

**COUNCIL PROCEEDINGS OF THE CITY OF SHREVEPORT, LOUISIANA
MAY 28, 2002**

The regular meeting of the City Council of the City of Shreveport, State of Louisiana, was called to order by Chairman John David Stewart, at 3:08 pm., Tuesday, May 28, 2002, in the Government Chambers in Government Plaza (505 Travis Street).

Invocation was given by Councilman Carmody.

On Roll Call, the following members were Present: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Absent: None.

Motion by Councilman Huckaby, seconded by Councilman Carmody for approval of the Summary Minutes of the Administrative Conference of May 13, 2002, the Minutes of the Regular Meeting of May 14, 2002 and the Special Meeting of May 14, 2002. Motion approved by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

Awards, Recognitions of Distinguished Guests, and Communications of the Mayor Which Are Required By Law. Councilman Shyne: I think at our last Council meeting, we had a heated debate and discussion which is, what democracy is all about. I read in the papers about where it is such a black eye and where it is going to tear this City apart and where we don't love one another and we hate one another and don't know how to get along and I would just like for it to be known that, I don't know how people feel out in the audience, but I know for Council members up here, we all love one another. I think we all live our lives by Christian principles.

I was watching C-Span, I believe, Sunday and they were showing the House of Lords, over in England and that is where we kind of patterned our government after. And, Charles, you talking about some fun, but they had some fun. I mean, they had it really going on. I mean, they had to hold some of the members to keep them from getting in action. We have a little heated here and the world is coming to an end or all of a sudden the community is going to run off into the Red River.

I would like assure all of those people who think that the City got a black eye from it, that it didn't, that's a part of the political process. We should be able to disagree with one another, and not necessarily be disagreeable. We should be able to disagree with one another and continue to love one another and to continue for this City to grow. We live in one of the best cities in the world. We have a lot going for us and it is going to continue to be like that; so for those persons who think that Shreveport is going to come to a bad ending, it is not because we are going to all continue to get along and we are going to all continue to love one another. I am not going to say that we are going to all agree on everything, and those persons who write the paper, don't understand; they are not up here. Being in a leadership position, a lot of times, is a very lonely position to be in and you can't make decisions all the time based on public opinion. You can't lead, having to decide on what somebody is going to think about you. If that is what you have in mind then, you don't need to be a leader. Mr. Chairman, I love you; thank you very much.

Public Hearing: None.

Confirmations and/or Appointments: None.

Public Comments: *Dan Atchley* (6106 Gaylyn Drive, Shreveport, Louisiana): I am in favor of this project and representing the developer, Race Track Petroleum. I'll be glad to answer any questions you might have.

Councilman Stewart: Would you generally described for the members of the Council, the project itself. Mr. Atchley: It is basically a one-lot subdivision because the new improvements would be built across the existing lot lines. It also closes and abandons a portion of an existing alley. It dedicates a drainage easement to the City of Shreveport. It will dedicate a utility easement for other utilities and it will dedicate a servitude of access.

Councilman Stewart: For the members in the audience, this is specifically Item 74, Closing and abandoning a portion of a 22-foot alley, Cedar Grove Add'n, Unit 3 Subdivision, in Mr. Carmody's district.

Councilman Carmody: Just to dovetail on Mr. Atchley this is actually the intersection of 70th Street and Southern Avenue if I remember correctly? Mr. Atchley: The southeast corner.

Councilman Burrell: What project is this, Mr. Carmody? Councilman Carmody: This is Race Track Petroleum. They are going to build a service station, as I appreciate. Councilman Burrell: Oh, a service station, okay.

Councilman Serio: That's the property that abuts next to the Upholstery Shop? Councilman Carmody: Mr. Serio, I think it is on the south side of 70th Street. Councilman Serio: On the southeast corner? Councilman Carmody: The southeast corner. Councilman Serio: I think it abuts right next to the Upholstery Shop. Councilman Carmody: I believe that that is right.

The Chairman recognized the request of Larry Williams (Senate Bill No. 72), Nettie Brown, and Kirk Rice (not in attendance). Councilman Stewart: Mr. Thompson, are we in a position to consider this at this time, given the nature of this topic: Personnel Board Classification Service, Senate Bill No. 72 or is that appropriate at a later part of the . . .? Mr. Thompson: Well, we would hear it now because you can act on the Resolution concerning this bill, at this meeting.

Councilman Carmody: During our Work Session, I believe that Mr. Williams, along with 2 other members of the City's classified employees, had approached us and asked to wait until today to speak so I am not sure, where they are?

Councilman Stewart: If there is anybody that know how they might reach Mr. Williams, that has an interest in this matter, I would appreciate it if you would make an effort to. Ms. Tomasek: None of the three are coming today. They'd called earlier. Councilman Stewart: For the record, Ms. Debra Tomasek indicates that none of the representatives, including Mr. Williams, will be here today. Ms. Tomasek: That is correct.

Councilman Shyne: I think their point was to try to piggyback onto this piece of legislation and I think it might have been made kind of clear at the last Council meeting that there would not be any piggybacking. So, I think that probably, and I think it was kind of brought out that, if this legislation passed and the tax increase, that there could be ways that a raise could be worked out.

Councilman Stewart: Ms. Tomasek, I have Nettie L. Brown and a Kirk A. Rice. Mr. Burrell, the Vice-Chairman indicate he thinks that the same situation exist, is that the same group. Ms. Tomasek: Absolutely.

Adding Legislation to the Agenda:

Motion by Councilman Shyne, seconded by Councilman Spigener to add the following legislation to the agenda:

- 1) Resolution No. 55 of 2002: A resolution suspending the effects of certain provisions of Chapter 10 and Chapter 106 of the City of Shreveport code of Ordinances from June 13 -15, 2002 in conjunction with Grand Opening Activities of the Red River Entertainment District and to otherwise provide with respect thereto.
- 2) Ordinance No. 76 of 2002: EIGHTEENTH SUPPLEMENTAL ORDINANCE Supplemental Ordinance amending

and supplementing Resolution No. 131 of 1984 (the "General Bond Resolution") adopted on June 12, 1984, as amended; providing for the issuance of \$22,000,000 principal amount of Water and Sewer Revenue Bonds, 2002 Refunding Series A, of the City of Shreveport, State of Louisiana, pursuant to the General Bond Resolution; approving and confirming the sale of such bonds; prescribing the form, fixing the details and providing for the payment of principal of and interest on such bonds and the application of the proceeds thereof for refunding certain bonds issued for the purpose of constructing and acquiring extensions and improvements to the City's combined waterworks plant and system and sewer plant and system (the "System") of the City; making application to the State Bond Commission; and providing for other matters in connection therewith.

- 3) Ordinance 77 of 2002: An ordinance authorizing the Mayor to execute the Third Amendment to the Amended and Restated Ground Lease between the City of Shreveport and Red River Entertainment of Shreveport Partnership in Commendam and to otherwise provide with respect thereto.

Councilman Burrell: I have a question on the first one we have here with the Red River Entertainment District. I don't want to get it confused with the Red River Entertainment of Shreveport Partnership which I believe has to do with the boats. Where, the first one, I am assuming, has to do with the entertainment development down on the riverfront which is actually between Hollywood and Commerce. And if I am assuming that correctly, then I know there was some requirements that was placed on this group who is developing this district as it relates to the \$5 million dollar loan that we had put forth earlier and we was suppose to get some sort of progress report on this and I have not heard anything since the last passage of the ordinance, I think, to put that money forward. So, before, here we talk about a final passage today, I would like to have some sort of update on that project and whether or not it fulfill some of the commitments that they made when they asked for the money.

Mayor Hightower: First off, Councilman Burrell, we can get you the information on the Red River Entertainment District itself, however, that is not what we are asking for you to vote on today. What we are asking for your vote on today, is the property, the sidewalks that run in front of Harrah's Casino and Hotel and Parking Garage. What we did as a part of the overall Streetscape Program in downtown, was made them conform somewhat, at least in a modified method to Streetscape and Riverview in the construction of their sidewalks along the borders of their property, and that is what we are now asking to incorporate into their agreement so that it is their responsibility to maintain those.

Councilman Burrell: Okay, so it doesn't have anything to do with---Mayor Hightower: Nothing to do with the Entertainment District.

Councilman Burrell: Well let me request, at this juncture, since we are on this issue, that we do get some updated information on that, on that request for the monies that we were supporting them on to make sure that they are living up to what they said that they were going to do for us. Mayor Hightower: We'll do that.

Motion to add the legislation to the agenda approved by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

CONSENT AGENDA LEGISLATION:

INTRODUCTION OF RESOLUTIONS AND ORDINANCES ON CONSENT:

RESOLUTION: None.

ORDINANCE: None.

ADOPTION OF RESOLUTIONS AND ORDINANCES ON CONSENT:

Read by title and as read motion by Councilman Spigener, seconded by Councilman Shyne to adopt the Resolutions on the Consent Agenda. Motion approved by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

RESOLUTIONS:

RESOLUTION NO. 48 of 2002

A RESOLUTION AUTHORIZING PLEASANT HILL BAPTIST CHURCH, LOCATED AT 10400 NORRIS FERRY RD., TO CONNECT TO THE WATER SYSTEM OF THE CITY OF SHREVEPORT AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, Pleasant Hill Baptist Church has agreed to secure all permits and inspections required by the Shreveport Comprehensive Building Code. Said party having submitted a petition for annexation to the City of Shreveport, and having agreed to fully comply with the regulations of the City of Shreveport in connection with said property, all as set forth in Section 94-1, et. Seq., of the Shreveport City Code. Said request and petition are attached hereto.

BE IT RESOLVED by the City Council of the City of Shreveport in due, regular and legal session convened, that Pleasant Hill Baptist Church, be authorized to connect the building located at 10400 Norris Ferry Rd., to the CONTINUED - RESOLUTION NO. 45 OF 2002

water system of the City of Shreveport.

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

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

RESOLUTION NO. 49 of 2002

A RESOLUTION AUTHORIZING JANIE GUY BEAIRD, LOCATED AT 243 DUNN DR., TO CONNECT TO THE WATER SYSTEM OF THE CITY OF SHREVEPORT AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, Janie Guy Beaird has agreed to secure all permits and inspections required by the Shreveport Comprehensive Building Code. Said party having submitted a petition for annexation to the City of Shreveport,

and having agreed to fully comply with the regulations of the City of Shreveport in connection with said property, all as set forth in Section 94-1, et. Seq., of the Shreveport City Code. Said request and petition are attached hereto.

BE IT RESOLVED by the City Council of the City of Shreveport in due, regular and legal session convened, that Janie Guy Beard, be authorized to connect the building located at 243 Dunn Dr., to the water system of the City of Shreveport.

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

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

RESOLUTION NO. 50 of 2002

A RESOLUTION AUTHORIZING JEFFERY D. WELBORN & KIMBERLY L. WELBORN, LOCATED AT 9940 CANVASBACK DR., TO CONNECT TO THE WATER SYSTEM OF THE CITY OF SHREVEPORT AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, Jeffery D. Welborn & Kimberly L. Welborn have agreed to secure all permits and inspections required by the Shreveport Comprehensive Building Code. Said party having submitted a petition for annexation to the City of Shreveport, and having agreed to fully comply with the regulations of the City of Shreveport in connection with said property, all as set forth in Section 94-1, et. Seq., of the Shreveport City Code. Said request and petition are attached hereto.

BE IT RESOLVED by the City Council of the City of Shreveport in due, regular and legal session convened, that Jeffery D. Welborn & Kimberly L. Welborn, be authorized to connect the building located at 9940 Canvasback Dr., to the water system of the City of Shreveport.

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

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

RESOLUTION NO. 51 of 2002

A RESOLUTION AUTHORIZING SHELIA MADDOX HAMAKER AND CLOYSE RANDALL HAMAKER, LOCATED AT 9857f NEESONWOOD DR., TO CONNECT TO THE WATER SYSTEM OF THE CITY OF SHREVEPORT AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, Shelia Maddox Hamaker and Cloyse Randall Hamaker have agreed to secure all permits and inspections required by the Shreveport Comprehensive Building Code. Said party having submitted a petition for annexation to the City of Shreveport, and having agreed to fully comply with the regulations of the City of Shreveport in connection with said property, all as set forth in Section 94-1, et. Seq., of the Shreveport City Code. Said request and petition are attached hereto.

BE IT RESOLVED by the City Council of the City of Shreveport in due, regular and legal session convened, that Shelia Maddox Hamaker and Cloyse Randall Hamaker, be authorized to connect the building located at 9857 Neesonwood Dr., to the water system of the City of Shreveport.

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

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

ORDINANCES: None.

REGULAR AGENDA LEGISLATION:

RESOLUTIONS:

RESOLUTION NO. 44 OF 2002

A RESOLUTION AUTHORIZING THE MAYOR TO DONATE COMMUNICATIONS EQUIPMENT LISTED IN APPENDIX "A" TO THE SOUTHERN UNIVERSITY SHREVEPORT BOSSIER POLICE DEPARTMENT IN SHREVEPORT, LOUISIANA, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

WHEREAS, the City of Shreveport Police Department desires to donate communications equipment, listed in Appendix "A" to the Southern University Shreveport Bossier Police Department which serves a public

purpose and renders a public service; and,

WHEREAS, Ordinance No. 315 of 1979, requires City Council approval of an agreement made and entered into by the City of Shreveport and any person or entity, whereunder such person or entity receives a donation in return for service which serves a public purpose; and,

WHEREAS, the Southern University Shreveport Bossier Police Department has agreed to accept all responsibility, financial obligations and liability associated with the acceptance of this donation; and,

WHEREAS, the communications equipment listed in Appendix "A" is inoperable due to a change by the 911 Communications Center from a 450 MHZ System to an 800 MHZ system and is deemed surplus of the City of Shreveport; and,

WHEREAS, this donation under these circumstances provides for the most cost effective manner to dispose of the property.

THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due regular and legal session convened, that the Mayor be and is hereby authorized to execute an agreement between the City of Shreveport and the Southern University Shreveport Bossier Police Department for the donation of the communications equipment listed in Appendix "A" effective May 28, 2002, substantially the same as the document filed in the Office of the Clerk of Council on May 14, 2002.

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

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

Read by title and as read motion by Councilman Huckaby, seconded by Councilman Carmody passed by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

RESOLUTION NO. 45 OF 2002

A RESOLUTION AUTHORIZING THE MAYOR TO MAKE APPLICATION WITH THE UNITED STATES DEPARTMENT OF JUSTICE, AND OTHERWISE PROVIDE WITH RESPECT THERETO

WHEREAS, the Department of Justice has authorized the City of Shreveport Police Department to apply for grant funds for the Highland/Stoner and Queensborough/Ingleside Weed and Seed sites; and

WHEREAS, the awards, if approved will be for \$275,000 for Highland/Stoner and \$300,000 for Queensborough/Ingleside, for a total of \$575,000 with no cash match required by the City of Shreveport; and

WHEREAS, these funds will be used to strengthen the Weed and Seed strategy currently in place within the Highland/Stoner and Queensborough/Ingleside communities.

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

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

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

Read by title and as read motion by Councilman Carmody, seconded by Councilman Burrell passed by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

RESOLUTION NO. 46 OF 2002

A RESOLUTION TO AUTHORIZE THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT ON AIR QUALITY WITH THE CITY OF BOSSIER CITY, CADDO PARISH COMMISSION AND BOSSIER PARISH POLICE JURY, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

WHEREAS, the City of Shreveport, along with the City of Bossier City and the Parishes of Caddo and Bossier, desires to maintain and improve local air quality, to ensure that local air quality meets all regulatory standards, and to ensure that the Shreveport Metropolitan Statistical Area is not designated as a "nonattainment" area for ground-level ozone;

WHEREAS, the City of Shreveport has received \$400,000 in Federal FY 2002 appropriations to be utilized for air quality planning/improvement purposes, subject to a 50% local match;

WHEREAS, a plan designed to meet the goals stated above is to be submitted to the U. S. Environmental Protection Agency by the end of the current calendar year, in order for the Shreveport MSA to receive the benefits of a new program established by the EPA known as "OzoneFlex," which is designed to provide certain protections for areas such as the Shreveport MSA which are "near-nonattainment" for ozone; and

WHEREAS, a cooperative planning and cost sharing effort among local governing bodies is needed in order to address these issues:

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

That the Mayor is hereby authorized to execute on behalf of the City of Shreveport an Intergovernmental Agreement on Air Quality, also to be executed by the City of Bossier City, Caddo Parish Commission, and Bossier Parish Police Jury, substantially in accordance with the draft thereof filed for public inspection with the original of this resolution in the Office of the Clerk of Council on _____, 2002.

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 CONTINUED - RESOLUTION NO. 46 OF 2002

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 Serio, seconded by Councilman Burrell passed by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

RESOLUTION NO. 47 OF 2002

A RESOLUTION ENDORSING AND SUPPORTING SENATE BILL NO. 72 OF THE 2002 REGULAR SESSION OF THE LOUISIANA LEGISLATURE IF AMENDED AS REQUESTED, OR SIMILAR LEGISLATION, WHICH AUTHORIZES THE CITIZENS OF SHREVEPORT TO APPROVE AN ADDITIONAL 1/4 CENT SALES AND USE TAX FOR SALARIES, BENEFITS, EQUIPMENT AND PERSONNEL FOR THE FIRE AND POLICE DEPARTMENTS, AND OTHERWISE PROVIDING WITH RESPECT THERETO.

BY: COUNCILMAN SPIGENER

WHEREAS, Senate Bill No. 72, by Senator Max Malone (the proposed law), authorizes the voters of the City of Shreveport to consider the imposition of an additional 1/4 cent sales and use tax for salaries, benefits, equipment and personnel for the fire and police departments; and

WHEREAS, the proposed law authorizes the City of Shreveport to levy and collect the additional sales and use tax only if the proposition is approved by the voters; and

WHEREAS, the City of Shreveport endorses the portions of the bill which authorize the election and the tax for said purposes, but does not endorse the bill in its Engrossed form which includes amendments by the Senate Committee on Local and Municipal Affairs; and

WHEREAS, the City of Shreveport wishes to state its endorsement of a proposed amended form of the bill.

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

1. Endorses and supports a proposed amended form of Senate Bill No. 72 of the 2002 Regular Session of the Louisiana Legislature, or similar legislation which authorizes the Citizens of Shreveport to approve an additional 1/4 cent sales tax for salaries, benefits, equipment and personnel for the Shreveport Fire

and Police Departments, substantially in the form attached hereto.

2. Prefers not to have a five year limitation on the term of the tax.
3. Prefers not to have a limitation on the election dates at which the tax must be presented.
4. Is strongly opposed to provisions which prohibit the city from decreasing the amount of money budgeted for the fire and police departments in fiscal years after 2002, or which in any way interfere with the city's authority to legislate its budget as it deems appropriate.
5. Is strongly opposed to provisions which require the adjustment of said budgets for a cost of living increase.

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

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

Read by title and as read motion by Councilman Spigener, seconded by Councilman Huckaby for passage.

Councilman Spigener: I move that we adopt the substitute Resolution dated 5-28-02 which you all have a copy of and after our discussion at our work session last Friday, there were several items that you were considered about, I was concerned about, and the Administration. But this does state that the tax will be for personnel, for salaries, benefits, equipment and personnel for the Shreveport Fire and Police Department. And also it states that we prefer to not have our yearly limitation over the tax, that we prefer to not have the limited election dates that were in the engrossed bill that was sent to us. And there are several items that we wish not to have included that were in the engrossed version which was not the original version and that has to do with attaching this tax to the budget for Fire and Police for the 2002 and we certainly, as you all discussed did not want the Legislature to dictate how the budget of the City would be appropriated. And also we state that we strongly oppose the requirements for an adjustment to the said budget for cost-of-living.

So, I think those are the items that were not in the original that gets us back to, basically, what was proposed and gives some guidelines to the legislators as to what the Council had intended in this matter.

Councilman Carmody: At our work session last week, and I was trying to locate my copy, we did receive a petition from the Classified Employees asking that they be included in this and we had a rather lengthy discussion in that it was felt, at this point, it would be best for this Council to send our message to Baton Rouge that at this point we are asking for the permission to raise or let the public decide that they would like to raise our sales tax in order to be applied toward these specific items.

I wanted to make a quick comment that I do feel like that the Classified employees of the City do a great job just like the brothers and sisters in our Fire and Police Departments do. It is hard to sit up here and try and balance budgets especially when we've got things on our agenda like the reallocation of funds because of shortfalls that we had this year and I think that if nothing else, we need to commend all the employees of this City for the work that they do for the public and I know that it probably doesn't help them at the grocery store, but I want to convey my thanks to them and I think that we all appreciate their work.

Councilman Burrell: Also as a follow up to what Councilman Carmody is saying, I don't want the other employees in the City other than Fire and Police to think that we think any less of what they do and that we would not be vigorously trying to find a way in order to compensate them fairly for the work that they do. I think under the circumstances what is being sent down to Baton Rouge would give us an opportunity to do that given the circumstances at the time we look at doing it. I understand that there are some extenuating circumstances that we also are going to be facing in terms of budget and as a money manager, in some ways, being on the Council we have to look at these things on a going forward basis and try to use our best judgment based on the input that we have to make the proper decisions at that time. I just don't think at this juncture, we need to try to commit to everyone because I think we will just be setting up ourselves for failure.

Resolution passed by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

RESOLUTION NO. 52 OF 2002

A RESOLUTION REQUESTING BIDS FOR THE OFFICIAL JOURNAL OF THE CITY OF SHREVEPORT FOR THE PERIOD COMMENCING JULY 1, 2002 THROUGH JUNE 30, 2003, APPROVING THE ADVERTISEMENT FOR SUCH BIDS AND OTHERWISE PROVIDING WITH RESPECT THERETO

BE IT RESOLVED by the City Council of the City of Shreveport, in due, regular and legal session convened that bids for the publishing of all minutes, ordinances, resolutions, budgets, official notices, advertisements, and other official proceedings of the City of Shreveport, be and the same are hereby requested for the period July 1, 2002 through June 30, 2003.

BE IT RESOLVED that the bids submitted shall be for a printing in 6-point type. The bids shall also specify the rate to be charged for any display advertisements, such as advertisements for the Municipal Auditorium, Civic Theater, and Convention Hall, as distinguished from legal and advertisements which may be published by the City of Shreveport at any time.

BE IT FURTHER RESOLVED that the Clerk of Council be and he is hereby authorized to advertise for such bids in accordance with this resolution in a newspaper of general circulation in the City of Shreveport.

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.

Councilman Stewart: Mr. Thompson would you give us some direction here. Mr. Thompson: This is something that we are required by State Law to do every year and we would ask you to pass this resolution so that we can request those bids.

Read by title and as read motion by Councilman Burrell, seconded by Councilman Spigener passed by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

RESOLUTION NO. 55 OF 2002

A RESOLUTION SUSPENDING THE EFFECTS OF CERTAIN PROVISIONS OF CHAPTER 10 AND CHAPTER 106 OF THE CITY OF SHREVEPORT CODE OF ORDINANCES FROM JUNE 13-15, 2002 IN CONJUNCTION WITH GRAND OPENING ACTIVITIES OF THE RED RIVER ENTERTAINMENT DISTRICT AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

WHEREAS, Grand Opening activities of the Red River Entertainment District are scheduled for June 13-15, 2002 within the area identified as the "Red River Entertainment District" including an area near and underneath the Texas Street Bridge; and

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

WHEREAS, Section 10-190 of the Code of Ordinances generally provides that except as otherwise provided in this Section, it shall be unlawful to consume alcoholic beverages of high or low alcoholic content within the city limits on any public street or sidewalk, or on any property zoned so as to permit only package alcoholic beverages sales, or on the parking lot of a business or on other property of a business where said property is open to the public; and

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

WHEREAS, Red River Entertainment District, LLC, and/or its assigns, desires to dispense for sale or otherwise, and allow the consumption of alcoholic content beverages within the area identified as the "Red River Entertainment District" including an area near and underneath the Texas Street Bridge and consumption of alcoholic content beverages outside of a licensed premises and on public property in conjunction with grand opening activities of the Red River Entertainment District.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened Sections 10-80(a), 10-190 and 106-130 (6) of the City of Shreveport Code of Ordinances are hereby suspended from June 13-15, 2002 in the area identified as the Red River Entertainment District including an area near and underneath the Texas Street Bridge to permit the dispensing for sale or otherwise, and consumption of alcoholic content beverages outside of a licensed premises and on public property in conjunction with grand opening activities of the Red River Entertainment District.

BE IT FURTHER RESOLVED that all other applicable provisions of the City of Shreveport Code of Ordinances CONTINUED - RESOLUTION NO. 55 OF 2002

shall remain in full force and effect.

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

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

Read by title and as read motion by Councilman Burrell, seconded by Councilman Huckaby passed by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

INTRODUCTION OF RESOLUTIONS:

1. Resolution No. 53 of 2002: A resolution authorizing the Mayor to accept the donation of certain immovable property from Beaird Industries, Inc., and to otherwise provide with respect thereto.
2. Resolution No. 54 of 2002: A resolution authorizing the employment of Special Legal Counsel to represent the City of Shreveport, and otherwise providing with respect thereto.

Read by title and as read motion by Councilman Serio, seconded by Councilman Shyne for Introduction of the Resolutions to lay over until the June 11, 2002 meeting. Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

INTRODUCTION OF ORDINANCES:

1. Ordinance No. 74 of 2002: An ordinance closing and abandoning a portion of the 22 foot alleyway in Cedar Grove Addition Unit No. 3 Subdivision, and to otherwise provide with respect thereto.

Read by title and as read motion by Councilman Carmody, seconded by Councilman Burrell for Introduction of the Ordinances to lay over until the June 11, 2002 meeting. Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

2. Ordinance No. 75 of 2002: An ordinance authorizing the donation of two (2) city owned lots at 2704 Frederick Street and 2730 Judson Street to qualified participants in the City's Neighborhood Revitalization Program and to otherwise provide with respect thereto.

Read by title and as read motion by Councilman Carmody, seconded by Councilman Burrell for Introduction of the Ordinances to lay over until the June 25, 2002 meeting. Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

3. Ordinance No. 76 of 2002: EIGHTEENTH SUPPLEMENTAL ORDINANCE A Supplemental Ordinance amending and supplementing Resolution No. 131 of 1984 (the "General Bond Resolution") adopted on June 12, 1984, as amended; providing for the issuance of \$22,000,000 principal amount of Water and Sewer Revenue Bonds, 2002 Refunding Series A, of the City of Shreveport, State of Louisiana, pursuant to the General Bond Resolution; approving and confirming the sale of such bonds; prescribing the form, fixing the details and providing for the payment of principal of and interest on such bonds and the application of the proceeds thereof for refunding certain bonds issued for the purpose of constructing and

acquiring extensions and improvements to the City's combined waterworks plant and system and sewer plant and system (the "System") of the City; making application to the State Bond Commission; and providing for other matters in connection therewith.

Read by title and as read motion by Councilman Carmody, seconded by Councilman Burrell for Introduction of the Ordinance to lay over until the June 11, 2002 meeting. Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

3. Ordinance 77 of 2002: An ordinance authorizing the Mayor to execute the Third Amendment to the Amended and Restated Ground Lease between the City of Shreveport and Red River Entertainment of Shreveport Partnership in Commendam and to otherwise provide with respect thereto.

Read by title and as read motion by Councilman Carmody, seconded by Councilman Burrell for Introduction of the Ordinances to lay over until the June 25, 2002 meeting. Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

ORDINANCES ON SECOND READING AND FINAL PASSAGE:

1. Ordinance No. 49 of 2002: An ordinance authorizing the Purchasing Agent to dispose of surplus real property, Lot 21, University Park Subdivision, and otherwise providing with respect thereto.

Councilman Huckaby: I wish that you would vote with me, please, to approve.

Having passed first reading on April 23, 2002 was read by title and on motion ordered passed to third reading. Read the third time in full and as read motion by Councilman Huckaby, seconded by Councilman Burrell adopted by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

2. Ordinance No. 52 of 2002: An ordinance amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, by rezoning property located on the north side of Ford Street, 200 feet west of Allen Avenue, Shreveport, Caddo Parish, Louisiana, from B-2, Neighborhood Business District, and B-3, Community Business District, to I-2, Heavy Industrial District, and to otherwise provide with respect thereto.

Councilman Huckaby: I would like to ask for a postponement.

Having passed first reading on April 23, 2002 was read by title and on motion ordered passed to third reading. Read the third time in full and as read motion by Councilman Huckaby, seconded by Councilman Carmody to postpone the ordinance until the June 11, 2002 meeting. Motion adopted by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

3. Ordinance No. 57 of 2002: An ordinance amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance by rezoning property located on the northeast corner of Hearne Avenue and Morningside Drive, Shreveport, Caddo Parish, Louisiana, from B-1, Buffer Business District, to B-1-E, Buffer Business/Extended Use District, with MPC Approval for a Residence, limited to "automobile sales for a maximum of two cars and a residence" only and to otherwise provide with respect thereto.

Councilman Shyne: I believe we have two gentlemen that's here to speak in opposition of that. I know one. I guess evidently, they forgot to fill out the—did you fill the little form out? Okay. He forgot to feel the little form out. And I received some information from Jeff and Jeff, I know you meant well, but I kind of checked some of this out.

Councilman Stewart: Do you want to move for this, for adoption so that we can discuss it? Councilman Shyne: No. No. No. That is what I am about to say. I don't want to move for the adoption of this. What I would like to do, Mr. Kirkland, can you come forward, just one minute.

What I get from the people in there and what I have had to happen, any time you let the door open for the storage of vehicles, Charles, it just eventually turns to a junk yard. I mean, they start off pretty good and I've been caught in this situation a number of times. Matter of fact, we got one on Hollywood, we got one on Jewella. They start off with good intentions. I wouldn't mind him having an office there, if it is anyway that you all can take that back and amend that, if it is alright with Jeff where, he could have his office there but not to store any cars there. I would be willing to go along with and I think that the persons that are here to speak in opposition, would go along with it.

But I don't think Jeff would want that in his neighborhood. We just had a group of people who came down the other day and really didn't want any \$200,000 houses built in a \$500,000 dollar neighborhood. You know, people that live in these neighborhoods, I get on them about keeping their houses up, keeping around their houses clean, and then the next thing they know, I am letting, eventually a junk yard into the neighborhood and it doesn't make ver much sense.

Now, I don't know whether Jeff would be agreeable to amending this where it would be just an office, but if he is not, Mr. Chairman, other Council members, I'm asking for your support to turn this down.

Mr. Kirkland: Mr. Shyne, he can do an office by right in a B-1. The other reason he filed for rezoning was to allow the limited sale of a few used cars. He wanted to store one vehicle inside of a garage but I think he was going to have about 2 vehicles for sale and that was the maximum number. But the B-1 office use, is by right. He can just do that without having to go back to the Board or anything.

Councilman Shyne: I would like for him to continue the B-1 office use and Jeff this is nothing personal, but this is . . . persons in that neighborhood. At this particular time, I would ask my colleagues to vote with me to, Mr. Vice-Chairman so to be Mr. Chairman, I would ask to vote with me in order to turn this down.

Councilman Burrell: That is in a motion, Mr. Shyne? Mr. Thompson: Is it a motion to approve and you are asking the other members to vote against it, Mr. Shyne? Councilman Shyne: Right, I am asking for a *no* vote.

Councilman Spigener: Mr. Kirkland, what was the MPC's vote on this? Mr. Kirkland: I believe it was unanimous. Yeah, the vote was 8 - 0 to approve. The rational being that it is a vacant property now and that this limited use would be an improvement, that was the Board's rational.

Councilman Burrell: So I understand that this vote is to overturn the MPC's decision. Councilman Shyne: That is correct.

Having passed first reading on April 23, 2002 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 Huckaby for adoption.

Councilman Huckaby: Do we vote yes? Councilman Shyne: No, I am asking for a *no* vote.

Councilman Spigener: To overturn? Councilman Burrell: To overturn the decision of the MPC, is that correct? Mr. Hogan: I don't want to be out of line, but I have a couple of comments to add to this that I think would be. . . . Councilman Burrell: Well sir, I don't know if the vote has been taken yet or not.

Councilman Spigener: Well we. . . . Councilman Burrell: If it is to answer questions for Councilwoman Spigener, I can permit that other than that, you need to have a form up here for Public Comments, and I think we might have passed that, but if you want to ask your question, that is fine.

Councilman Spigener: Well I guess, my problem is that, Mr. Shyne asked anyone who was opposed and this is the person who is trying to get this approved. And I thought if he had anything relevant that might answer what Mr. Shyne is wanting to accomplish here, we might need to hear from him.

Councilman Burrell: Well are you requesting that input on behalf of you, as a Council person to bring someone up to answer any questions that there may have been.

Councilman Spigener: Well I would like for Mr. Shyne to do that, actually.

Councilman Shyne: I think I talk enough for myself. And that is why I would not ask the two gentlemen that are down here in order to come up to explain why they don't want it. And Councilwoman Spigener, I appreciate your southern hospitality and I appreciate your compassion, but I don't have anything else to discuss with Jeff. I mean, Jeff does not live in that area, and this is nothing personal, I think he is a fine young man, but there are people that live in that area who have the homes in that area and they don't want a used car place. I mean, if you are going to sell 1 or if you are going to sell 2, if you are sell 3 or if you are going to sell 4. What you are doing, you are opening up a pandora's box. Now, it is alright for him to come in and build an office if he wants to improve the property. It is alright for him to come in and build an office. Now, maybe Councilwoman Spigener may want him to give her some more information, but at this particular time, I have all of the information that I need, and I am asking for a *no* vote.

Councilman Burrell: Well, let me do this as a matter of business and protocol. I know, Mrs. Spigener before, are you asking Mr. Hogan to come up as part of an explanation for you, because Councilman Shyne said that he's already explained his position? Councilman Spigener: My position was, that Councilman Shyne had asked people to speak who were in opposition. I just thought that perhaps it would be the right thing to do to let Mr. Hogan speak in his behalf but Councilman Shyne: Now, that's a false, now. Councilman Spigener: But whatever the protocol is, whatever we need to do to keep ourselves on the agenda, I'll let you handle that.

Councilman Burrell: Councilman Shyne, let me take. . . . Councilman Shyne: Point of order. Councilman Burrell: Okay. Councilman Shyne: Councilwoman Spigener sit right here and mis-quoted me. I did not ask them to come up and speak. I only alluded to those persons there and let's get this straight. I mean, I did not ask anybody to come up and speak, nobody but Mr. Kirkland. I did not ask. Now, if somebody else came up, evidently I had a mental black-out. Did I?

Councilman Burrell: You didn't. So, we will take it at this point and I'll get some direction from Mr. Thompson. Mr. Thompson: The Council is in the middle of the vote, everybody has voted except Mrs. Spigener. Councilman Spigener: State the motion again. Mr. Thompson: The motion is to approve, Mr. Shyne asks that you would vote no.

Ordinance denied by the following vote: Nays: Councilmen Huckaby, Carmody, Serio, Spigener, Shyne and Burrell. 6. Ayes: None. Out of Chamber: Councilman Stewart. 1.

4. Ordinance No. 62 of 2002: An ordinance amending the 2002 budget for the Police Grants Special Revenue Fund and otherwise providing with respect thereto.

Having passed first reading on May 14, 2002 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 Huckaby adopted by the following vote: Ayes: Councilmen Huckaby, Serio, Spigener, Shyne and Burrell. 5. Nays: None. Out of Chamber: Councilman Stewart and Carmody. 2.

5. Ordinance No. 63 of 2002: An ordinance amending the 2002 General Fund Budget and otherwise providing with respect thereto.

Having passed to third reading. Read the third time in full and as read motion by Councilman Serio, seconded by Councilman Spigener for adoption. The Deputy Clerk read the following amendment:

AMEND THE ORDINANCE AS FOLLOWS:

In Section 1 (Estimated Receipts), increase Miscellaneous by \$800,000.

In Section 2 (Appropriations), increase Fire - Improvements and Equipment by \$800,000.

All totals and subtotals are to be adjusted accordingly.

Motion by Councilman Shyne, seconded by Councilman Huckaby for adoption of the amendment. Motion approved by the following vote: Ayes: Councilmen Huckaby, Serio, Spigener, Shyne and Burrell. 5. Nays: None. Out of Chamber: Councilman Stewart and Carmody. 2.

Motion by Councilman Shyne, seconded by Councilman Spigener for adoption of the ordinance as amended. Motion approved by the following vote: Ayes: Councilmen Huckaby, Serio, Spigener, Shyne and Burrell. 5. Nays: None. Out of Chamber: Councilman Stewart and Carmody. 2.

6. Ordinance No. 64 of 2002: An ordinance amending the 2002 budget for the Metropolitan Planning Commission Special Revenue Fund and otherwise providing with respect thereto.

Having passed first reading on May 14, 2002 was read by title and on motion ordered passed to third reading. Read the third time in full and as read motion by Councilman Serio, seconded by Councilman Huckaby adopted

by the following vote: Ayes: Councilmen Huckaby, Serio, Spigener, Shyne and Burrell. 5. Nays: None. Out of Chamber: Councilman Stewart and Carmody. 2.

7. Ordinance No. 65 of 2002: An ordinance amending the 2002 Airports Enterprise Fund Budget and otherwise providing with respect thereto.

Having passed first reading on May 14, 2002 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 Huckaby for adoption.

Councilman Shyne: I would like to commend the Airport Director and the Airport Authority and the Administration, for the Continental (am I getting that right), for bringing Continental in. I think it was a tremendous effort on you all's part. That facility had gone unused for what, about a year? Mr. Miller: Actually, Boeing moved out in April and their lease was paid up through the end of the year, so the facility was vacant but we were still receiving some income and then when Continental Express moved in, we got income and a new tenant plus the jobs that they talked about so it is really a great deal and the Mayor and the Council really helped us do our jobs and we appreciate that.

Councilman Shyne: I would like to commend you all for doing an excellent job and is that the reason why the Mayor was out there smiling so?

Councilman Burrell: Roy, again, will that income continue until the end of their lease or when does it cut off, given the fact that, we got a new lease? Mr. Miller: Well actually, the Boeing is terminated and Continental's is a 10-year lease, three 5-year options.

Councilman Burrell: I too, want to commend you and the Administration. I think if we could get more of the businesses moving back in to occupy those vacant buildings, as soon as they leave, even if the jobs are not at the same level, it gives an indication to the City that we are still moving forward and I think that is very, very important.

Councilman Shyne: And I'd like to commend Dr. C. O. Simpkins, because I think all of this came about or got started under his leadership as the Chairman of the Airport Authority and Dr. Simpkins did an excellent job as Chairman of that Authority. Mr. Miller: Yes, sir, he sure did.

Councilman Burrell: Yeah, I ditto that too, Mr. Chairman, since you are back.

Ordinance adopted by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

8. Ordinance No. 66 of 2002: An ordinance amending the 2002 budget for the Riverfront Development Special Revenue Fund and otherwise providing with respect thereto.

Having passed to third reading. Read the third time in full and as read motion by Councilman Serio, seconded by Councilman Spigener for adoption. The Deputy Clerk read the following amendment:

AMEND THE ORDINANCE AS FOLLOWS:

Decrease Operating Reserves by \$50,000 and increase Transfer to Capital Project Fund by \$50,000.

Motion by Councilman Spigener, seconded by Councilman Shyne for adoption of the amendment. Motion approved by the following Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

Motion by Councilman Shyne, seconded by Councilman Burrell for adoption of the ordinance as amended. Motion approved by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

9. Ordinance No. 67 of 2002: An ordinance amending the 2002 Capital Improvements Budget and otherwise providing with respect thereto.

Having passed to third reading. Read the third time in full and as read motion by Councilman Serio, seconded by Councilman Spigener for adoption. The Deputy Clerk read the following amendment:

Amend the Ordinance as follows:

In Program B (Recreation Improvements):

Increase the appropriation for Riverfront Marina Barge (01-B001) by \$50,000. Funding source is Riverfront Development Fund.

Motion by Councilman Burrell, seconded by Councilman Carmody for adoption of the amendment.

Councilman Carmody: Can someone give us kind of a idea of what our total investment is? Mr. Norman: The original amount that we had was somewhere in the \$950,000 range for the actual construction of the project. The additional stuff that we are adding here, that we weren't anticipating at the time would be the ones that are going to be responsible for running the barge and the project, and so this is what we are doing here its taking care of the things that we've got to do to equip to be able to actually put it into operation.

Councilman Carmody: What type of equipment are we talking about, Mr. Norman? Mr. Norman:: We are talking about everything from furnishings for the barge, equipment, cooking equipment, tables, chairs, all of the things that we are going to have to have. And also, there is some additional cost involved with some of the things that we are doing on the shore with some lighting and other projects that we are doing for other things in that area.

Councilman Carmody: Our total cost, year-to-date, so far? Mr. Norman: It will be around \$1.1.

Councilman Carmody: I recall that I thought that we were going to have an operator lease the facility from the City? Mr. Norman: That was our original intent was to do it that way, but we were not successful in getting that secured and so we are going to run it in-house.

Councilman Carmody: We put it out for bids and didn't get any response? Mr. Norman: We actually we talked with several different groups, well actually the Mayor had talked with some of the, submitted on earlier, Request for Proposals, to do this particular project and it came down to it and they decided not to do it and we made the decision to go ahead and try to run it in-house.

Councilman Carmody: Well as I recall, part of the Council has asked to put the different SPAR venues, at least in the concession areas, back out to a private vendor because the City's SPAR department lost revenue by operating these type things. Is this going to be a similar scenario? Mr. Norman: Well, I hope not. You know, we are certainly going to do everything we can to make it a profitable venture. I think some of the concerns that some of our respondents had with the original Request was dealing with the winter months because of the decrease in traffic that you have on the River during the winter months, but we are doing everything that we can to try to—we hope to really increase the business we get as a restaurant-food service type area to see if we can get enough visitors coming in during the slow times of the year to carry through those times and see it thrive well during the summer months.

Councilman Carmody: Could I ask you, while we are on the subject, could you provide the Council members back copies of, I guess, we must receive some type of either monthly report or I'm not sure what interval that comes in on from our concessionaire as far as their revenue and how they are doing? Mr. Norman: (Inaudible).

Councilman Carmody: Can you get us the most current, please. Mr. Norman: Yes.

Motion approved by the following Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

Motion by Councilman Carmody, seconded by Councilman Spigener for adoption of the ordinance as amended. Motion approved by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

10. Ordinance No. 68 of 2002: An ordinance amending the 2002 budget for the Community Development Special Revenue Fund and otherwise providing with respect thereto.

Having passed to third reading. Read the third time in full and as read motion by Councilman Serio, seconded by Councilman Spigener for adoption. The Deputy Clerk read the following amendment:

AMEND THE ORDINANCE AS FOLLOWS:

In Section 1 (Estimated Receipts), under "2001 and Prior-Year Funds," decrease Prior-Year WIA Grants by \$123,700. Under "Fiscal Year 2002 Funds," appropriate \$1,920,600 to WIA and \$1,409,300 to Dislocated Workers.

In Section 2 (Appropriations), under "2001 and Prior-Year Funds," decrease WIA by \$123,700. Under "Fiscal Year 2002 Funds," appropriate \$1,920,600 to WIA and \$1,409,300 to Dislocated Workers.

Motion by Councilman Shyne, seconded by Councilman Burrell for adoption of the amendment.

Councilman Shyne: I see that we have the distinguished Larry Ferdinand, who is the head of the department. And I see Larry, you brought your capable budget man down with you, huh so in case we had any questions then you could send him up with his wealth of knowledge about budgeting. He would be able to answer any questions, right? Okay, thank you. Mr. Hobdy, good to see you, hear. Very seldom do we see you over this way and I don't know whether it is because Mr. Ferdinand is keeping you real busy over that way or you just have a hard time trying to find your way down here.

Councilman Carmody: I appreciate Mr. Shyne pointing out that they brought a representative that can explain this to us. Can you ask him to come forward.

Councilman Stewart: Who would you like to come forward? Councilman Carmody: Whoever can explain this to us.

Councilman Carmody: Mr. Ferdinand, I think we had some questions at our Work Session and we didn't have anybody here to help us, so I am hoping that you can do that. Mr. Ferdinand: I'll try.

Councilman Carmody: Lay to it. Mr. Ferdinand: I think, I got the memo apparently prepared by the City Council staff, probably Ms. Tomasek, relative to the \$2.3 million dollar Prior Year, what we are trying to re-appropriate.

As you remember, the last meeting of December we had about \$820,000 we were trying to get SURC to CDC and by the time it got approved, it did not have time encumbered in 2001. So, about 95% of that \$820,000 dollars came from Prior Year Home Entitlements for 2001, so that was about \$791,000 that had to be re-appropriate it based on the SURC \$800,000, by itself.

In addition to that, we have the Section 108 and EDI for the Model Block here at the Queensborough area that we had a gotten a grant. We thought that we were going to encumber or commit \$225,000 of the 108, and we didn't and we thought we were going to commit at least \$200,000 of the EDI, and we didn't. So, that \$425 had to be re-appropriated, as well.

Our finance person is here, be it Liz can attest to the fact from year to year we been having problem with Fund Balance. One of the problem was for Program Income. One of the problems was, we were spending it by not appropriating it. So, we had Prior Year Program Income from '98 to 2001 of about half a million dollars we had to appropriate and some money from the Shreveport Home Mortgage Authority, \$225,000 we had to appropriate. So, we were trying to head off a letter from Finance saying that we had some fund balance issues and the major issue is, we weren't re-appropriating, that was the biggest one right there.

The other one was \$200,000 for housing in time for 2001 but I am sure, that'll be spent and also another piece of the Housing budget, Rental Rehab, for \$150,000. So, when you add all of those up, like I say the biggest hit was the near \$800,000 for SURC, it comes pretty much to \$2.3 that Debra's has in her memo.

Councilman Carmody: Mr. Ferdinand, I know we had at past years seen this roll over funds that are intended for community development and I know that we've made recommendations that we try and get this money to the people that need it. What do you find are the problems because I keep hearing you say it was our intent to do it, it was our intent to do it. What are the problems that we are having trying to get this money that is intended for these persons to benefit from? Mr. Ferdinand: Well, the best way that I can answer that, I think the letter may have come in to the Mayor, that when this Administration took over, we pretty much had a problem with spending the money where the spending ratio was more than \$1.5, it was about \$2.0 and we were held to \$1.5. But we got over \$1.5 and we had to do a Workout Plan for HUD. So, we immediately went under that Plan.

A letter came in from HUD somewhere around the March timeframe, I feel sure it was addressed to the Mayor, saying that we had a clean bill of health for the Year 2001 and Year 2000 because out

Workout Plan has really gotten it down to a .8 by the end of the year. Once we got our new allocation, this year, the grant agreement and the fund release didn't happen until last month, April, they were running late. That shot our spending ratio up to about \$1.5 but we had pent-up demand of drawdown that hadn't taken place so we immediately after we did those drawdown, brought us below the \$1.5. So, like I say, we went right down to the wire with the \$820,000 with SURC. There is no way we could get that going, that was a big piece because the CDC was going to do our infill for us, for the most part, our new construction in the model blocks area. So, we had a problem with the spending ratio, but the letters from HUD saying 2001 and 2000 are a clean bill of health and we are spending right along about now, we are on the incline of spending, right now, that it is already under \$1.5. I feel sure we will spend everything for the most part, things that we just can't get encumbered by the end of the year, we are going to have some of that for whatever reason. But, all I can say, compared to where we were before when HUD put us on the Workout Plan, we are doing much better.

Councilman Carmody: I don't expect an answer to this, but I will reiterate the same thing I've told your department all along, whatever we can do to facilitate helping ya'll, I think that that is what this Council wants to do. These funds for the most part, are to benefit those who are low to moderate income type persons and of course, our city we have many, many people that fall into that category. I'm sure other these Council members as well as myself received calls from people saying that they tried to solicit services from Community Development, the situations that they are in, and have found there to be some heartache along that trail.

Again, my commitment to the Community Development is to do whatever we need to do to try and help these persons when they are seeing that assistance, when they qualify and I know it is not easy, you just can't write a check and hand it to somebody when they come in to say that they've got a problem. But, again we see that large numbers rolling over in Community Development which, again, I would think that it is a priority of this Administration that those funds be put in the community where they belong as soon as they can be placed there. Mr. Ferdinand: I agree. Let me just give you an example. First Small Business Development, we basically out of the money. We had a half a million dollars. We are out of that already. The EDI and 108 we are encouraging people to take advantage of that. Those are, the \$425,000 that is in this number this is there because we won a grant. Had we not won a grant, that wouldn't even be an issue, so that is nearly a half a million dollars in that number that had we not gotten the EDI grant, wouldn't even be there, wouldn't even be a carry over. So we had almost a half a million dollars to carry over because we won a grant for HUD. But, I agree with you, we are doing better getting it out there. I think Tom Dark said, during the budget session, I know he said it to us, is that a lot of carry money that Community Development had before is not there because we are spending it. When you had about right at a 2:0 spending ratio, when this Administration came it, this pretty much said that the money wasn't getting out there. To get it down to .8 shows that we are spending it. The only reason it shot back up to \$1.5 is because we got our new money in April but it was already below that and we'll be below 1.0, I would say by August. Councilman Carmody: Well look forward to it.

Councilman Burrell: I guess I got a little lost here because I thought that we were discussing [Ordinance] 68. I assume that that is probably the ordinance because when I clicked on the Amendment it had to do with WIA and that is not what he is talking about here, so I assume that, that is what Mr. Ferdinand is discussing is actually in the ordinance, I am trying to find it now. Mr. Ferdinand: I'm sorry, I thought Mr. Carmody wanted that. The Amendment basically is, like I think the Clerk read, is that we got our allocation from the Department of Labor last week which was a little over \$3 million dollars because the year for Workforce Development from the Department of Labor, starts in July so since we already had the budget here, we just asked to attach the amendment to go ahead and add it because the year for Workforce Development will start July 1 which is about \$3.3. And see we only will spend about six months of that by December 31 so about half of that will show as carry over at the end of the year because the year for Workforce Development starts July 1. So, I'm sorry, I thought he wanted to talk about the other piece rather than Workforce Development.

Councilman Burrell: No, I was just saying I looked at [Ordinance] 68 and I clicked on the amendment, and then that is what it was talking about. But I think hat Mr. Carmody is talking about here is based on the original ordinance that is here. But one other question too, what portion of our appropriation for Section 108, that we've spent so far? Mr. Ferdinand: Well, we've been given out, like I say, we didn't spend any.

Councilman Burrell: Well, I don't mean that we spent, that has been borrowed or what have you? Mr. Ferdinand: And committed. One of the problems that we were having and about three weeks ago, we had a conference call with a guy by the name of Paul Webster. Paul Webster is the person in D. C., HUD D. C. that is over 108. He is about two levels below Martinez and we were telling him that our project in the inner city, the Queensborough EDI, the mom and pops can't do what some of the bigger corporations can. In other words, we needed some relief based on the up-front costs for appraisals and other things that basically mom and pop is going to be going in that area and he pretty much gave us some advise on how to do that that will be acceptable to he and his staff. So, we think that that is going to help a lot in terms of, like, full blown commercial appraisals, he gave us some alternatives. And rather than paying about \$1,000 or \$1,200 for commercial appraisal, the mom and pop will probably be able to use, some opinion, of about \$250 to \$300 dollars. When you tell those small persons in order to locate in an inner city to adhere to the 108 guidelines, and have to get a full blown commercial appraisal, they are not going to have a \$1,000+ dollars. So Mr. Webster gave us some alternatives to help get over the inertia of some of the up-front costs for these small businesses.

Councilman Burrell: You are dealing with Business Development, is what you are saying, what you are talking about here? Mr. Ferdinand: Yeah, getting the small businesses back in that targeted area that we wrote the grant for.

Councilman Burrell: In terms of that, how are we progressing on applicants and allocation, I wouldn't say allocation----assistance on the EDI grant? Mr. Ferdinand: Well, make sure I understand you.

We've had about 75 persons pick up applications under the guidelines, the old guidelines, we sent a letter out to let them know about the relief that we possible can bring after Mr. Webster's conference call, but of the 75+ applications that was picked up, nobody has turned one in and of the technical assistance section, it was like 250 people that have come since that, but we are going to be scheduling some more in the not to distant future to explain some latitude that they may have; so we've had quite a few picked up application.

Councilman Burrell: Again, we have no takers at this point? Mr. Ferdinand: No takers, bottom line, no takers at this point with the current guidelines that was out there.

Councilman Burrell: And are the guidelines to be revised to make it easier or are we just saying that we are going to still maintain the same guidelines. . . Mr. Ferdinand: After the conference call, we can give them some relief on the up-front costs.

Councilman Burrell: Is that the problem that you see that is hindering the (inaudible) because I

know that we've had the loan program now for however long. Mr. Ferdinand: The previous, the Small Business?

Councilman Burrell: Well, we actually got the money allocated more so than the promises that were made to get the \$2.5 to match with the one that we had. So, is there a statute of limitation on this money in terms of how long you can keep it without anybody requesting any of it? Mr. Ferdinand: I think it is Mr. Burrell, and I used to know that, but I'll get that back to you, I think it is. I want to say, three years, but don't hold me to it.

Councilman Burrell: I think it is important because if we have had 75 to pick up applications and no takers, and we are pretty much into, if not 3/4 of a year from the time that we had the money available, not considering when we start talking about this in terms of workshop, then it really concerns me that if we are not promoting it in some way, from our standpoint, and no one take it, then we will be sending money back and that is a no-no, as far as I am concerned, especially with the needs out there. So, hopefully we will see some activity in that area pretty soon. Mr. Ferdinand: The new guidelines, hopefully will help because up-front costs was just killing the mom and pop type.

Councilman Shyne: Beautiful job, Mr. Ferdinand.

Motion approved by the following Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

Motion by Councilman Shyne, seconded by Councilman Burrell for adoption of the ordinance as amended. Motion approved by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

11. Ordinance No. 69 of 2002: An ordinance amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, by rezoning property located on the northeast corner of Hollywood Avenue and Mansfield Road, Shreveport, Caddo Parish, Louisiana from B-2, Neighborhood Business District to B-2-E, Neighborhood Business/Extended Use District limited to an auto towing dispatch office and vehicle storage for a maximum of 10 operative vehicles and 1 inoperative vehicle only,

Councilman Carmody: Mr. Shyne had asked that we consider postponement of this. I had actually put a call into Mr. Beauvais and asked him to call Mr. Shyne. I was going to ask you Mr. Shyne has spoken to Mr. Beauvais? Councilman Shyne: Mr. Carmody, I didn't get a chance to contact him and I was contacted by the Reverend Dr. Joe Gant and some of his members. I don't know whether that was at your urging or not but I did have to tell them that it was not in my district. A lot of them think that that part is in my district because it had been in there, kind of like what Councilman Spigener and Councilman Serio had. And Dr. Gant that he would be here today, but I did suggest to him that it might be a good idea although he told me he had something else planned but he told me that it might would be a good idea and he asked me if I thought we could postpone. I told him that, that it really not in my district. I mean, it would have to be at your pleasure but I did tell him that I would ask you if you would postpone. I mean it would strictly be at your pleasure, but I did tell him that if I would vote against it at this particular time, but I would vote for a postponement at this particular time.

Councilman Carmody: Mr. Kirkland, could you give us some information on this particular case and how it ascending to the Council. Mr. Kirkland: Well, the site, from its beginning was a restaurant been there almost, I think 18 years or more. It has been a problem site almost, nothing, will work there. Mr. Beauvais has been the agent for that property since almost Day 1, has worked with it, and tried to find a number of tenants, they've gone in there some have not even made it in the door before they decided not to go. But this gentleman that wants to run this towing business, advised the Board that he only wanted about 6 to 8 vehicles that would be store there. It is a flat topography, as you know, if you are familiar with site, the U-Haul rental trucks and storage and other hauling vehicles, trailers, et cetera, across the street on the south side, bordered on the west by the railroad track. In any event, the Board felt that with limited number of vehicles and with the storage vehicle itself or rather the hauling vehicle behind a 8 foot fence, that it would be screened fairly well from the neighborhood and almost impossible to see, could not stack that vehicles and they would be operable vehicles only, that it really would be a good use of the property. That is why they put an extended use on it being somewhat sensitive to not only the residential folks, they neighbors, Mr. Shyne as you may know, most of them and Mr. Carmody, I am sure you know, are concerned that there not be a bar or alcohol sold at that site. We didn't really hear them opposing the use, a limited use as a towing storage area. We know too as been expressed by you and of course Mr. Shyne as well, these type of uses can get out of hand, but at the same time that is why we have enforcement laws and certainly do our best to make sure they stay within the limits of the law.

Councilman Carmody: In conjunction with that, I have spoken to 3 of the neighbors and some members of the (inaudible), and they said that they didn't have a problem with its use. They were concerned, specifically, about a lounge or anybody selling alcohol and they said that they did not have a problem with. I am going to go ahead and ask my other Council members to go ahead and vote in support of this, to allow it. I am not sure what happened to Mr. Beauvais calling, I am sorry Joe if he didn't get in touch with you, but I don't see this as going to be harmful to the neighborhood.

Having passed first reading on May 14, 2002 was read by title and on motion ordered passed to third reading. Read the third time in full and as read motion by Councilman Carmody, seconded by Councilman Burrell for adoption.

Councilman Shyne: I can agree with Mr. Carmody, but I hope that you would understand or be able to appreciate, I had this discussion with Dr. Gant and because he has a business right down, there is a clinic, I believe, and a barbershop. And, he was concerned about what all the negative impact that it would have and I told him that, I could not answer him at that particular point, but I did tell him that I would be for postponement at this particular point, but it was in your district and you had the right to go along with it. And he asked me, he said, well Joe since I am not comfortable with it right now, would you vote to postpone, not vote for it, so that's my position, at this particular point. He did not come down, so .

Ordinance adopted by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

12. Ordinance No. 70 of 2002: An ordinance amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, by rezoning property located on the west side of Glenmora Drive, 800 feet south of Loch Ridge Drive, Shreveport, Caddo Parish, Louisiana from R-1 (TH), Suburban, One-Family

Townhouse Residence District & R-3, Urban, Multiple-Family Residence District to R-1 (TH) PUD, Suburban, One-Family Townhouse Residence/Planned Unit Development District, and to otherwise provide with respect thereto.

Councilman Serio: I have not had any opposition to this particular project. I have got one question for Mr. Kirkland and that is that, with the property these units, these 19 units, they will have lakefront footage on the Lake Pierremont? Mr. Kirkland: Right, it is on the north side of the Spring Lake Apartments and the street has already been there for all these years, and just never has developed. And it'll be a very attractive, challenging site to build on, but as you know they are proposing about 20 houses to go on there, fairly expensive homes being proposed. So, it is finally nice to see it come to commerce, hopefully they'll build it out.

Councilman Serio: When you say, challenging, it does have some hills to it. Mr. Kirkland: Sir? Councilman Serio: Part of it does have some pretty good hill to it. Mr. Kirkland: It'll be right there on that lake, but they don't own the lake.

Councilman Serio: That was the question I was going to lead you around to is that, will they actually have footage in the lake? Mr. Kirkland: I don't believe they do. In fact the property line goes right to the foot of the hill because you know that drop-off is rather severe and I believe they are going to have to put a fence or something to keep these folks from actually using the lake.

Councilman Serio: Because the property owners on the other side of the lake, actually own the lake. Mr. Kirkland: That is correct. The lake is not owned by any of these owners or potential owners.

Councilman Serio: Correct, the way the lots are laid out they do not interfere with the lake itself at this point. Mr. Kirkland: That is correct, they do not own any of that.

Having passed first reading on May 14, 2002 was read by title and on motion ordered passed to third reading. Read the third time in full and as read motion by Councilman Serio, seconded by Councilman Carmody adopted by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

13. Ordinance No. 71 of 2002: An ordinance to amend Chapter 106 of the Code of Ordinances, as amended, the City of Shreveport Zoning Ordinance, by amending Section 106-1130 (f) (2) a., by modifying the requirements for telecommunication towers allowed as specific permitted uses, and by otherwise providing with respect thereto.

Having passed first reading on May 14, 2002 was read by title and on motion ordered passed to third reading. Read the third time in full and as read motion by Councilman Carmody, seconded by Councilman Burrell adopted by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

The adopted Ordinances, as amended, follow:

ORDINANCE NO. 49 OF 2002

AN ORDINANCE AUTHORIZING THE PURCHASING AGENT TO DISPOSE OF SURPLUS REAL PROPERTY LOT 21, UNIVERSITY PARK SUBDIVISION, AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the City of Shreveport has acquired certain real property; and

WHEREAS, the property listed herein is no longer needed for public purposes and should, therefore, be declared surplus and excess; and,

WHEREAS, Section 26-292 of the Shreveport Code of Ordinances provides that the sale of surplus property shall be by competitive bids after public notice.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport in due, legal and regular session convened, that the Purchasing Agent be and he is hereby authorized to advertise for bids for the following surplus real property owned by the City of Shreveport:

CONTINUED - ORDINANCE 49 OF 2002

Lot 21, University Park Subdivision, Caddo Parish, Louisiana, bearing Assessor's geographical number 181420043002100

Purchasers and their heirs, assigns, or successor owners shall defend, indemnify and hold harmless the City of Shreveport from any losses or damages or any action or proceeding of any nature whatsoever. The minimum bid amount is \$2,250.00.

BE IT FURTHER ORDAINED that the City reserves the right to reject any and all bids and waive any informalities.

BE IT FURTHER ORDAINED that the above described property is offered on an "as is, where is" basis without warranty of title or recourse whatsoever.

BE IT FURTHER ORDAINED that the Mayor is hereby authorized to execute any and all documents necessary to carry out the sale of the above described surplus property.

BE IT FURTHER ORDAINED that if any provision or item of this ordinance or 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 application, 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.

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

ORDINANCE NO. 62 OF 2002

AN ORDINANCE AMENDING THE 2002 BUDGET FOR THE POLICE GRANTS SPECIAL REVENUE FUND AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the City Charter provides for the amendment of any previously-adopted budget: and
WHEREAS, the City Council finds it desirable to amend the 2002 budget for the Police Grants Special

Revenue Fund, to appropriate additional funds and for other purposes.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport, in legal session convened, that Ordinance No. 159 of 2001, the 2002 budget for the Police Grants Special Revenue Fund, be amended and re-enacted as follows:

In Section 1 (Estimated Receipts):

2001 and Prior-Year Receipts:

Increase the appropriation for Prior-Year Shreveport Enforcement Project by \$10,400.

Increase the appropriation for Prior-Year Combined Operational Projects by \$9,700.

Increase the appropriation for Prior-Year Domestic Violence by \$200.

Increase the appropriation for Prior-Year AFIS by \$24,400.

Increase the appropriation for Prior-Year DARE by \$32,600.

Fiscal Year 2002 Revenues:

Appropriate \$54,500 from High-Intensity Drug Trafficking Area (HIDTA) grant.

In Section 2 (Appropriations):

From 2001 and Prior-Year Revenues:

From Prior-Year Shreveport Enforcement Project, increase Personal Services by \$10,400.

From Prior-Year Combined Operational Projects, increase Personal Services by \$9,700.

From Prior-Year AFIS, increase Personal Services by \$24,400.

From Prior-Year DARE, increase Personal Services by \$45,500 and decrease Other Cvcharges by \$12,900.

From Federal Fiscal Year 2002 Revenues:

From High-Intensity Drug Trafficking Area (HIDTA) grant, appropriate \$49,300 to Personal Services and \$5,200 to Improvements and Equipment.

BE IT FURTHER ORDAINED that the remainder of Ordinance No. 159 of 2001 shall remain unchanged and in full force and effect and that totals and subtotals shall be adjusted accordingly..

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 sections of this ordinance which can be given effect without the invalid provisions, items or applications; and, to this end, the provisions of this ordinance are hereby declared to be severable.

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

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

ORDINANCE NO. 63 OF 2002

AN ORDINANCE AMENDING THE 2002 GENERAL FUND BUDGET AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the City Charter provides for the amendment of any previously adopted budget; and
CONTINUED - ORDINANCE NO. 63 OF 2002

WHEREAS, the City Council finds it necessary to amend the 2002 General Fund budget, to adjust the year-end fund balance and other revenues and expenditures.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport, in legal session convened, that Ordinance No. 148 of 2001, the 2002 General Fund budget, is hereby amended as follows:

In Section 1 (Estimated Receipts):

Decrease Taxes and Special Assessments by \$2,050,000.

Increase Licenses and Permits by \$40,000.

Decrease Fines and Forfeits by \$75,000.

Decrease Internal Service Charges by \$100,000.

Increase Transfer from Riverfront Fund by \$782,000.

Decrease Prior-Year Fund Balance by \$1,004,100.

Increase Miscellaneous by \$800,000.

In Section 2 (Appropriations):

In Office of the Mayor, decrease Personal Services by \$59,800, Materials and Supplies by \$3,500, Contractual Services by \$10,000 and Other Charges by \$2,800.

In Public Assembly and Recreation, decrease Personal Services by \$140,000 and Contractual Services by \$80,000.

In Finance, decrease Personal Services by \$63,000, Materials and Supplies by \$10,000, Contractual Services by \$27,000 and Improvements and Equipment by \$38,000..

In General Government, decrease Personal Services by \$38,500 and Contractual Services by \$12,500. Decrease Operating Reserves by \$770,000. Decrease Transfer to Community Development Fund by \$50,000. Decrease Transfer to MPC Fund by \$15,000.

In Police, decrease Personal Services by \$340,000.

In Fire, increase Personal Services by \$500,000. Decrease Materials and Supplies by \$55,000, Contractual Services by \$10,000 and Improvements and Equipment by \$210,000.

In Operational Services, decrease Personal Services by \$550,000, Materials and Supplies by \$100,000, Contractual Services by \$225,000 and Improvements and Equipment by \$42,000.

In City Council, decrease Personal Services by \$45,000.

In City Courts, decrease Personal Services by \$10,000.

Increase Fire - Improvements and Equipment by \$800,000.

All totals and subtotals are to be adjusted accordingly.

BE IT FURTHER ORDAINED that the remainder of Ordinance No. 148 of 2001 shall remain unchanged and in full force and effect.

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

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

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

ORDINANCE NO. 64 OF 2002

AN ORDINANCE AMENDING THE 2002 BUDGET FOR THE METROPOLITAN PLANNING COMMISSION SPECIAL REVENUE FUND AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the City Charter provides for the amendment of any previously adopted budget; and
WHEREAS, the City Council finds it necessary to amend the 2002 budget for the Metropolitan Planning Commission's Special Revenue Fund, to adjust expenses and reduce the subsidy provided by the City's General Fund and for other purposes.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport, in legal session convened, that Ordinance No. 154 of 2001, the 2002 budget for the Metropolitan Planning Commission's Special Revenue Fund, is hereby amended as follows:

In Section 1 (Estimated Receipts):

Reduce Operating Subsidy - Transfer from General Fund by \$15,000.

In Section 2 (Appropriations):

Decrease Personal Services by \$15,000.

BE IT FURTHER ORDAINED that the remainder of Ordinance No. 154 of 2001 shall remain unchanged and

CONTINUED - ORDINANCE NO. 64 OF 2002

in full force and effect.

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

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

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

ORDINANCE NO. 65 OF 2002

AN ORDINANCE AMENDING THE 2002 AIRPORTS ENTERPRISE FUND BUDGET AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the City Charter provides for the amendment of any previously-adopted budget; and
WHEREAS, the City Council finds it necessary to amend the 2002 Airports Enterprise Fund budget, to transfer funds to capital projects, reduce fund balance and for other purposes.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport, in legal session convened, that Ordinance No. 151 of 2001, the 2002 budget for the Airports Enterprise Fund, is hereby amended as follows:

In Section 1 (Estimated Receipts):

Increase Other Income by \$106,700.

In Section 2 (Appropriations):

Increase Contractual Services by \$353,200.

Decrease Operating Reserves by \$1,729,600.

Increase Transfer to Capital Projects Fund by \$1,483,100.

BE IT FURTHER ORDAINED that the remainder of Ordinance No. 151 of 2001 shall remain unchanged and in full force and effect.

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

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

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

ORDINANCE NO. 66 OF 2002

AN ORDINANCE AMENDING THE 2002 BUDGET FOR THE RIVERFRONT DEVELOPMENT SPECIAL REVENUE FUND AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the City Charter provides for the amendment of any previously-adopted budget; and
WHEREAS, the City Council finds it necessary to amend the 2002 budget for the Riverfront Development Special Revenue Fund, to appropriate additional funds, shift funds among expenditure categories and for other purposes.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport, in legal session convened, that Ordinance No. 158 of 2001, the 2002 budget for the Riverfront Development Special Revenue Fund, be amended as follows:

In Section 1 (Estimated Receipts):
Increase Gross Gaming Revenue by \$1,000,000.
Decrease Casino Magic by \$200,000.

In Section 2 (Appropriations):
Increase Personal Services by \$12,000.
Decrease Contractual Services by \$450,000.
Increase Operating Reserves by \$356,000.
Increase Transfer to General Fund by \$782,000.
Increase Transfer to Capital Project Fund by \$100,000.
Decrease Operating Reserves by \$50,000
Increase Transfer to Capital Project Fund by \$50,000.

BE IT FURTHER ORDAINED that the remainder of Ordinance No. 158 of 2001 shall remain unchanged and CONTINUED - ORDINANCE NO. 66 OF 2002

in full force and effect.

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

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

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

ORDINANCE NO. 67 OF 2002

AN ORDINANCE AMENDING THE 2002 CAPITAL IMPROVEMENTS BUDGET AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the City Charter provides for the amendment of any previously-adopted budget; and
WHEREAS, the City Council finds it necessary to amend the 2002 Capital Improvements Budget to provide additional funding for various projects and for other purposes.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport, in legal session convened, that Ordinance No. 149 of 2001, the 2002 Capital Improvements Budget, be further amended and re-enacted as follows:

Program B (Recreation Improvements):

Increase the appropriation for **Riverfront Marina Barge (01-B001)** by \$50,000. Funding source is Riverfront Development Fund.

In Program C (Street Improvements):

Increase the appropriation for **Shreve Park Industrial Campus Roadway (95-C003)** by \$1,000,000. Funding source is State Grant.

In Program D (Drainage Improvements):

Increase the appropriation for **Landfill Drainage Rehabilitation (00-D001)** by \$130,500. Funding source is 1996 GOB, Prop. 2 (Drainage).

In Program E (Water Improvements):

Increase the appropriation for **Amiss WTP Plant I and II Filter Improvements (98-E006)** by \$16,875,000. Decrease State Grant by \$2,575,000 and appropriate \$19,540,000 from State Revolving Loan.

Create a new project entitled **200 and 300 Blocks of 73rd Street Water Main (02-E001)** and fund it at \$110,500 from 1994-A Utility Revenue Bonds.

Create a new project entitled **Prentiss and Westover Street Water Mains (02-E002)** and fund it at \$125,000 from 1994-A Utility Revenue Bonds.

In Program F (Sewer Improvements):

Increase the appropriation for **SSO Abatement Program (98-F004)** by \$128,600. Funding source is 1994-A Utility Revenue Bonds.

Increase the appropriation for **Lucas and North Regional WWTP Expansion (00-F001)** by \$306,800. Funding source is FEMA.

Increase the appropriation for **Wallace Lift Station Improvements (01-F003)** by \$600,000. Funding source is 2000-A Utility Revenue Bonds.

Increase the appropriation for **Stoner Lift Station Improvements (01-F004)** by \$200,000. Funding source is 2000-A Utility Revenue Bonds.

Create a new project entitled **North Regional WWTP Electrical Switchgear Improvements (02-F001)** and fund it at \$1,844,500 from 2000-A Utility Revenue Bonds.

Create a new project entitled **900 Stephenson Street Sewer Main (02-F002)** and fund it at \$130,700 from 1994-A Utility Revenue Bonds.

Create a new project entitled **3600 Lakeshore Drive Sewer Main (02-F003)** and fund it at \$106,000 from 1994-A Utility Revenue Bonds.

CONTINUED - ORDINANCE NO. 67 OF 2002

Create a new project entitled **Querbes Lift Station Force Main Replacement (02-F004)** and fund it at \$200,000 from 2000-A Utility Revenue Bonds.

Create a new project entitled **1700 Willis Sewer Main (02-F005)** and fund it at \$86,600 from 1993-B Utility Revenue Bonds.

Create a new project entitled **900 Madison Sewer Main (02-F006)** and fund it at \$99,500 from 1993-B Utility Revenue Bonds.

Create a new project entitled **900 Charlotte Street Utility Mains (02-F007)** and fund it at \$123,500 from 1994-A Utility Revenue Bonds.

Adjust totals and subtotals accordingly.

BE IT FURTHER ORDAINED that the remainder of Ordinance 149 of 2001, as amended, shall remain in full force and effect.

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

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

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

ORDINANCE NO. 68 OF 2002

AN ORDINANCE AMENDING THE 2002 BUDGET FOR THE COMMUNITY DEVELOPMENT SPECIAL REVENUE FUND AND OTHERWISE PROVIDING WITH RESPECT THERETO

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

WHEREAS, the City Council finds it necessary to amend the 2002 budget for the Community Development Special Revenue Fund, to shift funds between expenditure categories, to reconcile estimated revenues and expenditures and for other purposes.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport, in legal session convened, that Sections 1 and 2 of Ordinance No. 157 of 2001, the 2002 budget for the Community Development Special Revenue Fund, as amended, are hereby deleted and replaced with the following:

14. **Estimated Receipts:** - The estimated Community Development Special Revenue Fund budget receipts for the year 2002 are hereby established as follows:

2001 and Prior-Year Funds:

Prior-Year HOME Entitlement	\$1,791,900
Prior-Year HOME Program Income	943,000
Prior-Year CDBG Entitlement	200,000
Prior-Year HOPE Program Income	187,100
Prior-Year Sales Tax Program Income	12,000
Prior-Year LAJET Grants	234,200
Prior-Year Welfare to Work Grants	411,800
Prior-Year WIA Grants	219,963
Prior-Year SHMA Program Income	101,400
Prior-Year SHMA Fund Balance	235,000
Prior-Year Rental Rehab Program Income	169,100
Prior-Year CDBG Program Income	1,521,000
Prior-Year Riverfront Development Funds	300,000
Prior-Year Section 108 (SICED)	2,500,000
Prior-Year EDI Grant	1,000,000
Prior-Year Business Development Prog. Income	700,000
Prior-Year State Emergency Shelter Grants	1,200
Prior-Year Federal ESG	65,200
SUBTOTAL - 2001 AND PRIOR YEARS	\$12,596,800

Fiscal Year 2002 Funds:

CDBG Entitlement	\$3,878,000
CDBG Program Income	284,700
HOME Entitlement	1,654,000
HOME Program Income	200,000

HOPE Program Income	34,000
Federal Emergency Shelter	134,000
State Emergency Shelter	151,000

CONTINUED - ORDINANCE NO. 68 OF 2002

Transfer from General Fund	2,074,000
Rental Rehabilitation Program Income	25,000
Codes Enforcement Ext. Service Charges	185,000
SHMA Program Income	13,000
Business Development Program Income	60,000
Dislocated Workers	1,409,300
Dislocated Workers	1,409,300
WIA	1,920,600
WIA	1,920,600

SUBTOTAL - FY 2002 FUNDS \$8,692,700

GRAND TOTAL REVENUES \$21,289,500

15. Appropriations - The funds set forth in the following classes of expenditures are hereby appropriated out of the Community Development Special Revenue Fund's receipts for the year 2002:

2001 and Prior-Year Funds:

CDBG:	
EDI Grant	1,300,000
SICED Grant	2,625,000
Administration Bureau Personal Services	60,000
Transfer to Capital Projects	277,200
HOME:	
CHDO	897,900
HOME	894,000
HOME Program Income	143,000
HOPE III Program Income	187,100
Housing Bureau Personal Services	364,900
Workforce Development Grants:	
LAJET	234,200
Welfare to Work	411,800
WIA	4,022,800
Sales Tax Program Income	12,000
Leased Rehab Program	169,100
SHMA Program Income	101,400
Business Development Loan Program	650,000
Small Business Development Program	50,000
State Emergency Shelter Grant Program	1,200
Federal Emergency Shelter Grant Program	65,200
Housing Programs	200,000
Rental Multi-Family Development	800,000
CDBG Program Income Balance	293,900
Demolition Program (Codes Other Charges)	400,000
SHMA Fund Balance	235,000
SUBTOTAL - 2001 AND PRIOR YEARS	\$ 12,596,800

2002 Revenues:

Administration:

Personal Services	\$ 557,800
Materials and Supplies	20,500
Contractual Services	115,200
Other Charges	0
Improvements and Equipment	12,000
Transfer to General Fund	192,500
Transfer to Capital Projects Fund	692,800
Transfer to Fleet Services Fund	3,000

Subtotal \$1,593,800

Emergency Shelter Grants:

Federal ESG	\$ 134,000
State ESG	151,000

Subtotal \$ 285,000

Public Facilities and Improvements:

\$ 50,000

Subtotal \$ 50,000

CONTINUED - ORDINANCE NO. 68 OF 2002

Public Service Projects:

\$ 509,000

Subtotal	\$ 509,000
<u>CDBG Program Income Fund Balance</u>	\$ 284,700
TOTAL - ADMINISTRATION	\$2,722,500

Housing and Business Development:

Personal Services	\$ 153,100
Materials and Supplies	21,200
Contractual Services	56,900
Other Charges	3,000
Improvements and Equipment	8,000
Transfer to Fleet Services Fund	3,000

Subtotal	\$ 245,200
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Programs:

Business Development

Small Business Development Program	\$ 60,000
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Subtotal	\$ 60,000
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Housing

Housing Programs	965,000
CHDO	400,000
HOME Program Income	200,000
HOME Program	1,089,500
SHMA Program Income	13,000
HOPE III Program Income	34,000
Rental Rehab Program Income	25,000
Section 108 Loan Repayment	315,600
Multi-Family Housing Development	570,000

Subtotal	\$3,612,100
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TOTAL - HOUSING & BUSINESS DEV.	\$3,917,300
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Codes Enforcement:

Personal Services	\$ 817,600
Materials and Supplies	63,600
Contractual Services	940,500
Other Charges	125,000
Improvements and Equipment	51,200
Transfer to Fleet Services Fund	55,000

TOTAL - CODES ENFORCEMENT	\$ 2,052,900
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GRAND TOTAL - APPROPRIATIONS (2002)	\$ 8,692,700
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GRAND TOTAL - ALL APPROPRIATIONS	\$21,289,500
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BE IT FURTHER ORDAINED that if any provision or item of this ordinance or the application thereof shall be held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items or applications; and, to this end, the provisions of this ordinance are hereby declared to be severable.

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

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

ORDINANCE NO. 69 OF 2002

AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING PROPERTY LOCATED ON THE NORTHEAST CORNER OF HOLLYWOOD AVENUE, AND MANSFIELD ROAD, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM B-2, NEIGHBORHOOD BUSINESS DISTRICT TO B-2-E, NEIGHBORHOOD BUSINESS/EXTENDED USE DISTRICT, LIMITED TO "AN AUTO TOWING DISPATCH OFFICE AND VEHICLE STORAGE FOR A MAXIMUM OF 10 OPERATIVE VEHICLES AND 1 INOPERATIVE VEHICLE ONLY" AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, Louisiana, in due, CONTINUED - ORDINANCE NO. 69 OF 2002

legal and regular session convened, that the zoning classification of property located on the northeast corner of Hollywood Avenue and Mansfield Road, legally described below, be and the same is hereby changed from B-2, Neighborhood Business District to B-2-E, Neighborhood Business/Extended Use District limited to "an auto towing dispatch office and vehicle storage for a maximum of 10 operative vehicles and 1 inoperative vehicle only".

Three certain lots and a certain fractional lot or parcel of ground situated in Shreveport, Caddo Parish, Louisiana, being Lots 24, 25, 26, and a portion of Lot 23, all being a part of Block 25, Morningside Subdivision, Caddo Parish, Louisiana, said portion of Lot 23 being more particularly described as follows: Beginning at a piece of steel rail at the SW corner of Lot 24, said point being at the intersection of the north R-O-W line of Hollywood Avenue with the east R-O-W line of the Southern Pacific Railroad; run NE'ly along the east R-O-W line

of said railroad for a distance of 201.89 feet to a 1" iron pipe located at the NW corner of Lot 23; thence run E'ly along the common line of Lots 22 and 23 a distance of 139.83 feet to a set 3/4" iron pipe at the intersection of the projection of the common line between Lots 26 and 27 with the common line between Lots 22 and 23; thence run S'ly along said projection and along the common line between Lots 26 and 27 a distance of 199.70 feet to a set railroad spike located at the SE corner of Lot 26, said point being on the north R-O-W line of Hollywood Avenue; thence run W'ly along said north R-O-W line of Hollywood Avenue a distance of 167.86 feet to the POB. Said property containing 30,737 square feet, M/L, together with all buildings and improvements located thereon, LESS AND EXCEPT the following described portion of the above described property, being the South 10.00 feet of said Lots 24, 25, and 26 of Morningside Subdivision, Block 25, Caddo Parish, Louisiana, said parcel containing 1674 sq. ft. (0.0383 acres.)

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

1. Development of the property shall be in substantial accord with the site plan submitted with any significant changes or additions requiring further review and approval by the Planning Commission.
2. All operative vehicles (maximum of 10 at any one time) and any commercial towing trucks must be stored behind the six-foot solid wood fence.
3. The inoperative vehicle (only 1 at any given time) must be stored inside the facility.
4. Hours of operation from 7:00 a.m. to 10:00 p.m.

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.

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

ORDINANCE NO. 70 OF 2002

AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING PROPERTY LOCATED ON THE WEST SIDE OF GLENMORA DRIVE, 800 FEET SOUTH OF LOCH RIDGE DRIVE, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM R-1(TH), SUBURBAN, ONE-FAMILY TOWNHOUSE RESIDENCE DISTRICT & R-3, URBAN, MULTIPLE-FAMILY RESIDENCE DISTRICT, TO R-1(TH) PUD, SUBURBAN, ONE-FAMILY TOWNHOUSE RESIDENCE/PLANNED UNIT DEVELOPMENT DISTRICT, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, Louisiana, in due, legal and regular session convened, that the zoning classification of property located on the west side of Glenmora Drive 800 feet south of Loch Ridge Drive, legally described below, be and the same is hereby changed from R-1(TH), Suburban, One-Family Townhouse Residence District and R-3, Urban, Multiple-Family Residence District, to R-1(TH)PUD, Suburban, One-Family Townhouse Residence/Planned Unit Development District.

A tract of land located in T17N-R-13W, Shreveport, Caddo Parish, Louisiana, also being a portion of Lots 3 and 5 of the Grubbs Succession, and a portion of Kennedy Place, said tract being more fully described as follows: from the SW corner of Spring Lake Village, run N17°35'31"E a distance of 150.08 feet to the NE corner of Lot 44 of said subdivision thence run N17°36'14"E a distance of 60.14 feet to a point on the S'ly line of Spring Lake, thence run along the S'ly line of Spring Lake the following three courses: S73°28'02"E a distance of 92.50 feet; N63°03'22"E a distance of 189.58 feet, N65°26'45"E a distance of 129.68 feet to the POB for the tract herein described. Continue thence along the S'ly line of Spring Lake the following nine courses: N15°49'08"E a distance of 143.66 feet, N35°50'17"E a distance of 142.53 feet, N67°58'E a distance of 141.55 feet, N72°17'26"E distance of 150.50 feet, N88°16'24"E a distance of 119.59 feet, S65°35'33"E a distance of 113.02 feet, N60°32'39"E a distance of 83.53 feet, S75°20'08"E a distance of 149.62 feet, S76°54'08"E a distance of 277.03 feet to a point on the W'ly line of Spring Lake Townhouses Phase I, thence run S6°15'10"W along the W'ly line of Spring Lake Townhouses Phase I a distance of 126.23 feet to a point on the N'ly line of Spring Lake Apartments Phase I, CONTINUED - ORDINANCE NO. 70 OF 2002

thence run W'ly along the N'ly line of Spring Lake Apartments Phase I, the following five courses: thence run S43°07'24"W a distance of 62.54 feet, thence run N72°59'28"W a distance of 455.78 feet, thence run S69°56'19"W a distance of 419.47 feet, thence run S18°08'27"W a distance of 133.57 feet, thence run N71°51'33"W a distance of 188.37 feet to the POB. Said tract containing 4.76 acres.

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

1. Development of the property shall be in substantial accord with the preliminary Planned Unit Development design submitted (19 lots) with any significant changes or additions requiring further review and approval by the Planning Commission.

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

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

John David Stewart, Chairman

ORDINANCE NO. 71 OF 2002

AN ORDINANCE TO AMEND CHAPTER 106 OF THE CODE OF ORDINANCES, AS AMENDED, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY AMENDING SECTION 106-1130 (f) (2) a., BY MODIFYING THE REQUIREMENTS FOR TELECOMMUNICATION TOWERS ALLOWED AS SPECIFIC PERMITTED USES, AND BY OTHERWISE PROVIDING WITH RESPECT THERETO.

BE IT ORDAINED by the City Council of the City of Shreveport, Louisiana, in due, legal and regular session convened, that Section 106-1130 (f) (2) a., of Chapter 106 of the Code of Ordinances, as amended, the City of Shreveport Zoning Ordinance, is hereby amended and reenacted to read as follows:

- 1) "Locating a monopole tower or antenna(s) not exceeding 200 feet in height, including the placement of additional buildings or other supporting equipment used in connection with said tower or antenna(s), in any I-1, Light Industry District, I-2, Heavy Industry District, B-3, Community Business District or B-4, Central Business District; provided, however, that such tower shall be setback from any existing ~~off-site residence located in a~~ residentially zoned district, a distance equal to three times the height of the tower and from any public street a distance equal to the height of the tower, and provided further that these setbacks may be reduced if, in the judgement of the planning director, the tower and equipment site is sufficiently screened, fenced and landscaped and/or due to orientation, topography or other features is visually obscured enough to warrant a reduction in the setback."

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.

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council

UNFINISHED BUSINESS:

1. Discussion and/or Action Relative to the Public Safety Committee. (F/Shyne) (Tabled on Oct. 23)
2. Resolution No. 12 of 2002: Authorizing the Mayor to accept the donation of certain immovable property from Charlton Christopher Holmes. (1033 Shreveport-Barksdale Hwy.) (Tabled on March 26)

Councilman Carmody: Could we just ask the Administration for an update, when we will be able to receive this report that we are waiting for? Mr. Antee: They are in the process of doing the Phase II. I would anticipate hopefully within the next two weeks it should be in.

Councilman Carmody: Very good, we'll look forward to that.

Councilman Stewart: Is that a sufficient response? Councilman Carmody: Yes, sir. I understand we will be looking for that report in 2-weeks.

3. Alcohol Retail Permit: Ms. Deborah Hawkins [Employer: 2901 Milam St. [Take-A-Bag Grocery] (G/Burrell) (*Special Meeting scheduled for May 30*)

Mr. Thompson: It is on for 1:30, Thursday. Councilman Stewart: 1:30, that is this Thursday, May 30? Mr. Thompson: That is correct. Councilman Stewart: 1:30 p.m. in these Chambers? Mr. Thompson: That is correct.

Councilman Stewart: Could you, realizing this is somewhat of a guess, would you estimate a timeframe for this meeting: 1 hour, 2 hours, 3 hours, 4 hours? Mr. Thompson: Four hours or more. Councilman Stewart: Thank you; let the buyer, be aware.

Councilman Burrell: Will we get dinner in that, Mr. Thompson? Mr. Thompson: If you would like it, yes.

Councilman Shyne: If I can get a commitment from Councilman Burrell, that it will be shorter, could we maybe say 2 hours? Mr. Thompson: Mr. Shyne, the Police Department is presenting its case and they have, I don't know, 12 witnesses or so and then there may be witnesses by the other side, so it is really not going to be controlled by Mr. Burrell, I don't think.

Councilman Shyne: Mr. Thompson, I know you are probably are right, but you know how Mr. Burrell loves to talk. Councilman Burrell: Well, in that case, Mr. Shyne, we'll leave you out, we'll cut it to 1 hour.

NEW BUSINESS:

- 1) *Election of City Council Chairman:* Councilman Shyne nominated Councilman Roy Allen Burrell as Chairman, seconded by Councilman Huckaby. Motion approved by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.
- 2) *Election of City Council Vice-Chairman:* Councilman Shyne nominated Councilman Patricia Spigener as Vice-Chairman, seconded by Councilman Huckaby.

Councilman Spigener: Well, this is quite by surprise and really hadn't anticipated this and really hadn't given it much thought. Would this be the regular. . . Councilman Stewart: This would be the normal procession of events. Councilman Spigener: We certainly want things normal, so I will accept. And I appreciate that Mr. Shyne, those very flattering words.

Motion approved by the following vote: Ayes: Councilmen Huckaby, Stewart, Carmody, Serio, Spigener, Shyne and Burrell. 7. Nays: None.

Councilman Shyne: Chief, I guess you see how we conduct our City Council meetings. It seems like

somebody wrote in the paper it was kind of like a fray or a shenanigan and you had a chance today to see that it went very smoothly, didn't it. Councilman Stewart: The best is yet to come, Chief.

3) Taxi Driver License appeal: William Johnson, Jr. (Work Session Hearing /Postponed on May 24)

Councilman Stewart: Is this the appropriate time for the Taxi Driver? Ms. Lee: Yes, sir it was postponed on Friday, he wasn't able to be here. Councilman Stewart: Do we have the appropriate parties here today for the discussion? Ms. Lee: The position of the Police Department, first.

Captain Richard Salley, Information Services: Mr. Johnson applied and was in violation of 106-62 because of his criminal record. It says you can not have a, have certain conditions or be serving a sentence within five years of date of application and his probation ended on June 17, 2000 which within the five years.

Councilman Stewart: Your recommendation? Captain Salley: According to the ordinance, he is disapproved, he does not get a permit.

Councilman Stewart: When would he be available for a permit, based on the ordinance? Captain Salley: Five years from June 17, 2000.

Councilman Stewart: July 17, 2005, for the record. Captain Salley: Yes, sir.

Councilman Spigener: I do understand correctly, that he has served his probation period. The ordinance just say five years afterward.

Councilman Shyne: Captain, what was that for? What was the . . . ? Captain Salley: It was possession of Police Schedule II controlled dangerous substance. Possession III CDS.

Councilman Shyne: Does he have any type of violence in his record? Captain Salley: That is the only convictions. He has some other arrests, but most of those are of similar nature.

Councilman Stewart: How many arrests, sir? Captain Salley: Seven.

Councilman Shyne: Non-violent? Captain Salley: Right, the most serious would be, simple burglary

Councilman Stewart: For the record, would you, normally we have information in front of us, would you give us the dates and the events, please and any pertinent information for decision-making process. April 17, 1998: DWI; guilty. July 21, 1992: Simple battery; no disposition. May 27, 1993: Simple theft and was found guilty. 1997: Traffic, Simple battery, Simple theft; no resolution. 1998: Simple burglary; no resolution. 1998: Use and Sale of drug paraphernalia; no resolution. 1998: Possession of marijuana, possession of Schedule II; no resolution. And then finally found guilty for that one in 1999, January 6, 1999 and was sentenced and then ended his probation.

Councilman Spigener: Are there any probation violations which you see? Captain Salley: None listed in his record.

Councilman Burrell: I am not that familiar with the drug type, what is Schedule II? Captain Salley: Schedule II is a drug, I don't know what particular one it is, it is a whole list, it is a drug that has a fairly high, propensity for mis-use but it also has some medical uses. Schedule I has no medical uses, such as heroin, but a high propensity for mis-use. Schedule II has some medical use.

Councilman Burrell: So the higher uses, is Schedule I? Captain Salley: Yes, sir. Schedule II would be some of the things, some of the serious barbiturates and things like that, that doctors could prescribe that might have a use, but they were not—a lot of people mis-use them.

Councilman Shyne: At this point, I would like *to move to grant him his license in order for him to be able to make a living*. I would hope that at this point, you seem like you are old enough to understand that and I don't like to use the word "shenanigan" because a lot of folks will mis-use that word, but I will use it today, but that you are old enough to understand that you need to cut that kind of shenanigan out and that there is no future in the drug culture whether it is prescribed by a physician or whether it is something that you buy on the streets from somebody else. And I would hope that you would get a-hold of your life and you seem like you have and you would turn it around and you would become a productive citizen and be one of the best cab drivers that this City of Shreveport has ever known. Because you know a lot of people, do get the impression about a city, from cab drivers and you could act as an ambassador for the City of Shreveport, turn your life around and you could be an ambassador for the city of Shreveport. I mean, being a cab driver, is a very, very important occupation and I would hope that you take it serious and I'd like to see you continue to drive cab, and I'd like to see you become an ambassador for the city of Shreveport; so that is my motion.

Councilman Burrell: point of clarification, in acquiring these taxi cab drivers license, that does allow them to drive for any company , period, within Shreveport, is that correct? Captain Salley: Yes, sir.

Councilman Burrell: I do have some concerns about drivers that have tough records where we put them back out on the street and I wish that it was some way, similar to the alcohol license, where we could tie it to a business where a business would tell you whether or not, they support this person, blah, blah, this is just for information. I don't know if that can be done, but I think it would help us from, I know it would help me from where I sit and actually help grant a license back to a person who maybe a potential hazard to someone, other than the business just say a person who is out there who is driving but that is another issue that I would like to probably take up with the City Attorney or Mr. Thompson, to see if that can be done. Because I think it is just as bad as the liquor or DWI situation because both of them have the potential of being harmful to the public and we are the ones making the decision to give that authority back to those persons.

Councilman Stewart: Captain Salley, what is your recommendation on behalf of the Shreveport Police Department for resolution of this request? Captain Salley: The recommendation is that he doesn't meet the requirements of the ordinance, and therefore, should not be given a taxi permit.

Councilman Spigener: Just as a point of information, what period of time are these license valid for? Captain Salley: They are generally good, but it varies on exactly when they got it but they would be good for 2 years from the date that he originally applied if he were given it today which would be sometime earlier this month, I think it is the 14th or 15th, I believe, or something like that, so it would be two years from that period of time.

Councilman Shyne: I believe what Councilman Burrell is saying, is to tie it into a particular cab company? Do you think you could get that kind of commitment from one of the cab companies? Mr. Johnson, Jr.: I should be able to, yes.

Mr. Dark: As a practical matter, this is different than ABO in the sense that you can take an ABO card and work in literally hundreds of establishments in Shreveport. There's only three cab companies. Even if a person drove for a limo or a casino shuttle, you are probably still talking 10 or 15. It is a little left in need I think to tie him to a specific company, unless you've got a situation with a marginal applicant where the owner of the business comes in a vouches for him or something like that you are probably better off letting him drive for any of the three companies that are out there.

Councilman Burrell: I understand what Mr. Dark was saying, but whether it is 3 of it is 80, you still

have the same potential. You may not have a greater frequently, but you still have the same potential. And given the fact that when you are actually putting the authority back into the hands of the individual that may have the problem, we are then exercising our authority to do that sometimes at the detriment of the public, in which we represent.

I think from that perspective then, personally, that's the reason I said it was a personal observation that I would feel more comfortable if that were the case where we could get someone who owns the company that would come and vouch for the individual and say, well I know that that person has these things in their record and I am still willing to vouch for them because basically a car is just a big weapon, probably one of the most dangerous weapons you can deal with. And from that perspective, I think that is a large responsibility that you are handing back, especially, if that individual has gotten involved with some DWI situation or drug situation which will somehow sort of damage their perspective on driving. Driving is a privilege, to me. It is not something that you are a right so from that perspective, that's the position I take on that.

Councilman Serio: Captain Salley, I got a question, going back, 1988 we have a DWI; in '92 we got a simple battery; '93 a simple theft; simple battery, simply theft in '97, simple burglary in '98. How many convictions do we have? Captain Salley: There is one felony conviction and two misdemeanors.

Councilman Serio: And the felony conviction is for? Captain Salley: Is for the latest one, possession of controlled dangerous substance.

Councilman Serio: For the drug. And that was in 1999? Captain Salley: Yes, sir.

Councilman Serio: And so that one, you said probation start on that on June 17, 2000? Captain Salley: Yes, sir.

Councilman Serio: Was there ever any time on that or was it just a sentence? Captain Salley: No, Sir, it was suspended sentence with supervised probation.

Councilman Serio: And again, the Department's recommendation is to not provide the license? Captain Salley: Yes, sir.

Councilman Spigener: And then the Department is basing their reason for denial upon the fact that it has not been a 5 year period since his probation? Captain Salley: Correct. Councilman Spigener: Sine he has completed his probation, that is the basis. Captain Salley: Correct.

Councilman Shyne; Five years is a long time. I don't really thing, I don't know who made this, I've might have been one of the ones who voted for it a few years ago. If he has not really turned his life around, I mean, it could be 10 years and it wouldn't matter but if he has decided to turn his life around, it could be 6-months.

I would hate to deny him an opportunity in order to make a living at what he does because of three misdemeanors. I guess we could get a traffic ticket and have a misdemeanor. I would hope at this point that, maybe I'm wrong but I would hope at this point that we would get some compassion and we could give this gentleman an opportunity secure his license and to make a living. I don't really see where five years would make a difference because what we are dealing with is more or less, a mental attitude maybe not so much a physical healing where you are if you are hurt in a sports activity, the doctor might say, well okay it is going to take you 6 -weeks for that bone to heal and you stay out 6-weeks because it is going to take that time to heal.

If it would make Councilman Burrell more comfortable for someone to come in and say, we don't mind him driving with us, I would lean that way. But, I would hope at this point that we would not deny him an opportunity to make a living. He seems like he is willing to turn his life around and to do the right thing. Like I say, being a taxi driver he could be a great ambassador for the City of Shreveport, so, I would hope that my colleagues would decide to vote to give him his license.

Councilman Burrell: I just wanted to clarify a comment. I am not saying that we should support this young man, because I have no record or indication from anybody that he has changed or anything like that or even asking him to give me an answer on whether or not anything has change. If there is a way that we could not, in this particular case, I was just throwing it out because it could be some type of research if we could maybe tie it to a business, not that that individual can only work at that one location, it is the fact that you would have someone that he is going to be employed with to come and vouch for him at that time because what it does, it cut some of the (inaudible) back on the business itself that is going to be hiring because he says he has the potential to work at a business. I assume that you've applied for a job.

What that does, a lot of time allow that business to monitor that individual because you are off probation, as I understand it. . and assume that you were checked during probation to see whether or not you are still using. And at least it gives someone else an opportunity to be partly responsible for that individual because for one thing, you are placing a liability back on that business and that person would want to follow up, if need be, if they are the ones putting their name on the line. Secondly, it would give us some assurance that the decision that we make, whether yeah or nay, we are putting back our responsibility back to the public that we are trying to protect our interest so that was the rational on that.

Councilman Shyne: Mr. Thompson, is it anyway that we could maybe strike a compromise and instead of 2 years, we could narrow it down to 1 year and then at the end of the year, he would come back before the Council and we would take a look at it and see where he is in relationship to. . . ?

Councilman Stewart: Are we dealing with an ordinance here? Mrs. Glass: There is an ordinance. I've not read the whole thing in depth. I do know that on the appeal paragraph it does say that the Council *can affirm or modify or reverse the decision of the Police Department*. So, not having researched it in depth, that would seem like that might be a way of modifying the decision.

Councilman Shyne: Can we strike a happy median at this particular point? Could we modify and say that you will have to come back in 12 months to see what incidents or accidents or whatever would be there because I could sit here and think of a 100 reasons why I would vote the other way.

Councilman Stewart: Ms. Glass can you assist Mr. Shyne in this decision concerning, if I understood correct, could we limit it to a condition where the gentleman had to return 1 year from now to be re-affirmed, I assume, based on his record during that period of time? Mrs. Glass: I would suppose you could just make that motion. The question I guess would be, it would put the burden on the Police Department to keep track of the fact that his license would expire in 1 year.

Councilman Stewart: Do you have an amendment to your motion? Councilman Shyne: I would like to word it like that, that *we would grant it for a 1 year period and we would have him return at the end of the 1 year to check his record*, seconded by Councilman Burrell.

Mr. Thompson: A couple of people had voted, would they want us to clear the board? Councilman Stewart: I think you should clear the board please.

Councilman Stewart: I'd like to make an observation. I think it is extremely important to deal with opportunities. Having been in the insurance business for 30 some odd years, I also made a commitment to the Police Department, unless there was severe overriding information or changes, that I would follow their resolution. I will vote against this, this is not a personal issue. I've spent my life with automobile

accidents. I've seen the people that were killed, walked away just by accidents and certainly not an accusation to anybody, it is just a statement of the facts. When you are dealing with an automobile responsibility, it is an awesome responsibility. You can certainly speak to the Risk Management Department of the City of Shreveport as well as to the Chief of Police. Given what I see here in front of me in terms of the events, I realize that some are not processed. There are still a significant trend here, I will have to vote against this but I certainly would recommend that everyone, feel comfortable to vote their conscious. (Inaudible) based on the information that the officers here. And normally ladies and gentlemen in the audience and for the applicant, we have this information up here in front of us. We did not have it today.

Motion to approve the amendment to Mr. Shyne's motion which is to, limit the period of time for this benefit for 1 year. Motion denied by the following vote: Nays: Councilman Huckaby, Stewart, Carmody, and Serio. 4. Ayes: Councilman Spigener, Shyne and Burrell. 3.

Councilman Stewart: This amendment fails, and we would move to the motion by Mr. Shyne which is *to grant the applicant a license*, is that correct?

Mr. Thompson: I was thinking that that was the substitute motion but I could be wrong.

Councilman Stewart: Ya'll were the witnesses. Mr. Shyne, your intent?

Councilman Shyne: Mr. Thompson is actually right. At this particular point, that is a mute issue because if you don't want to vote to give him an opportunity for a year, I'm not an expert at logic but logic tells me in this particular case, you are not going to vote to give him his license for 2 years. Councilman Burrell: That's an assumption. Councilman Shyne: That's what I am saying, that is what I am assuming and I have been, well there its the logic in it too, I mean that is what you base your assumptions on. But now I hope I am wrong at this particular point, I hope that you all would say, lets give this gentleman an opportunity.

Councilman Stewart: Could I have an explanation so we can understand where we are. I understand everybody's feelings pro and con. We have 4 against and 3 for. You, Mr. Thompson, I sense understood that this was a substitute? Mr. Thompson: Again, that is an assumption. I assumed that it was a substitute motion and that once you voted on this, it would be decisive of the issue.

Councilman Stewart: Then is it the wishes or the feelings of this Council that the decision has now been made on the basis of a substitute, that would be 4 against and 3 for and this request would not be granted?

Councilman Serio: If it would make any difference, I'd be willing to make a motion. Councilman Stewart: Mr. Thompson, would you lead us of what is appropriate? Mr. Thompson: What I had said earlier, that was my assumption. If that is incorrect then Mr. Serio's motion is certainly in order.

Councilman Burrell: We only voted on the substitute, which was not the original motion.

Motion by Councilman Serio for approval (and ask for a no vote), seconded by Councilman Carmody.

Councilman Shyne: I would like to ask for a yes vote although you voted no the last time, I would like to ask for a yes vote.

I mean, supposing somebody got a DWI. You get a DWI and we say, well we better not let you drive no more because you are going to come up with another DWI and you are going to kill somebody. Hey, it would be a whole lot of folks who wouldn't be driving.

Lets say, suppose we say, well you know you lied one time, you are not going to ever tell the truth no more. It bothers me when we would start taking those positions as holier than thou. I mean, I understand cars are very dangerous item whether you been drinking or not or whether you've ever been. . . I mean, you could have 40 years worth of perfect driving. One day you can have an accident. And you could have an accident your first day of driving and then 40 years of perfect driving from now on. I would hate to see us do this to you. I feel like you should have a chance at practicing your profession. Maybe I am a little different when I sit in judgment of people.

Maybe I have a little bit more compassion., maybe I came up where people made mistakes and gave us a second chance, maybe I came up in the kind of environment where people worked to be perfect because we knew that they were not perfect and you need a second and sometimes a third chance. I guess that this the way it is in playing baseball, I guess that this why they give you three strikes and you are out. I would ask my colleagues at this particular time if they would lets give him another chance.

Motion denied by the following vote: Nays: Councilman Huckaby, Stewart, Carmody, and Serio. 4. Ayes: Councilman Spigener, Shyne and Burrell. 3.

REPORTS FROM OFFICERS, BOARDS, AND COMMITTEES. None.

CLERK'S REPORT:

Letter of Appeal: BAC-32-02, ASHLEY TRIDICO, 4304 Clingman Dr., Special Exception Use in an R-1D District, hair salon limited to 1 operator. (C/Carmody) (*case not to be considered prior to June 11*)

THE COMMITTEE RISES AND REPORT. None.

ADJOURNMENT: There being no further business to come before the Council, the meeting adjourned at approximately 5:20 p.m.

John David Stewart, Chairman

Arthur G. Thompson, Clerk of Council