANCE NO. 188 OF 2007**

**AN ORDINANCE TO ENACT SECTION 26-110 OF THE CITY OF SHREVEPORT CODE OF ORDINANCES RELATIVE TO FINANCE AND TO OTHERWISE PROVIDE WITH RESPECT THERETO**

BY:

BE IT ORDAINED by the City Council of the City of Shreveport, in due, legal and regular session convened that Section 26-110 of the Code of Ordinances of the City of Shreveport is hereby enacted and now reads as follows:

Sec. 26-110. Fee schedule for services rendered by the fire department

A fee schedule for certain services provided by the Fire Department is hereby established as follows:

(1) *Reports*

(a). Fire Reports

Six dollars per report that does not exceed two pages and \$2.00 per page for each page in excess of two pages, including but not limited to supplemental reports

(b). CAD Event Chronology

Three dollars to reproduce CAD Event Chronologies, per event, except when provided to other local public-safety agencies

(c). Audio Recording Timeline Report

Twenty-five dollars per hour, with a one-hour minimum, per recording, per event, to provide a written report detailing a timeline of activity

(2) *Reproduction of audio recordings produced by officers of the fire department.*

Twenty-five dollars per hour, with a one-hour minimum, per recording, per incident, except when provided to other local public-safety agencies.

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

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

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*R. M. Walford, Chairman*

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*Arthur G. Thompson, Clerk of Council*

**ORDINANCE NO. 189 OF 2007**

**AN ORDINANCE TO AMEND AND RE-ENACT CHAPTER 38 OF THE CITY OF SHREVEPORT CODE OF ORDINANCES RELATIVE TO HOUSING AND PROPERTY STANDARDS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

BY:

WHEREAS, unambiguous terminology and uncomplicated processes will increase the efficient administration and enforcement of this code.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Shreveport in due, regular and legal session convened, that Chapter 38 of the City of Shreveport Code of Ordinances is hereby amended and re-enacted in its entirety to now read as follows:

## **ARTICLE I. GENERAL PROVISIONS**

### **Sec. 38-1. Title.**

This Chapter shall be known and may be cited as the AProperty Standards Code.@

### **Sec. 38-2. Declaration of legislative intent, and purpose.**

(a) The City Council of the City of Shreveport finds and declares that there exists in the corporate limits of the City of Shreveport, deteriorating conditions of residential, non-residential, and other premises which are detrimental to the health, safety and welfare of the general public. The conditions of deteriorating premises and the structures located thereon create a haven for criminal activity, reduce tax revenues, decrease social values and depreciate the economic value of property. As a result of the condition of deteriorating premises within the City of Shreveport, the City Council finds it has a compelling interest and purpose in the abatement of these nuisances.

(b) It is the purpose and intent of this Chapter to promote the health, safety and welfare of the citizens of the City of Shreveport. The standards established under the provisions of this Chapter are designed to prevent and eliminate unsafe, unsanitary and deteriorating conditions of premises located within the corporate limits of the City of Shreveport.

(c) The provisions of this Chapter shall be liberally construed and apply to residential, non-residential and other premises located within the corporate limits of the City of Shreveport.

(d) The provisions of this Chapter shall be applicable to all premises existing, constructed or relocated within the corporate limits of the City of Shreveport.

### **Sec. 38-3. Power not affected.**

(a) Nothing in this Chapter shall impair or limit the power of the City to define and declare nuisances and to cause their removal or abatement by summary proceedings.

(b) Nothing in this Chapter shall abrogate or impair the power of the courts or any department of the City to enforce any provision of state law, the Home Rule Charter or ordinances enacted by the City Council.

(c) The imposition of any penalty hereunder shall not preclude the City Attorney or other appropriate authority from instituting injunctive, mandamus, or other appropriate action or proceedings to correct or abate any violation under the provisions of this Chapter.

### **Section 38-4. 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:

*Abandoned motor vehicle* shall mean any motor vehicle which is in a state of disrepair, wrecked, junked, partially dismantled and incapable of being moved under its own power.

*Administrator* shall mean the Director of the Department of Community Development or his/her duly authorized representative(s). The term AAdministrator @ shall be construed as if followed by the words Aor his/her designee@.

*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 agreement, whether written or verbal, or other permission of the record owner of the property.

*Alter* or *alteration* shall mean any change or modification in construction or occupancy of any structure subject to the provisions of this Chapter or other applicable provisions of law.

*Approved* shall mean approved by the Administrator, and where applicable, the Board and/or the City Council.

*Basement* shall mean the lowest story of a building or structure located completely below grade.

*Board* shall mean the Property Standards Hearing Board.

*Boathouse* shall mean a building or structure utilized for the purpose of storing or housing boat(s).

*Building* shall mean any fixed structure. For the purpose of this Chapter, each portion of a building separated from other portions by a firewall shall be considered a separate building.

*Charter* shall mean the Home Rule Charter of the City of Shreveport.

*Citation* shall mean an official summons or notice to appear in court.

*City* shall mean the City of Shreveport, Louisiana.

*City Council* shall mean the legislative branch of government of the City of Shreveport.

*Civil action* shall mean any action, suit, cause or proceeding instituted to enforce the provisions of this Chapter.

*Code* shall mean the Property Standards Code.

*Criminal action* shall mean any action, cause or proceeding instituted to punish an infraction or violation of the provisions of this Chapter.

*Dwelling* shall mean any building or structure in which a person or persons live, including all appurtenances attached thereto. The term Adwelling@ shall be construed to include Aany part thereof.@

*Dwelling unit* shall mean any room or group of rooms located within a dwelling and forming a single habitable unit with facilities which are used for or intended to be used for living, sleeping, cooking and eating, whether or not such unit is occupied or vacant. The term Adwelling unit@ shall be construed to include Aany part thereof.@

*Family* shall mean a collective body of persons who live in one house having common household facilities.

*Fire hazard* shall mean any flammable vapor, dust, combustible fibers or other highly combustible substances.

*Floor area* shall mean the total area of all habitable space in a building or structure.

*Garbage* shall mean the animal or vegetable waste resulting from the handling, preparation, cooking and/or consumption of food.

*Grade* shall mean the degree of rise or descent of a natural surface of the ground level after completion of any change in contour.

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

*Infestation* shall mean the inhabitation in large numbers of insects, rodents or any other pest within or around a dwelling, building or structure.

*Motor vehicle* shall mean any vehicle, including but not limited to, a motor home designed, constructed and equipped to be used as a self-propelled conveyance on a public roadway.

*Non-residential buildings* shall mean a building which is primarily designed and/or zoned for commercial and public purposes.

*Nuisance* shall mean the condition of any premises which is dangerous or potentially dangerous to human life or detrimental or potentially detrimental to the health, safety and welfare of the citizens of the City of Shreveport including, but not limited to, the following:

(a) Any condition or use of any land, building, structure or dwelling, or any operation thereon or therein that causes or may cause a minor child of ordinary curiosity to desire to examine such condition, use or operation, and that is reasonably calculated to cause harm to such child, whether the condition, use or operation is located in a building or structure, on the premises of a building, or on a vacant lot. This subsection includes, without limitation, any abandoned wells, shafts, basements, refrigerators, motor vehicles, swimming pools, structurally unsound fences or other structures, or any lumber, trash, debris or vegetation reasonably calculated to be a hazard for inquisitive minors.

(b) The keeping, retaining, or depositing on, or the scattering over the premises of any of the following:

(i) Lumber, fallen dead trees, trash, garbage, debris, glass or building material;

(ii) weeds, grass and wild growth in violation of Section 38-61 of this Chapter;

(iii) abandoned, discarded or unused objects or equipment including, but not limited to automobiles, boats, motorcycles, motor homes, furniture, appliances, cans or containers; and/or

(iv) standing water in any receptacle.

(c) Any dwelling, building, structure, premises or the use thereof which is unsanitary, unclean, dangerous or potentially dangerous to the physical health or safety of any person.

*Occupant* shall mean any person in control or possession of any dwelling, building or part thereof, including an owner, tenant, or lessee.

*Occupied property* shall mean a lot, plot or parcel of property, with a structure located thereon, which is in current use as a residence or dwelling.

*Openable area* shall mean that part of a window or door which is available for unobstructed ventilation and which opens directly to the outdoors.

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

*Party in interest* shall mean:

a) 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;

b) the person shown as owner in the records of the tax assessor of the parish in which the property is situated;

c) the agent of any such person and those in possession of a dwelling, dwelling unit or premises; or

d) any party whose property has been sold for delinquent taxes within the three (3) years preceding the occurrence of any violation under the provisions of this Chapter.

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

*Pier* shall mean a structure built over the water and supported by pillars or piles used as a landing place.

*Piling* shall mean a heavy timber, concrete or steel beam driven into the earth as a structural support.

*Placard* shall mean a public notification that the structure has been condemned and the use or occupancy has been prohibited by law.

*Premises* shall mean a lot, plot or parcel of land, including any residential or nonresidential buildings or structures located thereon. The term *Apremises@* shall be construed to include Aany part thereof or any property located thereon”

*Public area* shall mean an unoccupied open space on the same property as an adjoining building which is permanently maintained and free of all encumbrances which may interfere with its use and accessibility by the fire department, police department, or other City personnel.

*Repair* shall mean to restore to a sound or good state after decay, dilapidation, or partial destruction with workmanship and materials which comply with the standards of the City=s comprehensive building code.

*Residential buildings* shall mean any building or structure occupied by persons, families or households in which sleeping accommodations are provided.

*Rubbish* shall mean combustible and noncombustible waste materials, except garbage including, but not limited to, the residue from the burning of wood, coal, coke and other combustible material, paper, rags, cartons, boxes, wood, excelsior, rubber, leather, tree branches, yard trimmings, tin cans, metal mineral matter, glass, crockery and dust.

*Secure (secured)* shall mean the closing of a building or structure by means of placing or attaching boards over doors, windows and other means of entrance in order to prohibit persons from entering the building or structure, and to maintain the building or structure in its present condition without further damage or danger to the public welfare and safety.

*Stairway* shall mean one or more flights of stairs and the landings and platforms connecting them to form a continuous and uninterrupted passage from one story to another in a building or structure.

*Standard Building Code* shall mean the minimum standards for the construction, maintenance or repair of nonresidential buildings and structures adopted by the City of Shreveport.

*Story* shall mean any horizontal section or division of a building or structure, extending from the floor to the ceiling or roof lying directly above.

*Structure* shall mean an edifice, trailer, or building of any kind, which is attached to the ground, or any piece of work artificially composed of parts joined together in some definite manner. The term *Astructure@* shall be construed to include Aany part thereof”.

*Tenant* shall mean a person, corporation, partnership or other entity who has the temporary use and occupation of a building or structure, or portion thereof, which is owned by another person or entity.

*Unoccupied property* shall mean a lot, plot or parcel of property with a structure located thereon which is not in current use as a residential or nonresidential dwelling, building or structure.

*Vacant property* shall mean a lot, plot or parcel of property with no structure located thereon.

*Yard front* shall mean the open, unoccupied space or grounds next to a building or structure, situated between the street line and the front line of the building and projected to the side lines of the building site. The depth of the front yard shall be measured between the front line of the building and the street line.

*Yard rear* shall mean the open, unoccupied space or grounds next to a building or structure, situated between the rear line of the building site and the rear line of the building projected to the side lines of the building site. The

depth of the rear yard shall be measured between the rear line of the building site and the rear line of the building.

*Yard side* shall mean an open, unoccupied space or grounds next to a building or structure, situated between the side line of the building and the adjacent property line or street line, if a street exists, and extending from the rear line of the front yard to the front line of the rear yard; if no front yard is provided, the front boundary of the side yard shall be the front line of the building site, and if no rear yard is provided, the rear boundary of the side yard shall be the rear line of the building site.

**Secs. 38-5 B 38-10. Reserved.**

## **ARTICLE II. MINIMUM REGULATORY STANDARDS**

### **DIVISION 1. GENERALLY**

#### **Sec. 38-11. General requirements for buildings.**

(a) **Residential.** No person, owner, party-in-interest, agent or tenant shall occupy, lease or sublease to another for occupancy any dwelling or dwelling unit designed or intended to be used for the purpose of residential living, sleeping, cooking or eating therein, or otherwise maintain any unoccupied dwelling or dwelling unit located within the corporate limits of the City of Shreveport which does not comply with the following requirements:

*Foundation.* The building foundation system shall be maintained in a safe manner and be capable of supporting the load which normal use may cause to be placed thereon.

*Exterior walls.* Every exterior wall shall be free of holes, breaks, loose or rotting boards or timbers and any other condition which could potentially admit rain or dampness to the interior portions of the walls or to the occupied spaces of the building. All siding material shall be sufficiently maintained in good repair and be weather resistant and water tight.

*Roofs.* Roofs, gutters, downspouts and other appurtenances shall be structurally sound and maintained in a safe manner and have no defects which could potentially admit rain or cause dampness in the walls or interior portions of the building.

*Means of egress.* Every dwelling shall have safe, unobstructed means of egress.

*Stairs, porches and appurtenances.* Every inside and outside stair, porch and any appurtenance thereto shall be safe to use and be capable of supporting the load that normal use may cause to be placed thereon, and shall be maintained in sound condition and good repair.

*Protective railings.* Protective railings shall be required in any ingress/egress over 30 inches from ground level or on any steps containing four or more rises.

*Windows and doors.* Every window and/or exterior door shall be substantially weathertight, watertight and rodent -proof and shall be maintained in sound working condition and good repair.

*Windows to be openable.* Every window required for light and ventilation for habitable rooms shall be capable of being easily opened and secured in position by window hardware.

*Hardware.* Every exterior door shall be provided with proper hardware and maintained in good condition.

*Protective Treatment.* All exterior wood surfaces, other than decay resistant woods, shall be free of holes, breaks or loose or rotting board or timber and any other condition which could potentially be protected from the environment and decay by painting or other protective covering or treatment. All siding shall be weather resistant and watertight. All masonry joints shall be sufficiently tuck pointed to ensure water and air tightness.

*Accessory structures.* Garages, storage buildings and other accessory structures shall be maintained in good repair and sound structural condition.

*Structural supports.* Every structural element of the dwelling shall be maintained structurally sound and demonstrate no evidence of deterioration which would render it incapable of carrying loads which normal use may cause to be placed thereon.

(b) **Nonresidential.** No person, owner, party-in-interest, agent or tenant shall occupy, lease or sublease any building or structure designed or intended to be used for nonresidential purposes located within the corporate limits of the City of Shreveport which does not comply with the Standard Building Code.

**Secs. 38-12 B 38-20 Reserved.**

### **DIVISION 2. BOATHOUSES AND PIERS**

#### **Sec. 38-21. General requirements for boathouses and piers.**

No person shall lease or sublease, or otherwise use any boathouse or pier for the purpose of living or sleeping or otherwise maintain any such property within the corporate limits of the City of Shreveport which does not comply with the following requirements or in which any combination of the following conditions exists:

*Boathouse.* The boathouse has become deteriorated as a result of exposure to the environment, wind, rain or fire damage, and the roof, windows, doors or portions of the structure are not capable of protecting the building and/or its contents from the weather, or the structure cannot be used for its intended purpose.

*Piers.* The pier has become structurally deteriorated, in danger of collapse, cannot withstand the forces of nature, or is not capable of supporting the load which normal use may cause to be placed thereon.

*Posts and pilings.* Posts or pilings that remain from an inoperable or unstable pier, boathouse, duck blind or other structure shall be removed.

**Secs. 38-22 B 38-25. Reserved.**

### **DIVISION 3. DEMOLITION**

#### **Sec. 38-26. Demolition; generally.**

(a) Except as otherwise provided in Sec. 38-83(c) of this Chapter, the owner, party in interest or the owner's designated agent shall repair, demolish and remove any building or structure located within the corporate limits of the City of Shreveport in accordance with the notice of violation served by the Administrator; or in the case of an appeal, the order of the Board or the City Council.

(b) In the event the owner or his designated agent fails or refuses to comply with an order issued under the provisions of subsection (a), the Administrator, at the direction of the Mayor, may proceed with the demolition or removal of the building or structure. The City shall indemnify and hold harmless each official or officer of the City including, but not necessarily limited to, its elected officials, agents, employees and any person appointed to the Board from any loss due to attorney fees, court costs, judicial interest, or award of monetary damages arising out of any claim, demand, suit or judgment in any court by reason of alleged negligence or other act, resulting from the demolition or removal of any building or structure authorized under the provision of this subsection, if that person, at the time damages were sustained, was acting in the discharge of his duties and within the scope of his office of employment and such damages did not result from an intentional wrongful act or gross negligence.

(c) Prior to the demolition or removal of a building or structure under the provisions of subsection (b), any entity providing utility connections to the building or structure shall be notified by the Administrator of the scheduled demolition or removal of such building or structure. The notification shall include a request to discontinue utility

services to the building or structure. The notice of violation, or in the case of an appeal, the order of the Board or the City Council issued in accordance with subsection (a), shall be provided to the entity providing utility connections to the building or structure.

**Sec. 38-27. Emergency.**

(a) In case of a grave public emergency where the condition of an unoccupied building or structure presents a threat of extreme hazard or immediate loss or damage to any person or property, the Administrator may order the structure demolished after twenty-four (24) hours notice has been served upon the owner, the owner's agent or any party in interest. The notice required under the provisions of this Section shall state the specific reason(s) the condition of the building or structure presents a public emergency.

(b) Any person aggrieved by the decision of the Administrator under the provisions of subsection (a) shall have the right to appeal the decision to a court of appropriate jurisdiction; provided, however, such petition is filed within twenty-four (24) hours of receipt of the Administrator's order. Upon the filing of a petition, a bond shall be furnished as security against any damage which may be caused by the condition of the building or structure.

(c) The matter shall be tried de novo and by preference in the First Judicial District Court of Caddo Parish, Louisiana.

**Secs. 38-28 B 38-30. Reserved.**

**DIVISION 4. PARKING AND STORAGE OF VEHICLES;  
STORAGE OF PERSONALTY**

**Sec. 38-31. Exterior storage of nonoperating vehicles prohibited.**

No person in charge of or in control of any dwelling, dwelling unit or premises, whether owner, lessee, tenant, occupant or otherwise shall allow an abandoned motor vehicle to remain on such property for a period exceeding ten (10) days; and no person shall leave any such vehicle(s) on any property within the City for a period exceeding ten (10) days. There shall be a presumption that the last registered owner thereof has abandoned such vehicle, regardless of whether the physical possession of such vehicle remains in the technical custody or control of such owner, if it has remained inoperable, in a state of disrepair, wrecked, junked, partially dismantled or incapable of being moved under its own power for a period of ten (10) days. Storage of such vehicles for a period exceeding ten (10) days shall be in a completely enclosed building.

**Sec. 38-32. Notice.**

Upon determining that a violation of this Section has occurred, the Administrator shall securely affix a notice of violation to the vehicle, and notify the owner thereof that it will be removed by the City upon the failure of the owner to remove the vehicle within the period of time stipulated in the notice. The notice of violation issued under the provision of this Section shall be sent by certified mail, return receipt requested, to the owner of the vehicle as determined by the license tags if such information is available, otherwise, notice of the violation shall be sent to the last known owner of the lot or parcel of ground upon which the inoperable vehicle is located as determined by the conveyance records of Caddo Parish. Any vehicle remaining at any dwelling, dwelling unit or premises following the expiration of ten (10) days from the date of receipt of the notice shall be deemed to be public property and shall be disposed of by the City in accordance with procedures established by the City.

**Sec. 38-33. Storage of personalty.**

(a) Unsheltered storage defined. For the purpose of this Section, Unsheltered storage@ is defined as any storage which is not completely enclosed. Carports are not considered enclosed storage buildings for the purpose of this Section. An abandoned motor vehicle shall not be used for the storage of personalty. Unsheltered storage of old, unused, stripped, junked and other automobiles not in good and safe operating condition, and any other vehicles, machinery, implements and/or equipment and personal property of any kind, which is no longer safely usable for the purposes for which such property was manufactured, which in this Subsection are collectively described as Asuch personalty,@ for a period of ten (10) days or more, except in licensed junkyards, within the corporate limits of this City, is hereby declared to be a nuisance and dangerous to the public safety. Removal of such nuisances may be accomplished by the utilization of City resources or a private contractor, in accordance with Section 38-72 of this Chapter, if the owner is not known, the location of the owner cannot be determined or the owner fails to remove such nuisances.

(b) No person in charge of or in control of dwelling, dwelling unit or premises, whether owner, lessee, tenant, occupant or otherwise shall allow any unsheltered storage to remain on such dwelling, dwelling unit or premises for a period of time exceeding ten (10) days; and no person shall leave any such unsheltered storage on any dwelling, dwelling unit or premises within the corporate limits of the City for a period of time exceeding ten (10) days.

**Secs. 38-34 B 38-40. Reserved.**

**DIVISION 5. NUISANCES**

**Sec. 38-41. Nuisance generally.**

(a) Any nuisance defined under Section 38-4 of this Chapter which exists at any dwelling, dwelling unit, premises or vacant property within the corporate limits of the City of Shreveport shall be demolished or otherwise abated by the owner, party in interest, tenant, lessee or occupant of such dwelling, dwelling unit, premises or vacant property upon receipt of a duly served notice of violation issued under the provisions of this Chapter.

(b) In the event the owner, party in interest, tenant, lessee or occupant of such dwelling, dwelling unit, premises or vacant property fails or refuses to demolish or otherwise abate any nuisance after receipt of a duly served notice of violation issued under the provisions of this Chapter, the City may demolish or abate such nuisance by the utilization of City resources or a private contractor in accordance with Sections 38-72 and 38-87 of this Chapter.

(c) In the event the owner, party in interest, tenant, lessee or occupant of such dwelling, dwelling unit, premises or vacant property is not known or the location of the owner cannot be determined, the City may demolish or abate such nuisance by the utilization of City resources or a private contractor in accordance with Sections 38-72 and 38-87 of this Chapter.

(d) Nothing in this Section shall impair or limit the power of the Administrator to issue written citations for violations under this Section to any owner, party in interest, tenant, lessee or occupant under the provisions of Section 38-84 of this Chapter.

**Secs. 38-42 B 38-50. Reserved.**

**DIVISION 6. SWIMMING POOLS**

**Sec. 38-51. Maintenance of swimming pools.**

(a) *Harbor or infestation.* Any owner, party in interest, tenant, lessee or occupant of a dwelling, dwelling unit, premises or property having a swimming pool or manmade pond located thereon shall maintain the swimming pool or pond in the following manner:

(1) The swimming pool or pond shall not harbor or become infested with mosquitoes, vermin or other pests;

(2) The swimming pool or pond shall not harbor or support submergent or emergent vegetation.

(b) *Enforcement.* In the event the owner, party in interest, tenant, lessee or occupant of such dwelling, dwelling unit, premises, or property, fails to maintain the swimming pool or pond in accordance with the provisions of this Section, the Administrator shall serve a notice of violation by certified mail, return receipt requested, upon the owner, party in interest, tenant, lessee or occupant of such dwelling, dwelling unit, premises or property. The individual receiving the notice shall have ten (10) days from receipt of the notice to abate the violation.

(c) In the event the owner, party in interest, tenant, lessee or occupant of such dwelling, dwelling unit, premises or vacant property of residentially zoned property fails or refuses to comply with the notice of violation, the City may abate the violation by the utilization of City resources or a private contractor in accordance with Section 38-72 of this Chapter.

**Secs. 38-52 B 38-60. Reserved.**

#### **DIVISION 7. WEEDS AND GRASS**

##### **Sec. 38-61. Grass and weeds and wild growth.**

(a) The owner, party in interest, tenant, lessee or occupant of a dwelling, dwelling unit, premises, vacant lot or occupied, unoccupied, vacant, residential and nonresidential properties located within the City of Shreveport shall be required to cut, destroy or remove weeds, grass, deleterious or unhealthy growths or other obnoxious matter growing, lying or located in or on any such property, or on any sidewalk abutting same, or encroaching upon adjacent property by natural growth or by growth through, over or under fences or walls with a height equal to or greater than twelve (12@) inches. No growth described in this subsection shall be allowed to interfere with the passage of any pedestrian on any sidewalk nor shall any such growth be allowed to obscure the clear line of vision of any motorist.

(b) The owner, party in interest, lessee, or other person in control of any undeveloped vacant property located in a recognized subdivision within the City of Shreveport which is heavily wooded or otherwise inaccessible because of the overgrowth of natural vegetation, which is adjacent to or abuts developed lots or tracts, shall mow, cut or otherwise clear a minimum twenty-five (25) foot buffer between the developed and undeveloped tracts or acreage.

(c) In the event the owner, party in interest, tenant or lessee, occupant or other person of such dwelling, dwelling unit, premises or vacant property, residentially zoned or undeveloped vacant property fails or refuses to comply with the provisions of this Section, the Administrator shall serve a notice of violation by certified mail, return receipt requested, upon the owner, party in interest, tenant, lessee, occupant or other person of such dwelling, dwelling unit, premises or vacant property residentially zoned or undeveloped vacant property. The individual receiving the notice shall have ten (10) days from receipt of notice to abate the violation.

(d) In the event the owner, party in interest, tenant, lessee, occupant or other person of such dwelling, dwelling unit, premises or vacant property residentially zoned or undeveloped vacant property fails or refuses to comply with the notice of violation, the City may abate the violation by the utilization of City resources or a private contractor in accordance with Section 38-72 of this Chapter.

**Secs. 38-62 B 38-70. Reserved.**

#### **DIVISION 8. LIEN AND PRIVILEGE**

##### **Sec. 38-71. Lien and Privilege.**

The City shall have a lien and privilege for the cost of abating any violation on any property located within the corporate limits of the City.

##### **Sec. 38-72. Administrative charges, lien and privilege for cost of performing work.**

(a) If the owner and party in interest of the property shall fail to comply with any notice sent pursuant to any provision of this Chapter or applicable provisions of state law, or shall fail to comply with any order, decision or determination rendered by the Administrator, the Board or the City Council as provided in this Chapter, the City may cause such work to be performed by City resources or a private contractor, and in such event, the City shall be entitled to assess and collect all costs incurred in performing such work, together with an administrative charge of One Hundred Twenty-Five (\$125.00) Dollars.

(b) The City shall have a lien and privilege for the cost of performing any work, or abating any violation pursuant to the provisions of this Chapter or applicable provisions of state law, against the property upon which the work was performed or the violation(s) abated, and shall be entitled to enforce its lien in accordance with the provisions of this Section and applicable provisions of state law.

(c) In order to preserve the lien and privilege, it shall be the duty of the Mayor to prepare and sign a sworn statement of facts, giving the description of property and the approximate cost of abating the violation, which statement of fact shall be filed and recorded in the Office of the Caddo Parish Clerk of Court. The City shall be entitled to recover the amount of costs and expenses, together with court costs and attorneys fees, by ordinary process in a court of appropriate jurisdiction. No suit or proceeding to contest the validity of any lien filed pursuant to this Section shall be initiated in any court after the expiration of thirty (30) days from the date the lien is filed and recorded.

(d) The lien and privilege authorized by this Section shall continue to accrue interest, which amount shall be paid prior to the cancellation of the lien. The rate of interest shall not exceed the rate of legal interest, as provided under applicable provisions of the Louisiana Civil Code, and shall be computed from the date of recordation of the lien until paid or enforced.

(e) The City's lien and privilege shall prime all other liens or privileges against the property after the notice to the owner and party in interest is filed with the Caddo Parish Clerk of Court, regardless of the date on which the City's lien and privilege is perfected, except that the City's lien and privilege shall be subordinate to other tax liens filed against the property.

(f) After the City has incurred costs and expenses which constitute the lien and privilege on the property under the provisions of this Chapter, the Director of Finance may include the amount of such costs and expenses to the succeeding ad valorem tax obligation of the owner and party in interest, and such amount shall be subject to the same interest and penalties as delinquent ad valorem taxes.

(g) If within six (6) months after the filing of the lien authorized under the provisions of subsection (a), the property owner or party in interest fails to pay such lien and any interest thereon, the Director of Finance shall have the authority to offer for sale and subsequently sell or otherwise convey such property for the amount of all municipal liens operating against the property and interest thereon. The amount of any municipal lien operating

against the property and interest accruing thereon, except a paving lien, may also be canceled in whole or in part by the City in order to facilitate the sale or disposition of the property for the unpaid lien, or to enable a governmental agency or an organization which is exempt from federal taxation under Section 501 of the Internal Revenue Code to use the property for a public purpose. The procedure for notice, advertisement and sale of the property shall be governed by the law applicable to the sale of property for delinquent City taxes.

(h) Alternatively, the lien and privilege may be enforced in the First Judicial District Court, Caddo Parish, Louisiana, pursuant to the Louisiana Code of Civil Procedure and may be enforced either against the subject property or against the owner and party in interest by ordinary process.

**Secs. 38-73 B 38-80. Reserved.**

### **ARTICLE III. ADMINISTRATION**

#### **DIVISION 1. GENERALLY**

**Sec. 38-81. Administration of this code.**

(a) The administration and enforcement of this code shall be the responsibility of the Department of Community Development. The Administrator may employ inspectors, assistants and other employees to administer and enforce the provisions of this Chapter. The Administrator may assign the duties and responsibilities under this Chapter to other employees of the Department.

(b) The delineation of authority under the provisions of this Section shall not preclude other departments of the City from administering and enforcing those provisions of this Chapter pertinent to their functions. The remedies provided in this Chapter shall be in addition to any other remedies afforded by federal and state laws or City ordinances.

**Sec. 38-82. Inspection.**

The Administrator is hereby authorized to make inspections and investigations of any dwelling, dwelling unit, premises or property located within the corporate limits of the City to enforce the provisions of this Chapter and to determine whether a violation of any provision of this Chapter exists. The inspection or investigation may be conducted to determine the condition of:

- (1) The premises surrounding, adjacent or contiguous to any dwelling, dwelling unit or premises under the control or supervision of the owner, party in interest, agent, occupant or tenant of the dwelling, dwelling unit or premises, and any unimproved lot or parcel of land;
- (2) The exterior of any dwelling, dwelling unit or premises;
- (3) The interior or exterior of any unoccupied property if the dwelling, dwelling unit or premises is unsecured or in a state of deterioration or disrepair; or
- (4) Any vacant property.

#### **DIVISION 2. ADMINISTRATOR**

**Sec. 38-83. General powers and duties.**

A. Unoccupied Residential Building, Structure, or Premises. The Administrator may, upon determining that an unoccupied residential building, structure or premises located within the corporate limits of the City violates any of the provisions of this Chapter, order the residential building, structure or premises to be secured or the violations abated as hereinafter provided in this Chapter.

B. Vacant Property. The Administrator may, upon determining that vacant property located within the corporate limits of the City violates any of the provisions of this Chapter, order the abatement of the violations relative to the vacant property as hereinafter provided in this Chapter.

C. Nonresidential Structures. Upon receipt of a written recommendation from the Chief Building Official, the Administrator may, upon determining that an unoccupied nonresidential building, structure or premises located within the corporate limits of the City violates the provisions of Section 38-26 of this Chapter, order the nonresidential building, structure or premises to be demolished as provided in this Chapter.

D. The Administrator shall serve written notice of the violation upon the owner, party in interest, agent, occupant or tenant of the dwelling, dwelling unit, or premises in the manner provided in Section 38-85. Except as otherwise provided herein, any notice served pursuant to the provisions of this Section shall automatically become an order, unless a written request for an appeal is filed with the Board in the manner provided in Section 38-105. The Administrator may, for good cause, extend the time period in which to comply with the Notice of Violation.

Any person aggrieved by any decision of the Administrator shall file a written request for appeal of such order or decision with the Board in the manner provided in Section 38-105.

A certified copy of any order or decision rendered pursuant to the provisions of this Section shall be filed and recorded in the office of the clerk of court of the parish in which the property is located. Any person acquiring any interest in the property thereafter shall be subject to the requirements of such order.

**Sec. 38-84. Citations.**

The Administrator, in addition to any other rights, powers, duties or obligations enumerated under the provisions of this Chapter, shall be empowered to issue written citations to any owner, party in interest, agent, occupant or tenant of occupied premises who violates the provisions of this Chapter. Each citation shall contain the following:

- (1) The condition of the premises which are in violation of the provisions of this Chapter;
- (2) Shall be signed by the issuing inspector;
- (3) Shall be signed by the recipient. In the event the recipient refuses to sign the citation, such refusal shall be indicated by the issuing inspector on the citation.

The issuing inspector shall serve the citation authorized pursuant to this subsection upon the owner, agent, occupant or tenant, of the premises, whether occupied or vacant. The citation may also be served upon the owner or party in interest as otherwise provided by law.

**Sec. 38-85. Notice of violation; content.**

(a) Except as otherwise provided in Sections 38-33 and 38-51(b) of this Chapter, notice of violation of any provision of this Chapter shall be served upon the owner, party in interest, agent, occupant or tenant by the Administrator. Such notice shall be sent by certified mail, return receipt requested.

(b) Except as otherwise provided in Sections 38-33 and 38-51(b) of this Chapter, notice of violation of any provision of this Chapter relative to corporations or other legal entities shall be served upon an agent for service of process by the Administrator. If the corporation or other legal entity fails to designate an agent for service of process, or if there is no registered agent for service of process by reason of death, resignation or removal, service of the notice, citation or other process may be made at any place within the state where the business of the corporation or other legal entity is regularly conducted, either:

- (1) By personal service or certified mail upon any officer, director or resident agent designated in the official records of the Secretary of State of Louisiana ; or
  - (2) By personal service or certified mail upon any employee of suitable age and discretion.
- (c) The notice shall:
- (1) Be in writing.
  - (2) State the legal description of the premises, lot or parcel of ground, or the municipal number of the building or structure.
  - (3) State the nature of the violation and the applicable Section(s) of this Chapter related thereto.
  - (4) Provide the individual receiving the notice of violation with available alternatives to abate the violation(s).
  - (5) Provide the individual receiving the notice of violation with the name, address and telephone number of the Bureau of Code of Enforcement of the Department of Community Development.
  - (6) Provide the individual receiving the notice of violation with procedures for filing an appeal of the notice of violation.
  - (7) Contain a time period in which to comply with the notice of violation.
  - (8) State the maximum penalty which may be imposed pursuant to this Chapter for failure to abate the violation(s).
  - (9) State that any person acquiring an interest in the property cited in the notice of violation shall be subject to the requirements of the notice of violation.
- (d) If the notice of violation served by certified mail is returned undeliverable, constructive notice shall be attained by publication of a legal notice of the violation one (1) time in the official journal of the City. A copy of the legal notice shall also be posted in a conspicuous place on or about the building or structure affected by the notice of violation.
- (e) The failure of any party, whether owner, party in interest, agent, occupant or tenant to abate or correct any violation for which notice has been provided pursuant to this Code may result in the issuance of a written citation by the Administrator. The citation shall be issued as provided in Section 38-84 of this Code.

**Sec. 38-86. Abatement of violation by city or private contractor.**

Notwithstanding any provision contained in this Chapter to the contrary, the City shall have the authority to abate any violation(s) enumerated under the provisions of this Chapter by the utilization of City resources or a private contractor. Any costs or expenses incurred by the City relative to the abatement of any violation(s) under the provisions of this Chapter including, but not limited to, orders of the Administrator, the Board or the City Council, shall be the responsibility of the owner.

**Sec. 38-87. Violations and penalties.**

Any person who rents, leases or occupies, or who permits any person to rent, lease or occupy, any structure found to be dangerous and/or unfit for human habitation or use by final order of the Administrator, the Board or the City Council; or any building which was placarded by the Administrator, shall upon conviction by a court of competent jurisdiction, be punished pursuant to Section 38-115.

Each day the violation continues to exist shall constitute a separate offense.

**Secs. 38-8 8 B 38-90. Reserved.**

**ARTICLE IV. PROPERTY STANDARDS BOARD OF APPEALS**

**Sec. 38-91. Creation.**

There is hereby created a Property Standards Board of Appeals, referred to in this Chapter as the Board. The Board shall be authorized to hear the appeal of any violation of the provision of this Chapter and shall consist of seven (7) members who shall be each be a qualified elector and resident of the City. Board members shall not be employees of the City, except as provided in Subsection 14.07 ( c) of this Chapter. Board members shall serve without compensation, and include the following members:

- (1) One (1) licensed architect who has at least three (3) years experience in the architecture profession;
- (2) One (1) licensed health care professional who has at least three (3) years experience in the health care profession;
- (3) Five (5) residents of the City with a demonstrated interest in community affairs.

**Sec. 38-92. Term of membership.**

Except as otherwise provided in Subsection 5.02(b) of the Charter, the term of each Board member shall be two (2) years. Upon the expiration of their term, Board members shall serve until their successors are appointed.

**Sec. 38-93. Officers; rules of procedure.**

The Board shall elect a chairman and such other officers as necessary from its members. Election of all officers shall occur at the December meeting of the Board of each year and all officers shall begin to exercise the duties of their respective offices on January 1 of the succeeding year.

The Board shall adopt rules of procedure in accordance with the provisions of this Chapter and applicable provisions of law.

**Sec. 38-94. Powers, duties and responsibilities.**

The Board shall have the power, duty and responsibility, as follows:

- (1) To order any dwelling, building or structure which is determined to be unfit for human habitation be vacated and placarded.
- (2) To order the repair of any dwelling, building or structure determined to be in violation of the provisions of this Chapter.
- (3) To order the demolition and removal of structures determined to be substandard.
- (4) To order the repair of a substandard structure as an alternative to demolition.
- (5) To order the removal of personal property from a structure to be vacated or demolished. The City shall have the authority to remove personal property from a structure if the owner of the personal property is unknown or the owner fails to remove the personal property from the structure ordered vacated or demolished.
- (6) To order that a vacant structure or vacant portion of a structure constituting a hazard or nuisance be securely closed and made safe.
- (7) To order the abatement of a hazardous condition on any premises.
- (8) To order the abatement of any condition determined to be a nuisance.

**Sec. 38-95. Appeal hearings; meetings.**

The Board shall schedule a reasonable time for appeal hearings and meetings and shall give public notice thereof, as required by law, as well as notice to the applicant and the Administrator. All appeal hearings and meetings shall be open to the public and be conducted in conformity with applicable provisions of Louisiana law. The Board shall not be constrained by the legal rules of evidence promulgated under federal or state law.

The chairman or, in his absence, the vice-chairman shall be empowered to compel the attendance of a witness, owner, agent, occupant or tenant and to administer oaths to anyone giving testimony before the Board. Special meetings may be called by the chairman or, in his absence, the vice-chairman, or a majority of the members of the Board at any time, upon giving twenty-four (24) hours notice to the public in the manner required by law.

**Sec. 38-96. Determinations.**

After hearing all the testimony and weighing all the evidence, the Board shall render any order, finding or determination consistent with the provisions of this Chapter with regard to the alleged violation including, but not limited to the following:

- (1) Finding the structure a nuisance, and ordering the repair of specified violations within a reasonable period of time, and directing the Administrator to monitor the progress of the repairs. The order shall also state that, upon the expiration of the delay for repairs, the Administrator shall have the authority to forward the case to the Office of the City Attorney for prosecution and the initiation of foreclosure proceedings;
- (2) Finding the structure a nuisance, and ordering the repair or correction of the violations within a specified period of time and demolition of the structure, if the repairs or corrections are not timely affected. The order shall also state that if the owner fails or refuses to comply, demolition shall be by City forces or by private contractor retained by the City, with such cost being the responsibility of the owner;
- (3) Finding the structure a nuisance, and ordering its demolition within a specified period of time. The order shall also state that if the owner fails or refuses to comply within the specified period of time, demolition shall be accomplished with City resources or by private contractor retained by the City, with such cost being the responsibility of the owner. In reaching this determination, the board of appeals shall consider the economic feasibility of making repairs;
- (4) Finding a nuisance exists on the premises, and ordering its abatement, removal or correction within a specified period of time. If the nuisance is on a vacant lot or on a lot with a vacant structure, the order shall also state that if the owner fails or refuses to comply within the specified time, abatement, removal or correction shall be by City resources or by private contractor retained by the City, with the cost being the responsibility of the owner;
- (5) Requesting the Office of the City Attorney to initiate misdemeanor charges in City Court against the owner, party in interest, agent, occupant or tenant for violating the provisions of this Chapter;
- (6) Finding the property is not in violation of the provisions of this Chapter.

**Sec. 38-97. Decisions; appeals.**

- (a) The concurring vote of a simple majority of the members of the Board present shall be necessary to reverse any order, decision, or determination appealed from the Administrator or to decide in favor of the appellant on any matter upon which the Board is authorized under the provisions of this Chapter.
- (b) Any person aggrieved by a decision of the Board shall file a written request for an appeal of such decision with the City Council in the manner provided in Section 38-106.

**Sec. 38-98. Records.**

The Board shall prepare a record of its proceedings for each case or matter heard, which record shall be a public record. The record shall delineate the grounds for each decision and the vote of each member on each case or matter heard. The record of the proceedings shall be filed and retained in the Bureau of Property Standards in the Department of Community Development, as required by law.

**Secs. 38-99 B 38-104. Reserved.**

**ARTICLE V. APPEALS AND PENALTIES**

**DIVISION 1. APPEALS**

**Sec. 38-105. Appeal from decision of administrator.**

Any person aggrieved by any notice of violation from the Administrator, or any person aggrieved by any order or decision of the Administrator, shall have the right to appeal the notice or decision to the Board by filing a written request for appeal within ten (10) days of receipt of such order, notice or decision.

The Board, upon hearing all the testimony and weighing all the evidence, shall either affirm, modify, reverse, or remand the decision of the Administrator.

**Sec. 38-106. Appeal from the decision of board.**

Any person aggrieved by the decision of the Board shall have the right to appeal the decision to the City Council by filing a written request for an appeal within ten (10) days of the date of the decision by the Board. The City Council shall conduct the hearing on the appeal in accordance with its established rules and procedures. The City Council shall affirm, modify, reverse or remand the decision of the Board.

**Sec. 38-107. Appeal from the decision of the City Council.**

Any person aggrieved by the decision of the City Council shall have the right to appeal the decision to a court of appropriate jurisdiction; provided, however, such petition is filed within thirty (30) days of the date of the decision of the City Council.

**Sec. 38-108. Notice to the chief building official.**

Following the conclusion of all appeals, the Administrator shall provide the Chief Building Official or his designee with a copy of each order or decision rendered by the Administrator, the Board, or the City Council. The Chief Building Official or his designee shall thereafter limit any permits issued on the property affected by the order or decision to the period of time specified in the order or decision.

**Secs. 38-109 B 38-114 . Reserved.**

**DIVISION 2. PENALTIES**

**Section 38-115. Penalty for violations.**

(a) Any person convicted of violating any of the provisions of this Chapter shall be subject to the following imposition of fines, expenses, restitution and/or imprisonment:

- (1) The first violation, a fine of not less than \$300.00 or imprisonment for not more than thirty (30) days, and the payment of restitution to the City for expenses, including reasonable and required administrative expenses associated with mowing, cleaning and maintaining the premises, or abating any nuisance, whether such services were performed by the City or by a private contractor.
- (2) The second violation, a fine of not less than \$400.00 or imprisonment of not more than sixty (60) days, and the payment of restitution to the City for expenses, including reasonable and required administrative expenses associated with mowing, cleaning and maintaining the premises, or abating any nuisance, whether such services were performed by the City or by a private contractor.
- (3) The third or subsequent violations, a fine of not less than \$500.00 and imprisonment of not more than sixty (60) days, and the payment of restitution to the City for expenses, including reasonable and required

administrative expenses associated with mowing, cleaning and maintaining the premises, or abating any nuisance, whether such services were performed by the City or by a private contractor.

(b) The City's performance of the services necessary to abate any violations under this Chapter including, but not limited to services performed by a private contractor, shall not be a defense to the prosecution of any violations under the provisions of this Chapter.

(c) Each day the violation continues shall constitute a separate offense.

**Secs. 38-116 B 38-120. 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 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.

**AMENDMENT NUMBER 1A TO ORDINANCE NUMBER 189 OF 2007**

**(AN ORDINANCE TO AMEND AND RE-ENACT CHAPTER 38 OF THE CITY OF SHREVEPORT CODE OF ORDINANCES RELATIVE TO HOUSING AND PROPERTY STANDARDS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO)**

**-Amend certain provisions of Section 38-4 to now read as follows:**

**Section 38-4. Definitions.**

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-Delete "Abandoned motor vehicle" from the list of defined terms.

-Amend the definition of "Dwelling unit" to now read as follows:

*Dwelling unit* shall mean any room or group of rooms located within a dwelling and forming a single habitable unit with facilities which are used for or intended to be used for living, sleeping, cooking and/or eating, whether or not such unit is occupied or vacant. The term *Dwelling unit* shall be construed to include any part thereof.

-Add "Enclosed" to the list of defined terms to read as follows:

*Enclosed* shall mean completely surrounded by a permanent roof and by solid exterior walls pierced only by windows or doors.

-Add "Non-operating motor vehicle" to the list of defined terms to read as follows:

*Non-operating motor vehicle* shall mean a motor vehicle which is incapable of being moved under its own power.

-Amend the definition of "Party in interest" to now read as follows:

*Party in interest* shall mean:

a) 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;

b) the person shown as owner in the records of the tax assessor of the parish in which the property is situated;

c) the agent of any such person and those in possession of a dwelling, dwelling unit or premises; or

d) any party whose property has been sold for delinquent taxes within the three (3) years preceding the date of issuance of the citation or notice of violation under the provisions of this Chapter.

-Add "Personalty" to the list of defined terms to read as follows:

*Personalty* shall mean personal property of any kind including but not limited to machinery, implements and/or equipment.

-Add "Unsheltered storage" to the list of defined terms to read as follows:

*Unsheltered storage* shall mean any storage which is not completely enclosed.

**-Amend Section 38-26 to now read as follows:**

**Sec. 38-26. Demolition; generally.**

(a) Except as otherwise provided in Sec. 38-83(c) of this Chapter, the owner, party in interest or the owner's designated agent shall repair, demolish and remove any building or structure located within the corporate limits of the City of Shreveport in accordance with the notice of violation served by the Administrator, or in the case of an appeal, the decision of the Board or the City Council.

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(c) Prior to the demolition or removal of a building or structure under the provisions of subsection (b) of this section, any entity providing utility connections to the building or structure shall be notified by the Administrator of the scheduled demolition or removal of such building or structure. The notification shall include a request to discontinue utility service to the building or structure. The notice of violation, or in the case of an appeal, the order of the Board or the decision of the City Council issued in accordance with subsection (a) of this section, shall be provided to the entity providing utility connections to the building or structure.

**-Amend Section 38-27 (a) to now read as follows:**

**Sec. 38-27. Emergency.**

(a) In case of a grave public emergency where the condition of an unoccupied building or structure presents a threat of extreme hazard or immediate loss or damage to any person or property, the Administrator may order the structure demolished after twenty-four (24) hours notice has been served upon the owner, the owner's agent or any party in interest as provided herein. The notice required under the provisions of this Section shall state the specific reason(s) the condition of the building or structure presents a public emergency. Notice of emergency demolition shall be served to the owner and/or party in interest by personal service or certified mail delivery as provided herein.

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**-Amend Section 38-31 to now read as follows:**

**Sec. 38-31. Exterior storage of nonoperating vehicles prohibited.**

No person in charge of or in control of any dwelling, dwelling unit or premises, whether owner, lessee, tenant, occupant or otherwise shall allow a nonoperating motor vehicle to remain on such property for a period exceeding ten (10) days; and no person shall leave any such property within the City for a period exceeding ten (10) days. There shall be a presumption that the last registered owner of the vehicle has abandoned the vehicle on such property regardless of whether the physical possession of such vehicle remains in the technical custody or control of such owner, if it has remained incapable of being moved under its own power for a period of ten (10) days. Storage of such vehicles for a period exceeding ten (10) days shall be in a completely enclosed building.

**-Delete Section 38-33 in its entirety.**

**-Amend “Secs. 38-34 – 38-40. Reserved.” to now read “Secs. 38-33 – 38-40. Reserved.”**

**-Add Section 38-42 to now read as follows:**

**Sec. 38-42. Storage of Personalty.**

(a) Except as otherwise provided herein, no person in charge of or in control of a dwelling, dwelling unit or premises, whether as owner, lessee, tenant, occupant or otherwise allow the storage of personalty on such property unless the same shall be stored within an enclosed structure. Storage of personalty on any such property in any manner contrary to the provisions of this section is hereby declared to be a nuisance and dangerous to the public safety. Removal of such nuisance may be accomplished by the utilization of City resources or a private contractor, in accordance with Section 38-72 of this Chapter, if the owner is not known, the location of the owner cannot be determined or the owner fails to remove such nuisances.

(b) The provisions of this section shall not apply to a licensed junkyards or other uses in lawfully operating within the corporate limits of the City.

**-Amend “Secs. 38-42 – 38-50. Reserved.” to now read “Secs. 38-43 – 38-50. Reserved.”**

**-Amend Section 38-51 to now read as follows:**

**Sec. 38-51. Maintenance of swimming pools.**

(a) *Harbor or infestation.* Any owner, party in interest, tenant, lessee or occupant of a dwelling, dwelling unit, premises or property having a swimming pool or manmade pond located thereon shall maintain the swimming pool or pond in the following manner:

(1) The swimming pool or pond shall not harbor or become infested with mosquitoes, vermin or other pests;

(2) The swimming pool or pond shall not harbor or support submergent or emergent vegetation.

(b) *Enforcement.* The Administrator shall be authorized to issue a citation or notice of violation to any owner, party in interest, tenant, lessee or occupant of any dwelling, dwelling unit, premises, or property who shall fail to maintain the swimming pool or pond in accordance with the provisions of this Section. The citation or notice shall be served upon the owner, party in interest, tenant, lessee or occupant as provided in this Chapter. The institution of legal proceedings against any owner, party in interest, tenant, lessee or occupant of any such property shall not prevent the City from abating the violation by use of City resources or a private contractor as provided in Section 38-72 of this Chapter.

**-Amend Section 38-61 to now read as follows:**

**Sec. 38-61. Grass and weeds and wild growth.**

(a) The owner, party in interest, tenant, lessee or occupant of a dwelling, dwelling unit, premises, vacant lot or occupied, unoccupied, vacant, residential and nonresidential properties located within the City of Shreveport shall be required to cut, destroy or remove weeds, grass, bamboo, deleterious or unhealthy growths or other obnoxious matter growing, lying or located in or on any such property with a height equal to or greater than twelve (12”) inches and to cut, destroy or remove such weeds, grass, bamboo, deleterious or unhealthy growths or other obnoxious matter lying or located in or on any sidewalk abutting any such property or encroaching upon adjacent property by natural growth or by growth through, over or under fences or walls, regardless of height. No growth described in this subsection shall be allowed to interfere with the passage of any pedestrian on any sidewalk nor shall any such growth be allowed to obscure the clear line of vision of any motorist.

(b) The owner, party in interest, lessee, or other person in control of any undeveloped, heavily wooded or otherwise inaccessible vacant property which is adjacent to or abutting developed lot(s) or tract(s) shall mow, cut or otherwise clear a minimum twenty-five (25) foot buffer between the developed and undeveloped tracts or acreage.

(c) *Enforcement.* The Administrator shall be authorized to issue a citation or notice of violation to any owner, party in interest, tenant, lessee or occupant of any dwelling, dwelling unit, premises, or property who shall fail to comply with the provisions of this Section. The citation or notice shall be served upon the owner, party in interest, tenant, lessee or occupant of such property as provided in this Chapter. The institution of legal proceedings against any owner, party in interest, tenant, lessee or occupant of any such property shall not prevent the City from abating the violation by use of City resources or a private contractor as provided in Section 38-72 of this Chapter.

**-Amend Section 38-84 to now read as follows:**

**Sec. 38-84. Notice of violations.**

The Administrator, in addition to any other rights, powers, duties or obligations enumerated under the provisions of this Chapter, shall be empowered to issue a written notice of violation and/or a citation to any owner, party in interest, agent, occupant or tenant of occupied premises who violates the provisions of this Chapter as hereinafter provided.

**A. Citation**

Each citation shall contain the following:

(1) The condition of the premises which are in violation of the provisions of \_\_\_\_\_ this Chapter;

(2) Shall be signed by the issuing inspector;

(3) Shall be signed by the recipient. In the event the recipient refuses to sign the citation, such refusal shall be indicated by the issuing inspector on the citation.

The issuing inspector shall serve the citation authorized pursuant to this subsection upon the owner, agent, occupant or tenant, of the premises, whether occupied or vacant. The citation may also be served upon the owner or party in interest as otherwise provided by law.

**B. Notice of violation**

(a) Except as otherwise provided in Sections 38-42 and 38-51(b) of this Chapter, each notice of violation of any provision of this Chapter shall be served upon the owner, party in interest, agent, occupant or tenant by the Administrator. Such notice shall be sent by certified mail, return receipt requested or by personal service by the Administrator upon the owner, party in interest, agent, occupant or tenant.

(b) Except as otherwise provided in Sections 38-42 and 38-51(b) of this Chapter, notice of violation of any provision of this Chapter relative to corporations or other legal entities shall be served upon the corporation or other legal entity as provided by law.

(c) Each notice of violation shall:

(1) Be in writing.

(2) State the legal description of the premises, lot or parcel of ground, or the municipal number of the building or structure.

(3) State the nature of the violation and the applicable Section(s) of this Chapter related thereto.

(4) Provide the individual receiving the notice of violation with available alternatives to abate the violation(s).

(5) Provide the individual receiving the notice of violation with the name, address and telephone number of the Bureau of Code of Enforcement of the Department of Community Development.

(6) Provide the individual receiving the notice of violation with procedures for filing an appeal of the notice of violation.

(7) Contain a time period in which to comply with the notice of violation.

(8) State the maximum penalty which may be imposed pursuant to this Chapter for failure to abate the violation(s).

(9) State that any person acquiring an interest in the property cited in the notice of violation shall be subject to the requirements of the notice of violation.

(d) If the notice of violation served by certified mail is returned undeliverable, constructive notice shall be attained by publication of a legal notice of the violation one (1) time in the official journal of the City. A copy of the legal notice shall also be posted in a conspicuous place on or about the building or structure affected by the notice of violation.

C. The failure of any party, whether owner, party in interest, agent, occupant or tenant to abate or correct any violation for which notice has been provided pursuant to this section may result in the issuance of a written citation by the Administrator. The citation shall be issued as provided herein.

**-Amend Sec. 38-86 by re-designating the Section as "Sec. 38-85. Abatement of violation by city or private contractor."**

**-Amend Sec. 38-87 by re-designating the Section as "Sec. 38-86. Violations and penalties."**

**-Amend "Secs. 38-88 -- 38-90. Reserved." to now read "Secs. 38-87 -- 38-90. Reserved."**

**-Amend Sec. 38-91 to now read as follows:**

**Sec. 38-91. Creation.**

There is hereby created a Property Standards Board of Appeals, referred to in this Chapter as the Board. Board members shall be appointed by the Mayor, subject to confirmation by the City Council. Board members shall serve without compensation and, except as provided in Subsection 14.07 ( c) of this Chapter, shall not be employees of the City.

The Board shall consist of seven (7) members who shall each be a qualified elector and resident of the City. The Board shall include the following members:

(1) One (1) licensed architect who has at least three (3) years experience in the architecture profession;

(2) One (1) licensed health care professional who has at least three (3) years experience in the health care profession;

(3) Five (5) residents of the City with a demonstrated interest in community affairs.

**-Amend Sec. 38-92 to now read as follows:**

**Sec. 38-92. Term of membership.**

Except as otherwise provided in Subsection 5.02 (b) of the Charter, the term of each Board member shall be two (2) years except that upon expiration of the term, a Board member shall continue to serve until his successor is appointed and qualified. A Board 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

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*R. M. Walford, Chairman*

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*Arthur G. Thompson, Clerk of Council*

#### **ORDINANCE NO. 190 OF 2007**

#### **AN ORDINANCE TO AMEND AND REENACT CHAPTER 42 OF THE CODE OF ORDINANCES BY REPEALING OBSOLETE PROVISIONS RELATIVE TO REGULATION OF SMOKING AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.**

WHEREAS, the City Council has enacted Article V. of Chapter 50 of the Code of Ordinances relative to the Smokefree Air Act, therefore Article XII of Chapter 42 relative to Regulation of Smoking is now obsolete and should be repealed.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Shreveport, in due, legal and regular session convened that Chapter 42 of the Code of Ordinances of the City of Shreveport is hereby amended by repealing Article XII., consisting of Sections 42-400 and 42-401.

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

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

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*R. M. Walford, Chairman*

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*Arthur G. Thompson, Clerk of Council*

**UNFINISHED BUSINESS:**

1. **Ordinance No. 131 of 2006:** Amending certain sections of Chapter 38 of the City of Shreveport Code of Ordinances relative to housing and property standards and to otherwise provide with respect thereto. *(Introduced August 22, 2006 – Tabled November 28, 2006)*
2. **Ordinance No. 204 of 2006:** An ordinance amending the 2006 Budget for the Riverfront Development Special Revenue fund and otherwise providing with respect thereto. (Disparity Study) (A/Lester) *(Introduced November 14, 2006 – Tabled December 12, 2006)*
3. **Ordinance No. 205 of 2006:** An ordinance amending the 2006 Capital Improvements Budget and otherwise providing with respect thereto. *(Introduced November 14, 2006 – Tabled December 12, 2006)*
4. **Ordinance No. 13 of 2007:** ZONING APPEAL – C-101-06: Amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, the City of Shreveport by rezoning property located on the south side of Bert Kouns Industrial Loop 1500 feet east of Ellerbe Road, Shreveport, Caddo Parish, Louisiana, from R-A, Residence Agriculture, to B-2 Neighborhood Business District, with PBG (Planned Building Group) approval, and to otherwise provide with respect thereto. (D/Wooley) *(Remanded to MPC February 13, 2007)*
5. **Resolution No. 51 of 2007:** A resolution supporting the Employee Free Choice Act, and to otherwise provide with respect thereto. *(Tabled May 8, 2007)*
6. **Ordinance No. 122 of 2006:** Amending portions of Chapter 90 of the Code of Ordinances relative to traffic and vehicles and to otherwise provide with respect thereto. (A/Lester) *(Tabled September 11, 2007)*
7. **PROPERTY STANDARDS APPEALS:**
  - HBO0700145** – 426 Woodrow, Shreveport, LA (F/Shyne) Mr. Adrian Gerard Gallion, 124 Carroll Street, Shreveport, LA 71105 (C/Long) *(postponed August 27, 2007 until February 25, 2008)*
  - HBO070081** – 1062 Dalzell Street, Shreveport, LA (B/Walford) Mr. Stanley W. Burke, III, 8848 Youree Drive, Shreveport, LA 71115 (D/Wooley) *(Postponed August 27, 2007 until October 8, 2007)(Postponed Nov 12, 2007 until Dec 26, 2007)*
  - HBO0700076:** - 1601 Martin Luther King Dr., Shreveport, LA (A/Lester) Mr. Freddie Thomas, 1525 Martin Luther King Dr., Shreveport, LA (A/Lester) *(Postponed October 22, 2007 until December 10, 2007)*
  - HBO0700132** – 2231 West College, Shreveport, LA (G/Bowman) Ms. Johnnie M. Johnson, 1518 Easy Street, Shreveport, LA 71101 (B/Walford) *(Postponed October 22, 2007 until December 10, 2007)*
  - HBO07000147** – 359 W. 75<sup>th</sup> Street, Shreveport, LA (C/Long) Ms. Marilyn Wilhite, P. O. Box 535021, Grand Prairie, TX 75050 *(Postponed October 22, 2007 until December 10, 2007)*
  - HBO0700137** – 1919 Walnut Street, Shreveport, LA (A/Lester); Ms. Ethel J. Reed, 4745 McDaniel Drive, Shreveport, LA 71109 (F/Shyne) *(Postponed October 22, 2007 until November 26, 2007)*
  - PSD0700065** - 2513 Dupont Street, Shreveport, LA (B/Walford); Mr. David Bates, 2509 Dupont Street, Shreveport, La 71103 (B/Walford) *(Postponed October 22, 2007 until December 10, 2007)*
  - PSD0700058** - 557 Egan Street, Shreveport, LA (B/Walford) David Szwak, 509 Market Street, Shreveport, LA 71101 *(Postponed October 22, 2007 until December 10, 2007)*
8. **2008 Budget Appropriation Ordinances** *(Introduced and Tabled on October 9, 2007) (To be adopted by December 15, 2007)*
  - 160 Adopting the 2008 Capital Improvements Budget, appropriating the funds authorized therein, and otherwise providing with respect thereto.
  - 161 Adopting the 2008 Budget for the Riverfront Development Special Revenue Fund, and otherwise providing with respect thereto.
  - 162 Adopting the 2008 General Fund Budget, and otherwise providing with respect thereto.
  - 163 Adopting the 2008 Budget for the Community Development Special Revenue Fund, and otherwise providing with respect thereto.
  - 164 Adopting the 2008 Budget for the Water and Sewerage Enterprise Fund, and otherwise providing with respect thereto.
  - 165 Adopting the 2008 Budget for the Airports Enterprise Fund, and otherwise providing with respect thereto.
  - 166 Adopting the 2008 Budget for the Golf Enterprise Fund, and otherwise providing with respect thereto.
  - 167 Adopting the 2008 Budget for the Information Technology Internal Service Fund, and otherwise providing with respect thereto.
  - 168 Adopting the 2008 Budget for the Metropolitan Planning Commission Special Revenue Fund, and otherwise providing with respect thereto.
  - 169 Adopting the 2008 Budget for the Fleet Services Internal Service Fund, and otherwise providing with respect thereto.
  - 170 Adopting the 2008 Budget for the Retained Risk Internal Service Fund, and otherwise providing with respect thereto.
  - 171 Adopting the 2008 Debt Service Fund Budget, appropriating the funds herein, and otherwise providing with respect thereto.
  - 172 Adopting the 2008 Budget for the Police Grants Special Revenue Fund, and otherwise providing with respect thereto.
  - 173 Adopting the 2008 Budget for the Environmental Grants Special Revenue Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
  - 174 Adopting the 2008 Budget for the Convention Center Hotel Enterprise Fund, and otherwise providing with respect thereto.
  - 175 Adopting the 2008 Budget for the Downtown Entertainment Economic Development District Special Revenue Fund, and otherwise providing with respect thereto.
  - 176 Adopting the 2008 Budget for the Downtown Parking Enterprise Fund, and otherwise providing with respect thereto.
  - 177 Adopting the 2008 Budget for the Shreveport Redevelopment Agency Special Revenue Fund, and otherwise providing with respect thereto.
  - 178 Adopting the 2008 Budget Funding Contractual Services provided to SPORTRAN by Metro Management Associates, Inc., and otherwise providing with respect thereto.

**NEW BUSINESS:**

Councilman Walford: Mr. Thompson, if I could stop you for just a minute, we had someone who filled out a request to speak that didn't get up here, so Mr. Roy King. Rev. Roy King: (3816 Virginia Avenue) I was here for the Zoning Hearing not long ago, we're opposed to this, we're here for the same reason again today. We're trying to help the community, we're trying to help prevent drugs and gangs and other violence, and we don't agree with what Raceway is wanting to do that close to our church facility. Not long ago, I want to say last year, I noticed the Broadmoor Baptist Church had the similar problem, and this facility was I'm told, more than a block and a half from their location. And because of the church, I'm told that they decided not to go through or follow through with this, that Raceway is wanting to do. The crime is high in our community. Look at last week. Same location we're talking about now. At night, it's like a Flea Market on that corner when we leave church. There is a U-Haul truck that backs in there some nights and opens up a store. It's a mass number of young people there buying Tennis shoes, and other things, and we all know especially Chief Whitehorn that our young people are armed today. And the least little misunderstanding, there is a shoot out. So, we are here to stand for the church, and to say that we are opposed to this. Thank you.

Councilman Walford: Thank you. Questions from the Council?

Councilwoman Bowman: Yes. Did you all go before the MPC in opposition? Did your church or did you go before --

Rev. King: Six weeks ago?

Councilwoman Bowman: Yes, whenever it came up?

Rev. King: Yes, we were here.

Councilwoman Bowman: Okay, and you all had the opportunity to speak then?

Rev. King: Yes.

Councilwoman Bowman: Were you all the only ones in that area that were in opposition?

Rev. King: There were others who had rent property that sent in letters. They were not here, but they sent in letters.

Councilman Walford: Alright sir, again I apologize for the oversight on the slip. It didn't get to Mr. Shyne and I, and we wanted you to have your opportunity before we heard it. So, thank you very much. Now Mr. Thompson, I apologize for the interruption.

#### **ZONING BOARD APPEAL:**

*The Clerk read the following:*

**Case No. BAC-97-07:** Property located on the SE corner Claiborne and Hearne Avenue. (B/Walford)

**Motion by Councilman Walford, seconded by Councilman Shyne to uphold the decision of the Metropolitan Planning Commission.**

Councilman Lester: Mr. Kirkland, could you join us please sir. Mr. Kirkland, thank you. I have a few questions, 1) Rev. King spoke to some opposition that his church and congregation has to the sales of alcohol at this establishment. My question is from the legal requirements, in terms of the distance from the Race Trac to his church, does his church fall within the magical zone that would automatically say that this is not something that would be allowed?

Mr. Kirkland: No, it does not, in fact that distance is 300 feet, and there is a very precise way that the measurement has to be made. There is only one person on my staff that makes that measurement, Mr. Alan Clarke, the Zoning Administrator. He's extremely experienced and accomplished in how to do that. We don't even accept the application if they don't meet that distance requirement.

Councilman Lester: Okay, and so for these purposes, this obviously is outside of the area. Well his church is outside of the area that would automatically disqualify (inaudible). Okay, my next question is the application was for an exception to do 24 hour sales. Is that correct?

Mr. Kirkland: It was for the sale of alcohol, low alcoholic -- beer and wine.

Councilman Lester: Okay. Lets go back to what we did in 2004. In 2004, we gave the right, we zoned the Race Trac for 24 hour operation.

Mr. Kirkland: Right.

Councilman Lester: So, the issue of whether or not the Race Trac can operate on a 24 hour basis is not before the Council at this time?

Mr. Kirkland: That was not the issue the Board was hearing. As you've heard the same thing today that the Board heard. And it was a concern of the neighborhood, Mr. Smith owns rental property there in the area, the Minister referenced to him and others, reference continuing problems, and part of which I think they were alluding to was that sale of alcoholic beverages didn't help their neighborhood, it hurt it. And the Board heard that loud and clear.

Councilman Lester: Okay, and so the issue that, the only issue that was before the Board was whether or not to grant them the ability to sell low content, we're talking about beer and wine?

Mr. Kirkland: Beer and wine.

Councilman Lester: Okay.

Mr. Kirkland: Let me look at the application and be sure.

Councilman Lester: Please.

Mr. Kirkland: "A convenience store with packaged wine and beer."

Councilman Lester: Okay.

Mr. Kirkland: And they did not ask for -- well 24 hours was approved the other time, they didn't ask for that this time.

Councilman Lester: So, go back to that. You said they asked for 24 hours?

Mr. Kirkland: The first time, they were approved for that, but they did not ask for that this time. B3 allows them to operate until midnight.

Councilman Lester: Right. So, if we overturn the decision of the Zoning Board, they would only be allowed to sell alcohol until midnight?

Mr. Kirkland: It'd be wine and beer until midnight. 7:00 a.m. till 12:00 midnight.

Councilman Lester: Okay, alright. That answers that question. When the business cease to operate, I know normally when businesses cease to operate, that triggers a number of things in our ordinances relative to having to come back before and start all the way over. What if anything, was the affect of the zoning that they have with closing down?

Mr. Kirkland: They lost the right as was acknowledged by their attorney. There are provisions that a business if they know they're going to close, they can file a letter with our office. And they can preserve the right to reopen within a year. That's frankly that's their responsibility to do that and to protect their rights. Anybody in this city frankly that doesn't know that alcohol is a very sensitive issue, has been asleep at the switch. And when you come to this city, you better know that we're going to take it seriously thanks to that man sitting right there, some of these laws were changed many years ago to a very aggressive stance. And we tell people up front, you better protect this right if you want to keep it.

Councilman Lester: Thank you Mr. Kirkland, that answers that set of questions. Mr. Downer, please?

Mr. Downer: I'm sure it was just an oversight by Mr. Kirkland, but I was going to show him in the application -- it has 24 hours of operation. I knew it was an oversight.

Councilman Lester: Okay so lets get that clear, cause I'm squinting and the City Attorney is squinting too. Does -- are we saying Mr. Kirkland, come back up for a minute. Are we now saying that the application was for 24 hour operation and 24 hour package sales, or are we saying that the application was for 24 hours operation, but only sales of alcohol for --

Mr. Kirkland: (Inaudible) because Mr. Lester, our ABO law, Chapter 10 control the actual hours that you can sell. And I believe those have to cease. I believe at 2:00 a.m., but the operating hours apparently -- I don't know that we advertised that, because I don't see it on our fact sheet. I'll have to check that.

Mr. Downer: And we certainly weren't asking for any sort of alcohol sales in excess of the legal limits. The 2:00 was all we were asking for.

Mr. Kirkland: Yeah, they'd have to cease operating -- the sales of alcohol. They can stay open if they got the 24 hour approval, but that wasn't clearly before the Board. I'm not disputing this (inaudible).

Councilman Lester: Alright that makes everything as muddy as water. Yes, I had a question for you. Mr. Downer, the grits and gravy of this issue is this. Certainly we are not opposed to businesses being able to do commerce, and certainly there are provisions under the law that provide and allow for businesses to sell alcohol. I mean this is not 1920, and we're not talking about prohibition. Understanding that, we are still particularly sensitive to the impact of alcohol sales in neighborhood. And I can say at least for my district, I have been in a situation where, and every time this comes up it's a broken record, but I'm going to stay on that until I try to come up with something to fix it. I have a particular block, the 600 block of Pierre Ave, where I have two liquor stores across the street from each other, right next door to a church, and next door to a YWCA. And so, probably more so than anybody else, I am extremely sensitive when we have community folks that come before this Council and say, we would prefer not to allow the sale of alcohol. Now having said this, my question to you and maybe to your client if he wants to come up, whether the applicant or the people that are involved in the LLC, because I saw some other people in there, the concern that Rev. King has expressed, and I think some of the citizens have expressed is how are you going to keep that operation safe? Particularly given the fact that in the last two weeks, there have been incidents there. Many of the instances that they have complained of six weeks ago in terms of the traffic, and in terms of the activity, shooting and whatever. It's almost as Rev. King and some of the people that were in opposition were prophetic because before they said those things could happen or were possibly happening, they have happened, so how can you help us and how can you ensure Rev. King and the people in the neighborhood, that you're going to police your place of business, such that those problems won't spill out in the neighborhood?

Mr. Downer: Let me address it and if he has something, then he can add to it. But 1) I mean, we'll certainly do everything we can as a business operator in our area to police the laws, the rules, the regulations. No drinking on premises, it's package sales, you can't stay on premises and drink. There's no open containers allowed on the premises. I heard a story about backing up a U-Haul and selling tennis shoes. That's strictly prohibited. And these, this group has the checks in place that I described for you earlier. They do weekly checks by an independent inspector, and if they find something like that, then this company takes strict action. That's expressly forbidden. You have the District Manager that runs monthly checks, and they do written reports, so I think they're doing the checks that they can do. The shootings that you've heard referenced to, I saw it on the news, you saw it on the news, that could have happened at WalMart, it could have happened across the street at Texaco, it had absolutely nothing to do with liquor sales, liquor is not even being sold at the facility at this particular time.

Councilman Lester: But I think you could understand that the residents concerns that you had two shootings at the same place, but then I believe a small attenuated period of time, and this was before the alcohol sales. And excuse the pun, I mean if you've got a bad situation, I mean was this a statistical anomaly, or was this indicative of something that's there, that's happening, that needs to be dealt with. And do you add fuel to that fire by introducing the issue of alcohol sales. I think there's a perfectly legitimate concern that the residents have, and I guess that's what I'm asking from you.

Mr. Downer: I guess the best way to try to answer this is our city has some crime problems, some of them are exaggerated as we've heard about today, some of them are actual. We have shootings in parks, we have drug deals in parks, the city does what it can to stop those. Certainly if we see, or if this facility sees any sort of criminal activity, and they have cameras that monitor, I mean I went out to the facility and looked. There's cameras that monitor, they're going to call the police. They're going to do what any citizen would do, when they see a crime taking place. They're going to call the police, because that's all any of us can do. They idea that packaged liquor is somehow involved with the shootings, I mean anytime people come together, it's a gas station. These things happen in the parking lot, not inside the store. They happen quickly, and the people drove up, shot and drove away. I mean did that occur at the facility? No, that occurred somewhere else, and it took place at the facility. The dispute obviously took place somewhere else. Because someone drove up, did the shooting and then drove off. There's only so much that any business owner, any city official, anyone that runs a park, a public street, there's only so much you can do for those types of random crimes. What we can insure is that we operate in full compliance with the law. Now I understand Pastor believes that liquor is bad for people, and it probably is. But it is in our society, if this facility has liquor, or doesn't have liquor, there is still liquor in the community. Directly across the street, that operation runs exactly as this operation is asking to be allowed to do. This operation is next to Interstate 20. It is a major thoroughfare. Hearne Avenue is a major thoroughfare. This is a good location. The fact that there is a church, the church is not located in close enough proximity to be an impediment. If it was, we wouldn't be here talking to you today. What we're asking to do is be allowed to operate legally like other business establishment in the community are being allowed to operate. And would every pastor in this city prefer that there be no liquor sales? You betcha. Well I think they would. But that's just not the way we live. And so, what we're asking for is legal, it's legitimate, I think that these people standing here today telling you we are committed to do everything in our power to make sure that this operation runs in a

legitimate fashion, in a clean fashion, in a fashion so that we don't impact the community anymore than we have to, but how can we control once someone buys something and leaves our facility, they are then out of our control, just as they are at any other Brookshires, Kroger, WalMart -- I mean, once they leave your facility, you just don't have the control. Do we wish the shooting hadn't occurred in our parking lot? Sure we do. Is that (inaudible) for the manager? It's not. But I don't think you can attribute those type crimes to the sale of package liquor.

Councilman Lester: My next question is -- I think you made a statement relative to the sale of alcohol being necessary element for the continued operation of this business?

Mr. Downer: To be competitive. And I believe that is with the other facilities being able to sale packaged liquor, gives them a competitive advantage to where you can stop at one of two places. You're going to stop at one, then they lose not only the gas sales, they lose the revenues from inside the store, as the manager expressed to you earlier, it has been a struggle for their facility without the sales of packaged liquor. Their sales have dropped off. And I was candid when I said it before, but it is very doubtful that this facility will be able to remain competitive and stay in business without liquor sales as long as the other businesses around them are allowed to sell liquor.

Councilman Lester: Are there any other Race Tracs that are licensed in the city that don't sell alcohol.

Mr. Branning: To my knowledge, every Raceway inside the City (inaudible). We have the safeguards, we have check sheets and balances to make sure the operator maintains every local law. If they get caught, breaking a law and are convicted, they loose their operation. We want to be a part of the community, but we have to be convenient, which means we have to be a one stop shop. And we have to give the consumer what they want. And if that be packaged -- I'm against cigarettes, but I had both parents die of lung cancer, but it's still a necessary evil of a convenience store business. So is candy. It's a necessary evil of the convenience store business, and all we're asking is the right to be able to compete in the market place.

Ms. Williams: Excuse me Mr. Lester, on nights that I've worked, which are Wednesdays and Sundays, (inaudible). Understand that I make sure they understand. Most of them know me because I teach. And I let them know, you cannot block my pumps, you cannot park here, this is a fueling station. I walk the parking lot and I don't have problems interacting with them letting them know. I'm with a cell phone, I'm with the phone, most of the officers in the area, I know because I make it my business to get out there and let them know, I need my job. I need you all to move. That officer comes and they assist me. It's all (inaudible). Whatever it takes, they're there for me. I make sure that they know who I am, I make sure that they know our cashiers. Because we are in business to make money. Alcohol just happens to be a part of that area were we need to make money. Our insides sales have dropped, and it's because we're not that one stop shop at this point and time. We had just received our license before the store closed down. And it was unfortunate for two and a half months, the store was closed down. We're struggling now (inaudible). Yes our gas is cheaper, but when they are looking for what they are looking for which is the alcohol, the chips and everything, we just don't have it, and we need the alcohol to (inaudible) and maintain our store.

Councilman Shyne: I will have to say that you have a very competent manager. And you're fortunate to have somebody like Ms. Williams who works for your. Generally, I'm against alcohol being sold in neighborhoods. But I can understand your location. I can also understand that it puts you to a disadvantage if the other stores around you are selling alcohol and you're not able to sell alcohol, then you're at a competitive disadvantage. I basically don't want to do that to you, because you're in business to make money. I'm kinda caught between a rock and a hard place and I guess I'll have to go with the hard place and I'll probably vote YES. But I still don't like to see alcohol sold that close to a residential neighborhood, and I hope you understand how I'm about to say this, especially in neighborhoods where alcohol has a tendency to create violence. And I know that you all probably sell I know probably 80% of your sales or maybe 90% of your sales are to people who are going to get it there, and go somewhere else and drink it. But you may have 5 or 10% that's in walking distance. So, I guess I'm going to probably vote YES, because looking at it another way, it's not fair for other businesses in that area to be able to sell alcohol, and you're not able to sell it. But I still don't like alcohol being sold that close to residential neighborhoods.

Councilman Walford: Mr. Kirkland, if I could ask you to come up if you please sir. Thank y'all very much. Lets talk about the 24 hour operation.

Mr. Kirkland: You're going to have to ask Ms. Scott about that one.

Councilman Walford: She's next, I was going to ask you, my biggest question for you is did they lose the 24 hour that had been granted by closing?

Mr. Kirkland: That's debatable. They may not have lost it because once an hours variance is granted, it goes with the property.

Councilman Walford: Okay, here comes Terri to help you.

Ms. Scott: With regards to the operation of the convenience store, my understanding is that's what ZBA previously gave them 24 hours for. They did not lose that. The only thing that came before ZBA with this last application, was the special exception approval that would permit them to sell alcohol, but they lost and they didn't make the request to MPC or send notice to MPC that they were going to discontinue.

Councilman Walford: Okay, thank you Terri.

Ms. Scott: Did that answer your question?

Councilman Walford: I think so. I got some more for Charles. Lets talk about the procedure you used. This is not for my benefit, I've been there. I spent almost seven years there, I know how it works. I would appreciate it if you, for the benefit of other Council Members, and the public, the members go on tour.

Mr. Kirkland: Yes.

Councilman Walford: Visit the site, and then they come back and they hear the various folks, they discuss it. This was a 6-0 vote unanimously denied. Right?

Mr. Kirkland: Right. And if I may Mr. Chairman, you remember that Board that I would say is a very open minded board, they tend to vote for more than they vote against. And so I was surprised that they, personally, the vote 6-0 to deny, but they listened to the neighborhood. They listened to the people who came and spoke to them. They read the letter. They're also aware that there are changes that our community is hopefully, about to go through now and in the near future. A better city, where some of the problems we have, we're going to start taking the opportunity, I'll call it, to try to deal with those matters. It's no longer just business as usual. And I think that we're on that upward curve toward a brighter tomorrow, and some of these uses that we have been, I'll say somewhat liberal, and you're hearing my personal opinion, I think we're going to see a tougher trend. Again, based on your leadership at the Council, the Mayor's leadership and others who are saying we not only want, but we demand a better city, and we're going to deal with anything that appears to

contribute to the down side. (Inaudible) it is no longer a problem. I think the Zoning Board and the MPC are hearing the message. They haven't been failing to hear, and watch what you do, and what our Mayor does, and what our Parish does, and frankly, I think we're headed for some good times. Now for whatever that tells you.

Councilman Walford: The point I was trying to make and you're making is that these decisions are not made haphazardly or without pretty thorough information.

Mr. Kirkland: No sir, it's a tough thing.

Councilman Walford: It's a site visit, they see the site as I recall from my days on that bumpy van, we typically went not just to the site, but around the blocks, the adjoining area, the proximity to the --

Mr. Kirkland: The houses, the churches, the businesses.

Councilman Walford: We had the site plan, letters of opposition and support, and so on right there to get a feel for what it was.

Mr. Kirkland: And it doesn't take, as you know, it doesn't take any opposition. The Board's vote, consider their responsibilities to be weighty enough, that even if there is no opposition, they're going to vote it up or down on what they think is best for our city, and again, you're the folks who make the final call unless it goes to a court. But usually the courts are going to uphold your decision. So, you're the final arbiters if it will be -- but these citizens on these Boards do a good job, and I appreciate Councilman Walford for making that point. They work hard at these decisions whether you agree with them or not.

Councilman Walford: It's a really high paying position isn't it Charles? Don't they get a free lunch?

Mr. Kirkland: Oh, absolutely. That's it.

Councilman Walford: And a bus ride.

Mr. Kirkland: And a bus ride, bumpy sometimes.

Councilman Walford: Very bumpy. I'm going to go to Ms. Bowman in just a minute, but I as Councilman Lester knows, over the last five years, it's very, very seldom that I will vote against the decision that's been made by one of the two Boards, and in this case, I will not overturn a unanimous decision of the Zoning Board of Appeals. I am going to vote to uphold the ZBA. Charles, you have something?

Mr. Kirkland: Ms. Scott was just making an observation to clarify that the (inaudible) is only for the alcohol exception use.

Councilman Walford: And that's what the application appears to say.

Mr. Kirkland: Ms. Scott is giving us the right answer on the operating hours, they're still there.

Councilman Walford: Okay, alright. Well with that, I am going to vote to uphold the Zoning Board of Appeals, and ask my fellow Council Members to support that. Ms. Bowman?

Councilwoman Bowman: Yes, I do have a question. Terri or Charles, the question is when they were originally operating before the shut down, they had liquor license then right? Were they approved for that?

Ms. Scott: Yes ma'am.

Mr. Kirkland: They were approved for that, that's correct.

Councilwoman Bowman: And then they shut down. They notified you that they were not operating?

Mr. Kirkland: We knew that they were not, but because a number of the Race Tracs around the city, you may recall, a number of them had (inaudible), and they shut down for --. We had to assume for some internal corporate reasons. And so, we were somewhat attentive to those, and we saw the tape and other things, and we knew they were shut down. We did not get a letter.

Councilwoman Bowman: Okay, but my question is this. If that same Board approved them for alcohol the first time, and then they shut down, then the same Board denied them this time? I mean, in a nutshell, that's basically what happened.

Ms. Scott: Yes Ma'am, it's my understanding the application was denied.

Councilwoman Bowman: Okay, but originally, do you have anything that shows what their vote was then, when they allowed them to do it.

Mr. Kirkland: We have the records on that. I'm reasonably sure they were probably unanimous. Mr. Downer I think, has got it.

Councilwoman Bowman: A unanimous approval then right? Originally.

Mr. Downer: Yes Ma'am.

Councilwoman Bowman: Now all at once, its unanimous denial?

Mr. Downer: Yes Ma'am. And I do have the notes from the 2004 hearing if you'd like to have them. I have one for all the Council Members, I just didn't know if y'all needed them. But they were already in a packet that you'd received.

Councilwoman Bowman: Well, it's just ironic to me that this Board saw fit to give them a license when they first opened, and it was unanimous. Then all of a sudden, this time they decided not to do it.

Mr. Downer: And when you say the same Board, it's the ZBA, I would doubt it's the same members.

Mr. Kirkland: Yeah, we had a -- I think a member or two different. Ms. Bowman, these are citizens just like you. They are -- you were not on the City Council when that first vote was taken. They are paying attention to what goes on in this City from what I hear them say, and on any given day, if you represent a certain case, particularly as sensitive as alcohol sales are to that Board, depending on what they hear, they very well could vote differently. Because they view each case at the time it is heard by them. It's not a 'well we did it before, so we're going to rubber stamp it again.' In fact it probably took more courage for them to say NO this time, knowing that a prior approval had been given. More are they listening to the neighborhood, it wasn't just flippant, I assure you, --

Councilwoman Bowman: And don't forget Charles, it's not my first time on the rodeo.

Mr. Kirkland: I know, I know.

Councilwoman Bowman: Just don't want you to forget that.

Mr. Kirkland: (Inaudible) is the one that at the time, it was dealt with, there was a different attitude, and I can't go any further than that, about liquor sales in this community in general.

Councilwoman Bowman: Exactly because I've come to you and your Board, in reference to certain areas within the district that I live, and I know for a fact that there are some cases that's going to be coming up, real soon in my area that I'm opposed to because it's directly across the street from a day care center. And when there are instances like that, then again, when there's not a rhyme or reason to certain things, I have to question it. And that was the reason I questioned that. I didn't see the rationale behind it.

Mr. Kirkland: I think it's general attitude, leadership changes in our city, as I said earlier, and I'm glad our Boards are listening to the neighbors, and I hope they continue to listen to them, and I hope that we continue to be more concern about uses that might be a detriment to some of our neighborhoods.

Councilwoman Bowman: And I'll be quite honest with you, they didn't listen to my citizens the other night, but that's okay.

Mr. Kirkland: Well, different voters, different Board. It still comes to you.

Councilman Webb: Thank you Mr. Chairman. Mr. Kirkland, I agree with what you're saying. I know times are changing, circumstances are changing, people are being more adamant about being involved in these public hearings. The other two places of businesses that are opposite from this place of business, if they were to change hands, ownership, they have to reapply for alcohol sales again?

Mr. Kirkland: The right goes with the property. If they cease operating, i.e., selling alcohol, then they could lose the right, or if they change operators, they have to go through the police to get a license, but it doesn't nullify their zoning.

Councilman Webb: I was curious about that. I was thinking that when they changed ownership they had to -- the new owner had to reapply. It might not necessarily --

Mr. Kirkland: Same circumstances, they'd have to come back in front of the Board and be voted on again.

Councilman Walford: Charles before you sit down, I want to make one point that I think you can help me with. Just like if we have an issue come to the Council more than once, when things have come, and I'm thinking of Kings Hwy, we had some bars over there.

Mr. Kirkland: And we're about to see them again.

Councilman Walford: Yes sir, I know. Believe me I know. But when they come back, there's been a change in circumstance, there's been some experience and the Board hears many times, different information. I'm saying that for Ms. Bowman's information. You hear me?

Councilwoman Bowman: No, I didn't, would you repeat that sir?

Councilman Walford: A lot of times when things come back to the Board after a period of time, there is experience in what's happened, there's more neighborhood involvement, they're different circumstances than when it was presented the first time. And I know that was the case this time. You had some other opposition. You don't always hear the same information three years later is the point that I'm trying to make. Just the same as it is here at the Council.

Mr. Kirkland: And the changes, our city, as you know, and most of you've been around, and followed our city for a long time, has never used some of the power it has to expropriate or buy out businesses that are problems. Alcohol has always been a potential source of real problems, and we know it. You know it better than I do, from your running for election, and having to deal with that. But I guess what I'm trying to say is that as the Director of the MPC, and Advisor to the ZBA, you're going to hear me say more often than not is if you have an opportunity to get rid of a potential problem, take that advantage. Now it's up to them to vote, they know better than I. They have to cast the votes. But the bottom line is our city is usually better because they are fewer outlets of alcohol sales than more.

Councilman Walford: Okay, so the motion is to uphold the decision of the Zoning Board of Appeals which was to deny the application.

Councilman Lester: Mr. Chairman, could I have one last -- ?

Councilman Walford: Absolutely.

Councilman Lester: Thank you. Mr. Chairman, I don't generally take as long to process decisions when I'm sitting here, because I'm pretty well -- I listen, and you process the information, and you kinda filter it through the lens, and you look at what your core beliefs are, and you deal with it. Right or wrong, you make a decision, you live with it, and the only thing that can happen is that people can be upset with you. They can say something bad about you in our local daily, but I mean at the end of the day, as long as you can look yourself in the mirror, you know you've done the right thing. And sometimes, it's hard to explain that to constituents, and when you deal with these issues, these are the most sensitive issues that we have when you're talking about zoning. Because the law says something, and the law is permissive, and it gives us a tremendous amount of discretion to deal with things. And so when you exercise that discretion, you have to be very circumspect, because at one position, you want to say, these are the criteria that I use when I make these decisions, so that I can be consistent with my decisions making process the whole way through, because you know that there is going to be another decision that's coming around the corner. But at the same time, you also still have understand that even within the confines of that, each decision that you make has a certain different twist and must stand on it's own. And so, you know a lot of these decisions are very new ones, and many times, people will say and I have said, we will, given one set of facts, we will go to the left. And then what appeared to be the exact same set of facts, we'll go to the right. And sometimes we've done that in the same meeting. At 5:00, we go to the left. At 6:00, we go to the right. And so, you kinda want to try to not do that all of the time, particularly when you have similar situations and circumstances. And the other thing you have to understand and be sensitive to is that 1) from a business standpoint, it's economics. It's about the profit, the bottom line, the people working, what have you. And the other side of the coin, you have to balance that against the public's right, and the public's interest, and their issues. One of the things, and I've said this, I'm particularly sensitive to this because my community, and my district in particular has been the poster child for 'lets just throw up whatever we want to throw up.' Because if you ride around my district, and I would suspect Councilwoman Bowman's district, I would dare say we have the highest concentration of alcohol establishments per capita, per corner. We also have the highest number of churches per capita, per corner. And irrespective of the fact that the law says you can't have both, many times, you have both right across the street, and so you have to deal with all of that. Having said all of that, in 2004, I was on this Council, and I heard this information, and I voted to allow this to happen. One of the things that I was concerned about was the fencing situation, the hours of operation, and I expressed that, and as I appreciate it, the operator made the changes that were necessary to comply with those concerns. In fact, if I can recall, we might have even postponed this on more than one occasion. And I don't know if we sent it back, but we put certain stipulations, because what we finally voted on was different from what originally came before us, i.e., the wall, and things of that nature. So having said that, I have to ask myself what is different now, than what was different before? And I can't see that there is anything different now, than what was different before. Now, do I like the fact that there were some incidents at the establishment? No. Am I sensitive to what Pastor King said about the people and the traffic, and yes, they do have the U-Haul, cause the last time I was at (Inaudible) office, I went and looked at some --, but they didn't have any Size 13s. Mr. Mayor, I saw some purple and gold shoes, and they got me, but they didn't have Size 13, so I didn't buy 'em. So I do know that you are correct in terms of the whole U-Haul situation. I can attest to that fact myself. And I think that that's something that needs to be addressed. But having said all that, the facts are the church is not within the magic zone. We haven't changed the law as it relates to the zone. And as I can recall, we had a

tremendous amount of conversation about exactly how that was measured, so much so, that the legislature went back and attempted to change the law statewide on how things are measured based upon a case that happened in this very Council. Having said all of that, I don't see how, and understanding that the Zoning Board is affected by the things that the things the Zoning Board is affected by, I don't see how I can sit here, and vote not to give them the alcohol license, when the same facts that were presented to me back in 2004, are the same scenarios that are here before. If in fact, and let me be honest, I have wrestled with this, and I'm not just -- I mean I'm just throwing out platitudes, I have gone back and forth on this a lot. And certainly, the fact that you have had some incidents of shootings and that nature at the establishment, let me speak to the owners, that is not a good situation. And true, when you open, things happen, and there are certain things that you can't control, but for the same thing to happen twice at the same establishment within a short attenuated period of time, I don't think that's a complete statistical anomaly. Something must be different. Maybe the people that frequent there, maybe it's a scenario of people feeling comfortable, I don't know what it is, but that's something that you as ownership, you need to deal with, because Rev. King and the people that live there are absolutely right. For you, it's an economic exercise. But them, it's their lives. And your bottom line in my mind, and I have never put the bottom line over public safety in terms of bullets and things of that nature, and to be quite honest with you, but for those negative incidents, I wouldn't have had to wrestle, because that would have been nothing that gives me any cause to say that anything bad has happened. But the fact that something bad has happened, puts me in a situation where I have to doubt myself, in terms of the way we need to vote. So, I'm going to vote to overturn the ZBA, because I don't think that given where we are, there was a difference in the facts relative to this application. Do I think in global that we need to look at these closer? Yes. Do I think that we are looking at these things closer? Absolutely. But given the fact that we have to be consistent with what we're dealing with, I can't make a judgement based upon something in District B, and then turn around and do something different in District A, and then turn around and do something different in District D. Because my district has been on the low end of the totem pole, and has been the dumping ground for a whole lot of things because people did something different. So, I cannot use the tools of the oppressor when I'm in the position to do otherwise. So, it was tough, but I'm voting to overturn the ZBA.

Councilman Shyne: Well said. I call for the vote.

Councilman Walford: Any other discussion? You want to vote on that, or want to just go ahead since there's no more discussion (inaudible).

Councilman Webb: Mr. Chairman, who seconded the motion?

Councilman Shyne: I did.

Councilman Webb: Okay.

Councilman Walford: So, a Yes vote upholds. A No vote overturns. So, please vote.

Councilman Webb: A Yes vote -- what?

Councilman Walford: Upholds the decision of the ZBA.

Mr. Thompson: And denies the application.

Councilwoman Bowman: I'm going to do it like this.

**Motion denied by the following vote: Nays: Councilmen Lester, Shyne, and Bowman. 3. Ayes: Councilmen Walford, Wooley, and Webb. 3. Absent: Councilman Long. 1.**

**Motion by Councilman Lester, seconded by Councilman Shyne to postpone for two weeks. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, Webb and Bowman. 6. Nays: None. Absent: Councilman Long. 1.**

#### **PROPERTY STANDARDS APPEALS:**

**HBO07139** 440 E. 72<sup>nd</sup> Street, Shreveport, LA (C/Long); Mrs. Jo D. McGraw, 9958 Minock Street, Detroit MI 48228-1344 (*Postponed Nov 12, 2007 until Nov 27, 2007*)

**PSD0700313** 1011 Caddo Street, Shreveport, LA (B/Walford); Mr. Bennie Mims, 2810 Fifth Avenue, Shreveport, LA (A/Lester) (*Removed from the Agenda Nov 12, 2007*)

#### **REPORTS FROM OFFICERS, BOARDS, AND COMMITTEES:**

Councilman Walford: Any reports?

Councilwoman Bowman: Yeah. On the 20<sup>th</sup>, the Public Safety Committee will meet. I'm not sure of the location. Originally, it was going to be in our Conference Room, but then Councilman Walford mentioned.

Councilman Walford: Shelly? Is she here?

Mr. Dark: I believe she left.

Councilman Walford: Can we have Sharon get the word out on the location? I suggested that perhaps we use the Conference Room at Riverfront where the Riverfront meetings had been held, since that was going to be the gist of the --

Councilwoman Bowman: And it was more room. There she is.

Councilman Walford: So Shelly, Ms. Bowman is calling a meeting of the Public Safety Committee to discuss the Riverfront area. Would it be possible to use the Conference Room for Riverfront?

Ms. Ragle-Stone: I put it on the schedule for the 20<sup>th</sup>. Is that correct? At 2:00?

Councilwoman Bowman: Right. Thank you.

Councilman Walford: How can we stay ahead of her?

Councilwoman Bowman: Thank you, I appreciate that. Yeah at 2:00.

Councilman Walford: Thank you Radar. With that we move to Clerks Report. Mr. Thompson?

#### **CLERK'S REPORT:**

Mr. Thompson: Mr. Shyne says we can't have a report, so we have none.

Councilman Walford: What can I say? With that we move to Communications and Miscellaneous matters.

#### **THE COMMITTEE RISES AND REPORTS: (Reconvenes Regular Council Meeting)**

Councilman Walford: Mr. Mayor, I believe you had asked for a moment.

Mayor Glover: Thank you Mr. Chairman and members of the Council. I wanted to take a moment to do two things before, well actually three things before we wrap up this Council Meeting officially. I want to extend an expression of appreciation and congratulations to Chris Giordano, and all of the folks involved with the Louisiana State Fair. We just wrapped it up on this past Sunday night, and as I understand it, we either set or came very close to setting another attendance record. And I want to commend Chris and all of the folks there along with all the men and women of the Shreveport Police Department as well as all the folks who support the fair. The children, who exhibit their livestock, the men and women who bring in their various exhibits for putting on a very outstanding effort this year. And it is without question a great, great part of the quality of life of Shreveport and Northwest Louisiana and I'm glad to see that we managed to have not only a successful State Fair, but a safe one as well.

Councilwoman Bowman: In District G.

Mayor Glover: In the City of Shreveport.

Councilman Walford: Very possessive group up here. If it's good, they all want to claim it.

Mayor Glover: I want to also take a moment to commend Chief Whitehorn, and the men and women of the Shreveport Police Department for quickly acting on one of the ideas that came out of the area wide meeting we had of the various law enforcement agencies across Shreveport and Northwest Louisiana, as you all may remember, it was several weeks ago, that I convened a meeting along with the Chief and folks of every level of law enforcement that you can imagine, and one of the suggestions that was made, and in fact it was made by a gentleman who was referenced here just a few minutes ago, but who has not been reassigned to Washington, D. C. that being former area Special Agent Mike Kinder of the FBI, that we establish and intelligence gathering on a monthly basis from the various levels of law enforcement around Shreveport, Bossier and Northwest Louisiana as we all know, just as Council Members can be parochial and possessive of their own particular districts and area, that's also a tendency within law enforcement. Various agencies tend to be rather isolated sometimes about the information that they have, or the suspects they may be pursuing or the cases that they may be developing. Often times not realizing that there are other levels of law enforcement who may have had some interaction with those same individuals, but for some other reason. And by managing to compare notes, and to talk about ways of collaborating on an ongoing and regular basis, we might put ourselves in a position to be even effective in terms of addressing our crime problems. And so I'm very proud to announce that just this past week, that that intelligence meeting was held for the very first time, and that there were attendees from the Louisiana State Police, The Bossier Police Department, the Bossier Marshals office rather, the U.S. Marshals Office, the Drug Enforcement Administration Task Force, the FBI Task Force, the Caddo Parish Sheriff's Office, the Shreveport Detectives Office, the OSI, the ATF, the Louisiana Probation and Parole Office and several others. And so these individuals will continue to meet, and I was told that the meeting itself was quite productive, that there was a very impressive degree of cooperation shown, and we look forward to seeing even more in the months and years to come. The very last thing Council Members, I'd like to leave you with is something I referenced on yesterday. But also something that I believe is without question worthy of being a part of our regular Council Proceedings here today, and also thusly placed within our permanent records for generations yet to come. And that is the acknowledgement of the passing of Dr. Joseph Sarpy. Dr. Sarpy was a long time community activist, Civil Rights advocate, a philanthropist, a leader, an entrepreneur, someone who cared deeply about Shreveport, Bossier, Northwest Louisiana, men and women, boys and girls. He was married to a lovely woman, and is survived by Mrs. Maxine Sarpy, who I also mentioned on yesterday was the first woman, Councilwoman Bowman, ever elected or ever selected rather. She was appointed to fill an unexpired term on this City Council, and did so with great distinction. But I am, and I believe all of the City is saddened, by the passing of Dr. Joseph Sarpy. He will be missed, he was certainly loved, and he has left without question an outstanding legacy. So, we look forward to sharing with the family in honor his life and would ask at this point and time Mr. Chairman, if you would ask for an official moment of silence from this Council in recognition in honor of the passing of Dr. Joseph Sarpy.

Councilman Walford: I would ask if we could have that moment of silence. And Mr. Mayor, you gave a very eloquent description of him, but I have to throw one thing in, he was just a really neat individual.

Mayor Glover: Yes he was.

Councilman Walford: And I have to say, he was an individual, but I would ask for a moment of silence in remembering Dr. Sarpy.

Councilwoman Bowman: I have one comment for you Mr. Mayor about what you were just saying. Being territorial, being possessive of our -- Dr. Sarpy's practice was located in District G, he is a resident, he and his wife of District G, and I've had the opportunity to work with him many years ago in the medical profession. That's where I had my first opportunity of really getting to know him. And not only am I saddened, but the community as a whole is truly saddened, and our condolences go out to his family. Thank you.

Councilman Walford: We are adjourned.

**ADJOURNMENT:** There being no further business to come before the Council, the meeting adjourned at approximately 6:48 p.m.

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*R. M. Walford, Chairman*

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*Arthur G. Thompson, Clerk of Council*