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Council Proceedings of the City of Shreveport, Louisiana
October 13, 2009

The regular meeting of the City Council of the City of Shreveport, State of Louisiana was called to order by Chairman Ron Webb at 3:09 p.m., Tuesday, October 13, 2009, in the Government Chambers in Government Plaza (505 Travis Street).

Invocation was given by Councilwoman Bowman.
The Pledge of Allegiance was led by Councilman Long.

On Roll Call, the following members were Present: Councilmen Calvin Lester, Monty Walford, Michael Long, Bryan Wooley, Ron Webb, Joe Shyne, and Joyce Bowman. 7. Absent: None.

Motion by Councilman Shyne, seconded by Councilman Wooley to approve the minutes of the Administrative Conference, Monday, September 21, 2009, Council Meeting, Tuesday, September 22, 2009 and Amendment No. 1 to Council Proceedings – July 1, 2009.

Amendment No. 1 to Council Proceedings of the City of Shreveport, July 14, 2009

Amend the Minutes of the July 14, 2009, City Council meeting as published in the Official Journal (The Times) on July 21, 2009, as follows:

On page 6B from column 5 to column 7, delete the Special Meeting Minutes of July 1, 2009.

Explanation: The Special Meeting minutes of July 1, 2009 were published in the Official Journal on July 7, 2009 and again in the regular meeting minutes on July 21, 2009. The deletion of the Special Meeting Minutes from the regular meeting minutes of July 14, 2009 will prevent the minutes from being printed twice in the 2009 Minute Book.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb, 1. (Mayor Pro Tem)

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

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

Councilman Webb: Mr. Sibley, does the Administration have any?

Mr. Sibley: Not at this time Mr. Chairman. Mr. Chairman, but we will have some under general communications and other business.

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

Councilman Webb: I see we have our City Marshal with us, Charlie Caldwell. Hello Charlie. Does any Council Members have anybody they'd like to recognize or?

Councilman Shyne: Oh Mr. Chairman, I'd like to recognize Mr. Andrew Davis, Deacon Andrew Davis.

Councilman Webb: Moving on to Property Standards, Mr. Holt?

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

Mr. Sibley: Mr. Chairman, right before you go there, (inaudible) just a couple of notes, 1) as you said, the Mayor is out of State, but also wanted to ask if we may under Communications, Mr. Strong, with all the rain that's going on, we've gotten some calls about what's going on with the lake, and perhaps drainage, and if it's okay with the Council, would like to ask Mr. Strong to come forward and brief us on how the rain may be impacting us. And also Mr. Chairman, we know (inaudible) is the Community Development update on their Housing Policies and Procedures that the Council requested. Ms. Moore provided those, and that's for you to read at your leisure, and obviously offer any thoughts or feedback on it. But that is there available for you.

Councilman Webb: Is he going to give us a rain report on the Lake?

Mr. Strong: Well it's raining. Mr. Chairman, we got a couple. One is on the lake itself. Last I just checked, the lake is at 172. (little over) .5. It's still rising, we'll probably get to 173. The top of the crest gates is 171.2. So we're already well over a foot. 172 is the property of the City. Anything above that is getting outside of the City. So, we are seeing some localized flooding in some of the low lying areas that's in and around the lake. We're watching it very close. All the gates are open, can't do much more except hope that the lake (inaudible) down and doesn't come very much more today or tomorrow.

Councilman Webb: Well I heard on the radio coming in, they were issuing flash flood warnings and, I'm trying to think of the county in East Texas, Marshall area, Harrison County.

Mr. Strong: Over in Waskom area, all comes over here, so as long as it stays in Marshall, that's not coming over here, but if it's in Waskom, we'll get all of the rain from that area. So, we are watching that. What does this do that's on it, we're having to open the gates. At the same time that we're doing this, the river is up. So, the river is backing up, our two sewer plants are well above their peak pumpage of what we're having to do on it. Plus the water is going over the road going into the north regional plant. So we're seeing that and we expect the river to come up about another foot, foot and a half, and we'll probably using boats to get into the north regional plant. Probably over the next two days. And may see some of the water from the backup to get to Russell Road, but we're not sure about that yet on the last that we've heard from the river. But that kinda gives you a quick update on where we're at on that. But we're watching all of it, and then we've done about everything that we can as far as we can't open anymore gates. We've got all the gates open at Cross Lake right now.

Councilman Walford: 173 will be the second highest level since 1996 I think?

Mr. Strong: '91 would have been the highest when we got up to the 176, and so we're right at - - - I think you're right. That would be about 173.

Councilman Walford: Well having come from there just a little while ago, trust me, it's really up.

Mr. Strong: Yeah, and you know I live right on the outskirts, so I'm watching very close. Thank you.

Mr. Sibley: Thank you Mr. Strong: If I may also, Chief Whitehorn come forward please?

Chief Whitehorn: Good Afternoon.

Councilwoman Bowman: On yesterday, Mr. Chairman I asked him to bring that information as far as safety, and let the females and the citizens know what to do.

Chief Whitehorn: I also passed out our current year to date stats just prior to, and as you all are aware, you can see on those stats, we're up 23% in rapes this year. That's a staggering number for us. You know we're trying to keep crime down and that shows a significant increase. And what I have to share this afternoon is just some safety information, and what I have to share this afternoon is just some safety information that I think all of our citizens need to be aware of to help in preventing rapes. And one of the first lines of the defense is that women need to recognize that they are no matter who you are, where you live, how old you are, you are a potential victim. So, the first line of defense is recognizing that you are a potential victim, and then safety on the streets. We asked that if at all possible, travel in well lit and well traveled areas. A lot of times these rapes occur in late or early morning hours in areas where females are walking alone or somewhere alone. If possible, they need to walk in pairs, walk facing traffic, not away from traffic. That way you can see what's coming towards you, and be able to react in case someone stops beside you. You need to plan the route ahead of time, know your neighborhood. Avoid shortcuts, bushy areas and alleyways, dress for ease of movement if possible, don't carry a purse. A lot of times that prevents you from escaping. If possible, don't burden yourself with bulky packages or belongings. If you sense you're being followed, immediately cross to the opposite side of the street and head for the nearest open business or occupied dwelling. When seeking help from an occupant of a residents, yell fire as opposed to help or rape. Safety in the homes: Install good locks on your doors, and I can - - - you want me to go through all of this list?

Councilman Webb: Yes, yeah go ahead.

Chief Whitehorn: Install good locks on your doors and windows and use them. Only put your last name on your mailbox or consider inventing a roommate's name. Never include your address in your telephone book. Install a door eye viewer or peep hole on your door. Never automatically open your door without knowing whose at that door. Don't rely on chain latches and screen doors for security. A lot of people will put those little chains on their doors and when they open it, that screw is very small. Anybody can force their way through that chain. Instruct the children in safe door and telephone techniques. Don't answer questions asked over the telephone. Ask for identification from service people. If you're still not satisfied, call the business and verify that the visit is a legitimate visit in your area. Have someone present whenever a man is going to be performing some service on your home. In your car, have your keys in your hand when going to and from your car. Lock the doors and roll up the windows whenever you leave your car. Keep the doors and windows locked whenever you're in your car. Prior to entering your car, always check both under the car and behind the front seat. Many times those perpetrators will hide or have already gained access and be in the vehicle or underneath and jump up as you open your door. Park in well lighted well populated areas. Be aware of your surroundings as you walk through parking lots. Suspects often hide between parked cars. If your car breaks down, raise the hood, and turn on the emergency flashers. Remain in your locked car until help arrives. If someone stops to offer assistance, ask them to send a tow truck or contact local law enforcement and talk through the window. Don't get out of

the car. If you are being followed, don't turn into your driveway. Head for the nearest populated area or business. And then safety in social situations. Our increasingly mobile society necessitates added caution in areas of dating and meeting people. When first meeting a new friend, exchange phone numbers, not addresses. Keep someone apprised of your whereabouts when dating a man for the first time. It's a good idea to refrain from going to bars and clubs alone. Don't allow alcohol or drugs to cloud your common sense. If a man persists in asking for your phone number, and you feel that it causes a problem, you should refuse. Give them a phone number. I've had that happen to me when I was young. Know what your personal social standards and stick to them. Don't allow your judgement to be overruled by an aggressive pursuer. Some additional suggestions: Don't enter an elevator with a lone man. If you do end up alone with a man, stand next to the buttons, and push them all if attacked. When at the bank, don't discard your deposit slips in the available receptacle, they contain information that's pertinent to you. Consider printing your work phone number as opposed to your home phone number on your checks. These are just some of the tips. I'm sure there are many more, but most of it is common sense types of information.

Councilwoman Bowman: Thank you Chief.

Reports:

Property Standards Report

Councilman Webb: Mr. Holt?

Mr. Holt: Thank you Mr. Chairman, I'll be glad to take any concerns you have.

Councilman Webb: Does any Council Member have any for Mr. Holt? I guess we gave them to you yesterday. That makes it easy, doesn't it? Mr. Sibley, you have a revenue collection plan and implementation report?

Revenue Collection Plan & Implementation Report

Mr. Sibley: Just briefly Mr. Chairman, a couple of notes. As indicated EMS billing or (inaudible) with a response date of next week, so we'll have an idea of what the universe looks like there. The RFP for collections will be going out separately, we're separating billings from collections, and on your agenda today is Ordinance No. 120, which basically changes the booting process from a number of tickets to a 60 day time period. So, that's really all we have for today, unless there's anything specific that the Council would like for us to look at.

Councilman Walford: I was going to ask Mr. Shea if he could come forward to talk to us for a minute. I know I'm going to hit you for memory on this, but (inaudible) and I talked about the 60 day period. Could you give us some insight into the numbers, the dollar amount that's out there?

Mr. Shea: Yes, right now about \$1,200,000 in outstanding citations, about \$850,000 of that number is for vehicles that have either one or two violations, short of the three violation threshold that currently exist in the ordinance. So, we can't go after them in terms of booting until they reach three offenses. By adopting the changes before you now, we'll be able to go after any violator of any amount of one or two tickets for example if they are sufficiently delinquent.

Councilman Walford: So again?

Mr. Shea: \$850,000.

Councilman Walford: Mr. Sibley, you hear that? You see real estate lightening up in my eyes?

Mr. Sibley: That's why we support the ordinance.

Councilman Walford: Let me ask you one more hot potato item. Talk to us, I'm not trying to throw you - - - Gene's not here, is he? He doesn't like the expression 'under the bus', but explain how payment plans work.

Mr. Shea: 'Falling on the sword' might be better metaphor.

Councilman Walford: Okay, 'falling on the sword', but you've explained to me, I would like for the public to understand. There are payment plans?

Mr. Shea: Yes sir, there are payment plans. We send out certified letters to everyone who has three or more tickets, in a rolling fashion. And we just tell them that they are subject to booting, because of the accumulation of tickets. We are however - - - we ask for payment to get them off the booting list, but if they enter a payment plan, which would be acceptable in terms of the amount of money, and the rate at which it's paid, then we agree to defer booting while that payment plan is being implemented.

Councilman Walford: Do you require some up front?

Mr. Shea: Yeah, usually we'll get the first payment, whatever the payment works out to be at the moment of negotiation. They sign an agreement, and lets just take a hypothetical case, a perpetrator runs \$1,000. He can't pay it all at once, he may want to pay \$100 a month for 10 months. We say yes, we take that first \$100 right then, and then it's nine more months at \$100 a month. And if that payment schedule is met, then the car is no longer subject to booting. If the schedule is somehow not met for any reason, then they go back on the booting list.

Councilman Walford: So, you have some way that your guys know if they miss?

Mr. Shea: (Inaudible) office collections, yeah.

Councilman Walford: Now see that wasn't too painful of a sword.

Mr. Shea: Not so far.

Councilman Walford: The bus didn't run over you. Thank you very much.

Councilman Long: I just wanted you to know that I went ahead and paid my ticket.

Mr. Shea: We appreciate your support Councilman.

Councilwoman Bowman: Mr. Shea, I'm going to bring up something here today, of course it's called Bootgate now, but it involves yours truly. And if I recall correctly, it was in the last Work Session.

Mr. Shea: September 21st.

Councilwoman Bowman: Yes sir, when I walked in this Chamber, I saw Mr. Seaton over there, he was laughing. A couple of Council Members was laughing, and they were laughing because an employee had her car booted under our parking garage. I didn't know anything about this employee, I only had met her once, and I asked this employee when her name first came up on the ticket list, 'How did you go about getting all of these tickets?' and of course she explained to me that you know I'm sorry, I parked in the alley over here and nobody was basically going after people at that particular time, and then when they started to crack down on them, I couldn't afford to pay it all. You can look at me, I'm the one speaking to you. After walking in here last Work Session, our Clerk, Art Thompson was standing here. He said, if it's not paid by 4:00 p.m. today, she won't have a job. That's when yours truly, Councilwoman Joyce Bowman stepped in. I stepped in because it didn't seem fair to me for an employee, I don't care who it is, to lose her job because of something that didn't have anything to do with her job performance. That's when

I asked for the Finance Director, Mr. Madden, I asked for you, I asked Bea Pierce to call that employee and ask her to meet us back here in back. My No. 1 concern was keeping her job. I figured okay, if she set up, not a payment plan, but payroll deductions. And that's what I asked the Finance Director, if he could do. Could she sign up for payroll deductions? I thought the main goal was to get paid. And that was my objective. My objective in addition to that was seeing a little man, little person in a situation that they couldn't readily get out of, but yet lose your job, and you don't - - - you're not able to pay anyway. So that's the dilemma that I saw. I want the whole thing out today, how everything happened, since it's such a sore subject for so many people. And let me say while I sit here today. I said it to our illustrious mayor, Cedric Glover the very next day, that I had every intention of saying to the general public what I had done. To make sure on that, I called the Shreveport Times, and spoke to a reporter myself. And I said, this is what I did, I will do it again. I looked at a parable that's in Matthew 18: 23-35 verse, and it tells about this certain ruler, and then here is the servant that is under him. I'm paraphrasing, and he was in so much debt. So he went to his master and he said, oh - - - he was going to be put in jail. He just begged and begged, and begged. He said, I'm not able to pay this, please, please, but if you give me time, I'll work it out. I will pay you, I promise. He had mercy on him. And forgave him of that debt. It wasn't long the person who worked directly under him, came and he went to his boss, because he owed him money. And he told him, that he was going to throw him in jail and his family in jail. And he - - - the man begged him, and begged him, just like he had begged his master. Please, please give me the opportunity to pay it. He could not pay that amount, so he was thrown in jail. When the other servants found out this is what had happened, they went running to the big master, and the told him what had happened. At that particular point, he went back to the first guy, I had mercy on you, for what he owed was millions of dollars. But the little man owed was maybe like a thousand. He said, I had mercy on you, why couldn't you have mercy on him? That is the morale of this story, the story that Jesus told. The one that I believe in. If I can't have mercy on this young lady, I don't expect the God that I serve to have mercy on me. And because of that, I will do it again, and again, if I find that situation happening again. According to your rules, your regulations, your policy, I had no idea of your policy. I didn't ask you your policy when we went in there. I asked if this can be done. You said yes, Mr. Madden said yes. The girl signed the paper. Then it's my understanding today, when I get here that No. 1 a letter was sent. You were reprimanded, even though you had asked for forgiveness, you still end up getting a letter of reprimand. Then your Board was sent a letter, and they reprimanded you for doing it too. And in addition to that, they put a copy of it in your file. So, you got a whipping for it. The whippings didn't quit because here, this employee ended up not only getting a letter saying that your car is going to be rebooted, we don't care whatever you did, and whatever you said, that's null and void. In addition to that, today, she's given a letter that your payment plan won't even work. You cannot have payroll deduction. Now, who wants the money, the City of Shreveport, the DDA or just mean spirited folks who are going after somebody. A little person. There are people who owe this city hundreds of thousands of dollars. There are people who owe this city for tickets and have owed them forever, and I'm sure some of them owed more than this girl. Hers is wrong, I told her that was wrong. She admitted it was wrong, how many times does she have to be whipped for it. I don't know. But I tell you this much, when it comes down to it, and if it came up again, in this same situation, before I sit here and watch someone be ridiculed, and torn apart, I will stand up for them again. I assure you and every person sitting in this Chamber, that that is why I am here. I am sent here to work on behalf of every citizen of Shreveport. Yes, I want to see the City collect their money,

but I don't want to see the City tear the little man down in the process of doing it. Thank you Mr. Chairman.

Councilman Webb: Thank you. Don, having said what she had, you made mention in an earlier statement that you were now accepting payment plans.

Mr. Shea: We have always accepted payment plans.

Councilman Webb: So my question is why is she receiving a letter that's saying that there will no longer be a payment plan.

Mr. Shea: The payments are - - - we accept payment plans prior to a car being booted. The error that I made was agreeing to a payment plan after her car had been booted. I didn't have the authority to do that.

Councilman Webb: So I'm still lost for words here is to, so now you're saying - - - you already made mention that people that have less than two tickets or three tickets will now start being booted if the ordinance passes. But the people that owe more than three you're accepting - - -

Mr. Shea: We're accepting payment plans from anybody that has three or more tickets right now.

Councilman Webb: But if they've been booted, you can't accept a payment plan?

Mr. Shea: That's right. The certified letter that you get once you're on the booting list is that you have the opportunity to pay in full and to an agreed upon payment plan, or get your car booted. In this case, the perpetrator agreed to do a payment plan, immediately reneged, and wanted to renegotiated, and we couldn't accept the lower terms. So, we (inaudible).

Councilman Walford: So, who set that rule?

Mr. Shea: That's a part of the contract between the City and us and the collection agent.

Councilman Shyne: Mr. Shea, this is not a question, and I don't know all of the ins and outs, but and I'm not a Bible student. I hate to confess to that, because my dad was a preacher. But I think Christ said at one time, he who is without sin, cast the first stone. I think a lot of these folks who have been casting stones have committed some sins themselves. I regret what happened to you, but I do want to let you know that I support you, and I support Councilwoman Bowman 100%. I have probably sit here longer than anybody that's sitting on this Council, of course I'm not as old as Mr. Thompson, or either Monty Walford. But I've sit here for a long time, even longer than the Mayor. And I ran for office the first time, and I've always run for office in order to help people. I'm here to help people. Not to punish people, but to help people. And in helping people, you don't have to necessarily go along with saying what they did was right. What the young lady did was wrong. We've all made mistakes. We've all fallen short. I like what you did. I hated that your Board, and I guess I really didn't know that your Board had written a letter and put it in your file, and I don't want to blow this out of proportion, because it's already been blown out of proportion. It was an act of compassion that should have been - - - we should have moved in, because it was an act of compassion. If that young lady pays everything that she owes, it's not going to help our budget. If she doesn't pay what she owes, it's not going to hurt our budget. We have wasted more money than what this young lady owes. And if it's about favoritism, I don't mind being guilty of showing favoritism as long as I'm helping somebody, and I'm helping somebody who needs to have help. And I want you to know, not that God has not blessed you already, because God has, and I'm not one of those folks who believe in speaking on behalf of God, because you know, I don't mean any harm, but you get enough of that on Sunday. But I truly feel like that God will bless you when you help people. Those of us that are in public office, those of us that are public servants including yourself. This is what

you're about, helping people. And I see the Chief sitting back there, and that's just like officers have a lot of discretion. An officer can catch you with a tail light out, and I see the Marshal. One officer might give you a ticket, the other one might give you a warning. And one officer might give you a ticket for speeding, and the other officer might give you a warning. We don't blow that out of proportion. I like what you did. I support what you did 100%. I told you in private, and I want you to know that I'll stand up before the public, and before your Board, and let them know that I like what you did. I think you're doing an excellent job. We need more people in government with compassion. People who don't mind helping people. It's not breaking the law, it's helping people. Because ultimately what we need is for that young lady to pay her parking tickets. Anyway we can work with her in order to get her to pay those parking tickets. I think that's what we need to do. Again, I appreciate you doing what you did. And I hope you don't mind me saying this, but you're a man of my heart. I believe in helping people. And Councilwoman Bowman, I want you to know that I support you 100%, and if you would do it again, I would support you again. Because don't ever forget you and I are down here to help people. Not to punish people. Thank you Mr. Chairman.

Councilman Long: I agree with you Joe. When that whole incident, I concurred with your actions in that matter. And I think that as far as the boot policy, and all that, the purpose of the boot policy is a wake up call, it's to get people to either acknowledge that there's issues that they need to resolve, and also to change behavior. And I think we accomplished that. And if we need to change the contract to reflect that after a boot, that a possible payment plan would be a solution for that person, I would support that wholeheartedly. So (inaudible)

Councilman Shyne: How do we need to do that?

Councilman Long: That might be an issue that Terri Scott might have address, but just think that in the long run that we would be better served - - -

Mr. Shea: I would suggest that we have some conversation between the Administration and us a the contract, the parties and probably come up with some recommendation. But I think like you and Mr. Sibley on that. We'd be very glad to modify that, and we'd be very pleased to modify the contract anyway it would seems appropriate.

Councilman Long: Well, I just - - - I think that would resolve a lot of issues. Thank you.

Councilman Wooley: Thank you Mr. Chairman. Just briefly, first I want to say that I was privy to some of the conversation today that Councilwoman Bowman spoke of. When the young lady came crying, I stood right there and talked to her between those two flags, and she said, I'm going to lose my job like in the next two hours, which is absolutely absurd. Because it was my understanding it was a city employee, and I don't recall the person's name, and I'm not going to call it out to embarrass anyone, that actually got arrested over a personal incident, but did not lose his job. So why in the world would someone lose their job over a set of parking tickets. I know that was not anyone's intent to see her fall, at least it wasn't your intent, let's be specific, apparently someone's intent to fire the girl. So I've been very supportive of Councilwoman Bowman's actions on that. Once again, I truly believe (inaudible) mercy when we can give it, because you do reap what you sew. So I think that the action that was taken by you Mr. Shea, Councilwoman Bowman and the others involved trying to help, Mr. Madden was trying to help the young lady out, that at the end of the day, the goal was to collect the money. That was the whole goal of booting is to collect money. It's not to boot for fun. It's to get money that is owed to the City of Shreveport. And we were objectively, and compassionately reaching that goal. She agreed to it, she admitted her fault, and she was doing what she needed to do. It was that simple. So, I want to thank you in line with my colleagues for your compassion and for

your willingness to try to work with the young lady to reach the goal, which is to collect the money. And I definitely support possibly looking at the idea of possibly some other type of program where if they get booted, they can pay it off. Because at the end of the day, it's about collecting the money, and if we can show a little compassion along the way, that's exactly what we need to do. So, thank you Mr. Shea, and thank the other Council Members.

Councilman Walford: Mr. Chairman, we do need to clear up one thing. The employee was never told she was going to be fired.

Councilwoman Bowman: Point of Order.

Councilman Walford: (Inaudible) to be interrupted right now.

Councilwoman Bowman: Mr. Thompson, didn't you tell me that she was not going to have a job at 4:00?

Mr. Thompson: That was my understanding.

Councilwoman Bowman: That's exactly what I was told.

Councilman Webb: Go ahead Councilman Walford.

Councilman Walford: Are you sure it's okay?

Councilman Webb: Yes, I had a point of order, I had to acknowledge.

Councilman Walford: That was no point of order, that was an interruption.

Councilman Webb: I think there was a point of order. Go ahead Councilman Walford.

Councilman Walford: That was not point of order, just tell me the point of order.

Councilman Wooley: Well, there's a point of order now because he said (inaudible)

Councilman Webb: You have the floor, go ahead.

Councilman Walford: Okay, the employee offered her resignation. At no time was she told that she would be terminated. That seems to be something that's drifted around, but I think that point needs to be made. She offered her resignation, she was not told that she would be fired over parking tickets, and that can be verified. So you know we have a little incorrect information floating around, and I think it should be corrected. So, and I'm sure the supervisor can verify that.

Councilwoman Bowman: Mr. Chairman, I'd like for Mr. Thompson to repeat exactly what he said right here.

Mr. Thompson: What I recall saying is that she would not have a job as of 4:00.

Councilwoman Bowman: Thank you. That's what I was told. This is our Clerk of the Council, and we listen to what he says. When he said that, I immediately requested not only you, the finance director, and the employee to come back here and let's do what we could do. Because her supervisor was out of the state on vacation, and Mr. Thompson said this right here as soon as I walked over here, after these folks were sitting here laughing about it. I don't find humor in other folks downfall. I just don't see it and I'm not going to stand for it. Thank you Mr. Chairman.

Councilman Webb: And that might be one reason why she was going to offer her resignation, rather than be terminated. But anyway, any other questions? Mr. Sibley, you have -
--

Mr. Sibley: We'll get with Mr. Shea and look at exactly where that policy is, and make some recommendations if it's the wish of the Council to change that. We're not sure whether it's within the contract or maybe some directive that's a part of the DDA Program, but we'll find out and we'll come back and make some recommendations on a policy change, if that's the will of the Council.

Councilman Shyne: Mr. Sibley, Mr. Shea, can you hear me too? If that is a policy of the DDA Board, would you take it back to them that we are looking at changing that because our ultimate goal is to collect the funds, and not so much in punishing people.

Mr. Shea: I'll do that and I'll (inaudible).

Mr. Sibley: We'll do it also through the appointees that y'all confirmed.

Councilman Webb: Okay, and moving on to Item 6 on our agenda to a public hearing.

Public Hearing:

The Chairman read the following:

1. Pursuant to Notice of Intention to Issue Not to Exceed Twelve Million Dollars (\$12,000,000) taxable water and sewer bonds (DEQ Sewer Project) Series 2009D for the purpose of financing the cost of acquisition and construction of improvements, extensions and replacements to the sewer portion of the city's combined revenue producing water and sewer utility system.

Councilman Webb: I declare the public hearing is now open. Is there a presentation from the Administration?

Councilman Shyne: Mr. Sibley, I see you've got two fine lawyers there. Should I say young lawyers, or?

Mr. Sibley: We have Mr. Washington, Ms. Scott and Ms. Fields from Grigsby and Associates.

Councilman Shyne: Ms. Fields is a Centenary graduate.

Mr. Washington: Councilmen, we have two separate bond issues. The bond issue with the DHH is being handled by Washington and Wells, and we also have a second bond issue with DEQ which is handled by Jackie Scott and Associates.

Councilman Webb: Lets do the first one first.

Mr. Sibley: That would be the \$12,000,000 DEQ.

Ms. Scott: May it please the Board as it relates to the \$12,000,000 DEQ, pursuant to Revised Statute 39.1022, we have sent consecutive notices to the public in reference to the issuance of the bonds. Today we are here to determine whether or not there is any opposition to those bonds, and at the end of this hearing, we will be requesting the Clerk to note that whether or not there are any opposition to the petition or any petition, and we would like to have that in writing.

Mr. Washington: And respective to, Mr. Chairman, along with DHH, we both (inaudible)

Mr. Thompson: Mr. Chairman, I believe that technically, we're just on the public hearing.

Councilman Webb: Yes, we're just on the first one.

Mr. Sibley: Mr. Chairman, if I may, Ms. Scott was referencing also on the agenda, No. 196 is actually a resolution adopting the findings of this public hearing. Just trying to keep everything moving in a timely manner. So, after the public hearing, we'll obviously ask that y'all favorably consider 196. Noting any opposition or anything that's stated. Ms. Fields is here who may want to speak to the details, if you will, in terms of rates and things like that on the \$12,000,000 issue just to provide a little more information for the public.

Ms. Fields: Thanks. I would reiterate how we got to this point, and why we're issuing

these two series of bonds. It goes back to the background in 2005 when the initial utilities system bonds were issued in \$75,000,000. We first did placement with Capital One, which was \$50,000,000. \$15,000,000 of the bonds we took that out of the \$25,000,000 and we redeemed with the unspent proceeds from the utility system, and now we're taking the combination of the \$12,000,000 and the \$15,000,000 combined which will replace those proceeds for the utility system to continue on with those projects. Both of these issues are being issued with very low rates. We have the \$12,000,000 which is being issued through the Department of Environmental Quality, and that's going to be at a .95% rate. We have the \$15,000,000 that's going to be issue through the Department of Health and Hospitals, and that's going to be at a 2.95% rate. Both of them are being issued as Build America bonds, so that way, the City will receive an additional 35% subsidy credit off the .95% rate on the \$12,000,000 and the 2.95% rate on the \$15,000,000.

Ms. Scott: We wish that after the public hearing, we will come back to you all on October 20th, and also we will submit to the State Bond Commission on the 27th for final approval of the bonds.

Councilman Webb: Okay. Do we have anyone in the Chamber that would like to speak in favor of the Intent to issue the \$12,000,000 taxable water and sewer bonds? Does anyone in the Chamber that would like to speak in opposition to the Intent to issue the \$12,000,000 taxable water and sewer bonds? Okay, I'll declare this public hearing is closed. Now, Item No. 2.

The Chairman read the following:

2. Pursuant to Notice of Intention to Issue Not to Exceed Fifteen Million Dollars (\$15,000,000) taxable water and sewer bonds (DHH Water Project) Series 2009C for the purpose of financing the cost of acquisition and construction of improvements, extensions and replacements to the drinking water portion of the utility system.

Councilman Webb: The public hearing is now open. Is there a presentation from the Administration?

Mr. Sibley: Mr. Washington is here Mr. Chairman.

Mr. Washington: Okay, for the third time. This is again in conjunction with the bond issue with DEQ, but this is a separate bond under DHH. The same premises that she spoke of earlier, just replacing those bonds. For the public, no new bonds. This is a situation where we've been trying to correct a problem with the financial market since last December, and we've now made it to this point. I think we're headed in the right direction. To get this completed, the law requires that we have a public hearing today to determine whether or not we have objections, are open to the public.

Councilman Webb: Is there anyone else in the Chamber to speak in favor of the Intent to issue the \$15,000,000 taxable water and sewer bonds?

Mr. Thompson: Mr. Chairman, I believe that the financial advisors comments concerning the \$12,000,000 would also apply to the \$15,000,000. Is that correct Ms. Fields?

Ms. Fields: Yes.

Mr. Thompson: Okay, we'd just like for the record to reflect that it does apply to this proposition.

Councilman Webb: Did you want to say something about that again, just for the record?

Ms. Fields: I just realized that we're doing it separately. But I did speak on the both of them, the DHH and the DEQ. They are two separate issues.

Councilman Webb: Well I appreciate you doing that, being that we are taking them separately. Is there anyone in the Chamber that would like to speak in opposition to the Intent to issue the \$12,000,000 taxable water and sewer bonds? If not then I'll declare this public hearing closed.

Councilman Wooley: Mr. Chairman, if this is the improper time to ask, then I can wait, but since I see the Bond Counsel up here, I'd hate to bump them back and forth. Just curious, it is my understanding that the Water Meter project is moving forward. What is the status of that right now?

Mr. Sibley: That's really Mr. Weems who is working in that one Mr. Wooley. But as far as we know, the closing is scheduled with the Bond Commission. Mr. Strong has been working with (inaudible) trying to finalize the agreement, so everything appears to be on track to go forward.

Councilman Wooley: Okay, have Mr. Weems give me a call please.

Mr. Sibley: I will.

Councilman Wooley: Tell him to call me tomorrow morning.

Mr. Sibley: Mr. Chairman, if I may again, the companion piece to this is 197. In terms of the \$15,000,000, we would ask favorable consideration of that resolution when it comes forward, adopting the findings of the public hearing.

Councilman Shyne: You all did an excellent job.

Ms. Washington: And we would request that the minutes reflect that there is no opposition and that we get a copy of that.

Mr. Thompson: Mr. Chairman, the minutes will reflect that there was no opposition to neither one of these propositions.

Councilman Webb: Okay, there was no one to speak in opposition for the intent to issue either one of these.

Mr. Thompson: And our office did not receive any petition as it relates to either one of these.

Mr. Sibley: Thank you Mr. Chairman.

Proposed Annexations:

The Chairman read the following:

1. **Ordinance No. 109 of 2009**: ANNEXATION TAG NO. 09-02: Enlarging the limits and boundaries of the city of Shreveport – a 31.7 acre tract of land, located on the east side of Linwood Avenue, just across from the Homalot Subdivision in Section 11, (T16N-R14W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (D/Wooley)
2. **Ordinance No. 110 of 2009**: ANNEXATION TAG NO. 09-03: Enlarging the limits and boundaries of the City of Shreveport – A 3.88 acre tract of land, being lots 1, 2, and 3 of the Windermere Estates, Phase 1 Subdivision and a portion of the Buncombe Road dedication, located in Section 25, (T17N-R15W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (E/Webb)

3. **Ordinance No. 111 of 2009**: ANNEXATION TAG NO. 09-04: Enlarging the limits and boundaries of the City of Shreveport – A 10 acre tract of land being the Cypress Creek Estates Subdivision, located in Section 21, (T16N-R13W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (D/Wooley)
4. **Ordinance No. 112 of 2009**: ANNEXATION TAG NO. 09-10: Enlarging the limits and boundaries of the City of Shreveport – A 2.06 acre tract of land, located adjacent to the Southern Trace Subdivision in Section 29, (T16N-R13W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (D/Wooley)

Councilman Webb: The public hearing is now open. Is there a presentation from the Administration?

Mr. Strong: Mr. Chairman, without objection, we have four annexations. I can do them all at the same time.

Councilman Webb: Please do.

Councilman Shyne: Cause we know how long winded you are.

Mr. Strong: I can do them fairly quick.

Mr. Thompson: Mr. Chairman, this public hearing will be on Ordinance No(s). 109 of 2009, 110 of 2009, 111 of 2009, and 112 of 2009, are all proposed annexation ordinances.

Mr. Strong: The first item on the public hearing is Tag No. 09-02. This is a 31.7 acre tract of land that is on the east side of Linwood Avenue directly across from the Homalot Subdivision. The owner of this property, Mr. Johnny McFerren is in the process of developing the area into single family residences. The subdivision plat for the entire area of the proposed area has not been filed at this time. However, based upon the partial filing of the 40 lot, it is conceivable that the developer could result in a total lot count of somewhere around 100 or 120 lots at this time. The next item is 09-03. This concerns a 3.88 acre tract of land in Section 25, (T17N-R15W). It's lying on the south side of Buncombe Road, and east of the Red Fox Circle. It is comprised of lots 1, 2, and 3 of the Windermere Estates, Phase I Subdivision, and the adjacent 20 foot wide dedication for Buncombe Road is set forth in the subdivision plat. The owner of lots 1 and 2, Mr. James C. Egan has constructed a 144 capacity child care facility, and is requesting to be brought into the city limits so that he will be eligible for the city's superior fire and EMS services. These lots are adjacent to lot 3 of Mr. Thomas Arnold, and they are currently receiving city water and city services.

Councilman Wooley: Mike, did you say superior fire and EMS services?

Mr. Strong: Yes.

Councilman Wooley: That's what I thought you said.

Mr. Strong: Class I, and Class IA of water too. The next item Annexation Tag No. 09-04. It concerns a 10 acre tract of land in Section 21, (T16N-R13W), lying on the south side of Overton Brooks Road, just east of the Long Lake Estates, Unit 7 Subdivision. It is Cypress Creek Subdivision as per the plat that has been filed and recorded in Book 6,000, page 44 of the conveyance records of Caddo Parish. This Subdivision is made up of three large single family residences that have a value of approximately \$400,000 each. The street is private and the utilities have been installed by the developer according to the City of Shreveport specifications. The last item is Annexation Tag No. 09-10. It concerns a 2.06 acre tract of land in Section 29, (T16N-R13W) lying adjacent to Southern Trace Subdivision, between Norris Ferry, and the Lamplight way. The owner of the property is Mr. Richard B. Drummond, also owns the property

which is immediately adjacent and already inside the city limits. His intention to combine this tract with another one to re-subdivide into a single residential lot. Mr. Chairman, on all four of these items that are before you, we did an annexation impact inquiry form, and all four are positive.

Councilman Webb: Okay, so this is a public hearing, so Do we have anyone in the Chamber that would like to speak in favor of the annexation ordinances? Does anyone in the Chamber that would like to speak in opposition to the annexation ordinances? If not then this public hearing is now closed

Adding Items to the Agenda, Public Comments, Confirmations and Appointments.

Adding Items to the Agenda (Clerk reads items into the record - public comments allowed on items proposed to be added, then items can be added only after unanimous vote [See Act 131 of 2008])

Councilman Webb: Mr. Thompson, we had one to add to the agenda from yesterday, did we not?

Mr. Thompson: No sir, we took care of that one yesterday.

Public Comments (Comments on items to be adopted)

Ms. Jodee Bruynincxx: (400 Travis) Thanks so much. Thank y'all for letting me speak today, and thanks so much for everybody whose been working on these amendments to try to get something that's in a good form that's protective and will also be able to be implemented. Our group was just given the proposed amendments yesterday at the Administrative Session. After we finished here, I sent it out to our E and P companies, our Haynesville group so that they could look over it. At this time, it's been transferred over to their regulatory department to combine their comments and get them back to me. So at this time, I do not have comments from our companies on those, because it's just under 24 hours that they've had them in their hands. They got them in their hands last night. As per that, I would like to request that we have until the next meeting for a final vote on the ordinance as a whole, so that I can get my comments back to all of you from our company. The other thing I just wanted to mention is we had talked a little bit about the noise requirement. In y'all ordinance, the noise level above ambient for the day time is five decibels and three decibels at night. Based on noise studies conducted here at Haynesville wells, this state has chosen to go with five decibels at night and seven decibels in the day, so we're talking about a two decibel difference for night and for day. The numbers that are in y'all's ordinance right now, were pulled from the Barnett, their administrative decision on those numbers, but the numbers of seven during the day and five at night actually come from tests done through several days, a 72 hour period at Haynesville Shale wells. So we just ask that you consider bringing these noise levels in line with what the state has done per this independent study through Altech Environmental. That's all I have, is that we be able to give the comments back from our companies and back to y'all. Does anybody have any questions? Thanks.

Mr. Kevin McCotter: (333 Texas, Room 1100) Thanks very much for your time, and I especially like to thank the members of the Council for all the hard work on fashioning the ordinance that's before you. I too would respectfully request that we defer this a couple of more weeks, to allow at least from our perspective, our environmental health and safety experts to take

a look at these new amendments. We just haven't had time to absorb these. And I'd also like to commend the Council and Councilman Webb especially. We had a public meeting for the first well that we are digging in the city limits of Shreveport. That's known as the Taylor Potter Well. We are scheduled to begin that work at the end of November, and as we had committed to the neighborhood, we held a public meeting back on October 1st at Southwood High School auditorium. We were very pleased with the attendance and the questions that might, and our whole effort was about educating folks on what they could expect in terms of traffic and noise and the impact that that minor inconvenience that will take place for a short period of time in their neighborhood. So I think that at least from a Chesapeake perspective, that's a terrific model for us to continue following, and it demonstrates the type of operator that we certainly want to be, and I believe our peers as well. Other members the Louisiana Oil and Gas Association in continuing to work with you in the fashion, an ordinance that's productive for all of our citizens in Shreveport and in consistent with the Office of Conservations field rule. So, thank you very much for your time this afternoon. I'm happy to answer any questions.

Councilman Walford: Kevin, if I may, we don't have an ordinance in place, so for your first urban drilling, what exactly are you all planning to do to mitigate noise?

Mr. McCotter: Yes sir, the Haynesville zone field rule issued by the Office of Conservation took effect August 1st. So we will be operating under those requirements. And as Jodee had mentioned earlier, there is a gap between the city's proposed ordinance and the noise requirements right now. Before we start the well, I've got to go out and collect for a 72 hour period including either a Saturday or a Sunday, the 72 hour ambient noise level. Once that's established, that becomes the baseline. From an operator's perspective, we're only allowed to exceed that ambient noise level by seven decibels in the daytime, and five decibels at night. And that's our rigorous, we find that to be very rigorous. We find it achievable, but yet it is challenging as far as us operators.

Councilman Walford: I understood that, my question was how do you plan to mitigate noise? Do you put up something like what's on the interstate or what?

Mr. McCotter: Yes sir, that's certainly an option. I believe, personally at this site, and Councilman Webb has seen this site, it's in a wooded area, somewhat of an anomaly, in that's in a heavily wooded area within the city limits. So, we carved out our pad site within that wooded area as close to Gilmer Bayou. I believe that that heavy tree line there is going to provide sufficient noise protection. But we'll know that once we establish the baseline ambient noise. That's what I think is most productive about conservations field rule is that it requires you to establish ambient noise level at that site. So it's kind of a build to suit if you will. That ambient noise fits the particular site. When you get off of lets say, Clyde Fant or other major thoroughfares where you don't have that type of vegetation, then it's going to be very rigorous. So operators will have to bring in mitigation equipment, either on the engines of the rig themselves, or protective sound walls as you've seen that's been established on the Hamel Well.

Confirmations and Appointments: None.

Mr. Thompson: Mr. Chairman, we don't have any to be voted on today, however, it was delivered to me today a letter dated yesterday, which he appoints seven members I believe to the Historic Preservation Study Group. Willie Burton, Willie Griffin, Susan Hardtner, Gary Joiner, David Nelson, Jean Sayres, and Joanne Siglar. These will be on the agenda for the next meeting unless the Council does something today.

Councilman Walford: Will we be getting resumes?

Mr. Thompson: Resumes - - -

Councilman Walford: Some of them you just named I know, but - - -

Mr. Thompson: Resumes are provided, and we will scan those and send them to everybody.

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

RESOLUTIONS: None.

ORDINANCES: None.

TO ADOPT RESOLUTIONS AND ORDINANCES

RESOLUTIONS:

The Clerk read the following:

1. **Resolution No. 192 of 2009:** A resolution authorizing Richard Shane Barton & Tammy Morris Barton, located at 2948 Moss Point Rd., to connect to the water system of the City of Shreveport and otherwise providing with respect thereto. (Near Dist. A/Lester).

Read by title and as read, motion by Councilman Lester, seconded by Councilman Long to postpone until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem

RESOLUTION NO. 193 of 2009

A RESOLUTION AUTHORIZING GARY THOMAS PEGG & PAMELA JEAN SKELTON PEGG, LOCATED AT 3833 MERIWETHER RD., TO CONNECT TO THE WATER SYSTEM OF THE CITY OF SHREVEPORT AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, Gary Thomas Pegg & Pamela Jean Skelton Pegg 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 Gary Thomas Pegg & Pamela Jean Skelton Pegg be authorized to connect the building located at 3833 Meriwether Rd., 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.

Read by title and as read, motion by Councilman Wooley, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long,

Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

RESOLUTION NO. 194 of 2009

A RESOLUTION AUTHORIZING HOWARD ROSALIES, JR. & SHANNON RENA SOLOMON ROSALIES, LOCATED AT 3845 MERIWETHER RD., TO CONNECT TO THE WATER SYSTEM OF THE CITY OF SHREVEPORT AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, Howard Rosalies, Jr. & Shannon Rena Solomon Rosalies 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 Howard Rosalies, Jr. & Shannon Rena Solomon Rosalies be authorized to connect the building located at 3845 Meriwether Rd., 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.

Read by title and as read, motion by Councilman Wooley, seconded by Councilman Shyne to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

RESOLUTION NO. 195 of 2009

A RESOLUTION AUTHORIZING BENNY HUDSON & MARYAM MOBLEY HUDSON, LOCATED AT 3841 MERIWETHER RD., TO CONNECT TO THE WATER SYSTEM OF THE CITY OF SHREVEPORT AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, Benny Hudson & Maryam Mobley Hudson 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 Benny Hudson & Maryam Mobley Hudson be authorized to connect the building located at 3841 Meriwether Rd., 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.

Read by title and as read, motion by Councilman Shyne, seconded by Councilman Wooley to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

ORDINANCES: None.

REGULAR AGENDA LEGISLATION

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

The Clerk read the following:

RESOLUTION NO. 184 OF 2009

A RESOLUTION AUTHORIZING THE DONATION OF SHREVEPORT POLICE DEPARTMENT PROPERTY AND OTHERWISE PROVIDING WITH RESPECT THERETO

WHEREAS, the City desires to donate Shreveport Police Department Mounted Patrol horse “Sam” to Danny Veuleman 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, Danny Veuleman has agreed to accept all responsibility, financial obligations and liability associated with the acceptance of this donation; and, WHEREAS, the horse described herein is unable to perform his duties as a mounted patrol horse for the Shreveport Police Department and is hereby deemed surplus of the City of Shreveport; and, WHEREAS, this donation, under these circumstances, provides for the most humane and dignified way to retire the animal.

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 Danny Veuleman donating Shreveport Police Department Mounted Patrol horse “Sam”.

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 Shyne, seconded by Councilman Wooley to adopt.

Councilman Wooley: Mr. Chairman just for the record, that is a horse correct?

Councilman Webb: That's a horse. Yes.

Councilman Shyne: That's a real horse.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Councilman Webb: Chief, we gave your horse away.

Chief Whitehorn: Thank you.

RESOLUTION NO. 185 OF 2009

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN ACT OF DONATION FOR THE CITY TO ACQUIRE A DRAINAGE DITCH BETWEEN FERN AVENUE AND PIERREMONT ROAD IN SECTIONS 17 & 20, (T17N-R13W), CADDO PARISH, LOUISIANA, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

WHEREAS, the City of Shreveport received a request from Mr. John Michael Mazur, who is the Independent Executor of the Successions of Alphonse Joseph Mazur and Ruby Roberts Mazur, to accept a donation of a tract of land that was in the estates of his deceased parents.

WHEREAS, the tract of land contains the south half of a drainage ditch, which is part of the drainage system that ties Pierremont Road into Bayou Pierre and is described as follows:

A tract of land in Section 20, (T17N-R13W), bounded on the West by Fern Avenue; on the South by Pierremont Acres, Unit 1 Subdivision; on the East by Pierremont Road; and on the North by the centerline of the existing drainage ditch; and as further identified by Caddo Parish Tax Assessor's Geographic Number 171320-011-0033-00 and the plat attached hereto and made a part hereof.

WHEREAS, the City Engineer's Office, of the Department of Operational Services, would like to acquire title to this tract of land to maintain and protect the integrity of the drainage system from future development.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in due, legal, and regular session convened, that the MAYOR, Cedric B. Glover, is hereby authorized and empowered to represent the City of Shreveport in the execution of an Act of Donation to receive fee title to the above-described property.

BE IT FURTHER RESOLVED that the Property Management Section of the Department of Operational Services is hereby authorized to record a certified copy of this resolution and the Act of Donation in the official records of the District Court for Caddo Parish, Louisiana.

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

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

Read by title and as read, motion by Councilman Long, seconded by Councilman Wooley to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long,

Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

RESOLUTION NUMBER 186 OF 2009

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DONATION AGREEMENT BETWEEN THE CITY OF SHREVEPORT AND SHREVEPORT DEVELOPMENT CORPORATION, HEREINAFTER CALLED "OWNER" AND ACTING HEREIN THROUGH DONNIE JUNEAU, MANAGER, FOR THE PRIVATE WATER AND SEWER MAIN EXTENSIONS AND RELATED FACILITIES TO SERVE BIENVILLE PATH UNIT 2 IN TWELVE OAKS SUBDIVISION AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened, that Cedric B. Glover, Mayor, be and is hereby authorized to execute on behalf of the City of Shreveport a Donation Agreement with Shreveport Development Corporation, represented by Donnie Juneau, Manager, substantially in accordance with the terms and conditions contained in the draft of said agreement which was filed for public inspection with the original draft of the resolution in the office of the City Council on September 22, 2009.

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

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

Read by title and as read, motion by Councilman Wooley, seconded by Councilman Long to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

RESOLUTION NO. 187 OF 2009

A RESOLUTION EXPRESSING NO OPPOSITION TO THE ISSUANCE OF NOT EXCEEDING \$1,100,000 OF TAXABLE REVENUE REFUNDING BONDS, OF THE DOWNTOWN DEVELOPMENT AUTHORITY OF THE CITY OF SHREVEPORT, STATE OF LOUISIANA, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Downtown Development Authority of the City of Shreveport, State of Louisiana (the "District") is a "public entity" as defined in LSA-R.S. 39:1421(2); and

WHEREAS, LSA-R.S. 33:1430 authorizes public entities to issue revenue bonds for any authorized purpose; and

WHEREAS, the Board of Directors of the District, adopted on August 26, 2009, a resolution giving preliminary approval for the issuance of not exceeding \$2,500,000 of Revenue Bonds of the District for the purposes of (i) refinancing the outstanding bonds of an issue of LCDA Revenue Bonds (Downtown Development Authority of the City of Shreveport Project) Series 2004, including fees and/or costs associated with the termination of an interest rate swap relating to the obligation of the District with respect to said bonded indebtedness and (ii) financing the acquisition, construction, renovation and equipping of projects in the District, said

Revenue Bonds to be payable from an irrevocable pledge and dedication of all Lawfully Available Funds; and

WHEREAS, the District is now proposing to proceed with an initial issuance of not exceeding \$1,100,000 of Taxable Revenue Refunding Bonds for the purpose of refinancing the outstanding bonds of an issue of LCDA Revenue Bonds (Downtown Development Authority of the City of Shreveport Project) Series 2004, including fees and/or costs associated with the termination of an interest rate swap relating to the obligation of the District with respect to said bonded indebtedness; and

WHEREAS, the Board of Directors of the District have submitted a proposal for such borrowing to the Shreveport City Council; and

WHEREAS, the City Council does not express any opposition to such borrowing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in legal session convened, acting as the governing authority thereof, that:

SECTION 1. In accordance with the request of the Board of Directors of the Downtown Development Authority of the City of Shreveport, State of Louisiana (the ADistrict@), the City Council of the City of Shreveport hereby expresses no opposition to the issuance of not exceeding One Million One Hundred Thousand Dollars (\$1,100,000) of Taxable Revenue Refunding Bonds (the ARevenue Bonds@), for the purpose of refinancing the outstanding bonds of an issue of LCDA Revenue Bonds (Downtown Development Authority of the City of Shreveport Project) Series 2004, including fees and/or costs associated with the termination of an interest rate swap relating to the obligation of the District with respect to said bonded indebtedness, said Revenue Bonds to be payable from an irrevocable pledge and dedication of all Lawfully Available Funds of the District. The Revenue Bonds will be issued at an interest rate not exceeding 8% per annum and shall mature over a period not exceeding 15 years from the date thereof. The Revenue Bonds shall be issued in fully registered form, shall be sold to the purchasers thereof at a price of not less than par, plus accrued interest, if any, and shall have such additional terms and provisions as may be determined by the Board of Directors of the District.

SECTION 2. Neither the City of Shreveport nor this City Council shall in any way be liable for the payment of principal and/or interest on the Revenue Bonds, such Revenue Bonds being secured by and payable solely from Lawfully Available Funds of the District.

BE IT FURTHER RESOLVED that the City Council hereby authorizes and directs the proper officials of the City to do any and all things necessary and incidental to carry out the provisions of this resolution.

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 to be severable.

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

Read by title and as read, motion by Councilman Shyne, seconded by Councilman Long.

AMENDMENT NUMBER 2 TO RESOLUTION NO. 187 OF 2009

Substitute the original copy of the Resolution with the attached copy of the Resolution.

Mr. Thompson: There are two amendments, the first amendment has been withdrawn,

and the second amendment substitutes the original copy of the resolution with the attached copy of the resolution. Ms. Scott is here to give you an explanation, but I believe that this amendment states that the City Council does not express any opposition to any borrowing as opposed to the language approves the borrowing that was in the original resolution.

Motion by Councilman Shyne, seconded by Councilman Wooley to adopt Amendment No. 2 to Resolution No. 187 of 2009.

Councilman Lester: Ms. Scott, could you come up please? Ms. Scott yesterday, we had a rather lengthy discussion about if the Council were in the mindset to approve Resolution 187, would we be in a position of ratifying prior action. And one of the things that you said was your attempt to draft a resolution had made it clear that this Council expressed no (inaudible) with any prior action. And just looking at the issue that is before them right now, which is the providence of the refinance. Is that part and parcel of the amendment that is before us? I heard this conversation about 1 and 2, but the only one that's hyperlinked is No. 1.

Ms. Scott: The second amendment that you have before you as opposed to the first that you were previously given, is intended to convey that the Council is making no action, decision or determination with regards to the 2004 issuance. That resolution specifically refers to the borrower, which is the borrower that is anticipated refunded of the \$1.1(million), and that is the intent of it. It is not intended to be a ratification of any action that was taken in 2004. It is only addressing what is being done now and stating that the Council does not have any opposition to what is being done now. It purposely eliminates the language that was in the previous resolution, I'm sorry, the previous amendment that you were given that references the DDA enabling legislation as the basis of authority for it. And that was one of the things that I mentioned to you on yesterday that I had some discomfort about, suggesting or recommending that you proceed with that resolution. For the purpose of Resolution No. 2 is our best attempt to allow DDA to proceed with the current \$1.1(million), it also eliminates any concern or makes clear that the Council is not ratifying anything that was done with regard to 2004.

Councilman Walford: Is what we're seeing hyperlinked as Amendment 1, the amendment that we should be voting on?

Councilman Webb: We haven't voted. It was Amendment No. 2.

Councilman Walford: But we're about to vote on it, there's a motion now.

Mr. Thompson: The Amendment No. 2 was given to us just before the Council Meeting.

Councilman Walford: Okay, and it changes where it says approval to expresses no opposition?

Ms. Scott: That's correct.

Councilman Long: Could I get Grant Schleuter up here please?

Councilman Webb: Do we have a copy of that?

Councilman Walford: We have a copy of it.

Councilman Wooley: Mr. Chairman, do you mind? For clarification, the one before us is we vote on as Amendment No. 2, which we do not see in front of us?

Councilman Webb: It's coming your way.

Councilman Long: Mr. Schleuter, does the amendment that we're adding on right now, (inaudible) resolution, is this the one?

Mr. Schleuter: Yes it is. We met with the City Attorney prior to the Council Meeting, worked on this language, we're in full agreement for this particular issue, this is fine, this

accomplishes what we need to accomplish.

Councilman Long: Okay, just wanted to make sure.

Councilwoman Bowman: This is what's on this paper?

Mr. Sibley: Yes.

Ms. Scott: What you're being asked to vote on is the document that's identified as Amendment No. 2 to the resolution, not what's on your hyperlinked agenda. No. 2.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Motion by Councilman Shyne, seconded by Councilman Wooley to adopt Resolution No. 187 of 2009 as amended.

Councilman Walford: Okay briefly, I'd like to thank Terri and all of our folks who spent an inordinate amount of time that had to be spent in getting this done.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

5. **Resolution No. 188 of 2009**: A resolution authorizing the execution of an amendment to the performance based energy efficiency contract with Johnson Controls, Inc., and to otherwise provide with respect thereto.

Read by title and as read, motion by Councilman Walford, seconded by Councilman Bowman to postpone until the next regular meeting.

Councilman Wooley: Just for the record, I know we made some comments yesterday, but I know many of us expressed we thought it would be in the best interest of the city if we did a bid proposal and see what kind of price we can get back from other competitors, instead of going just with the proposed amended contract, we thought would be more beneficiary. Thank you.

Councilman Webb: Thank you. Especially with them expanding. I didn't like the way they were expanding, to add maintenance and new equipment and everything. I hope y'all would support this.

Councilman Shyne: Councilman Wooley, did you want to come up with a substitute motion in order to vote it down?

Councilman Webb: No, I think a two week postponement is the best thing to do.

Councilman Wooley: I think at this time a postponement would be sufficient. Thank you Mr. Shyne.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Wooley, Shyne, and Bowman. 5. Nays: Councilman Long. 1. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

6. **Resolution No. 189 of 2009**: Authorizing the execution of an intergovernmental agreement between the City of Shreveport and the City of Bossier City, and to otherwise provide with respect thereto.

Read by title and as read, motion by Councilman Walford, seconded by Councilman Long to remove Resolution No. 189 of 2009 from the agenda. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

RESOLUTION NO. 190 OF 2009

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CONTRACTS, DOCUMENTS AND INSTRUMENTS ON BEHALF OF THE CITY OF SHREVEPORT, THROUGH THE DEPARTMENT OF COMMUNITY DEVELOPMENT, BUREAU OF WORKFORCE DEVELOPMENT AND THE STATE OF LOUISIANA DEPARTMENT OF SOCIAL SERVICES AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

WHEREAS, Since 1987, the City of Shreveport (“City”), through its Department of Community Development, Bureau of Workforce Development has administered the Louisiana Job Employment and Training Program (LaJET) funded by Louisiana Department of Social Services (DSS); and

WHEREAS, the purpose of the LaJET Program is to provide job readiness training, assessment and referral services to mandatory food stamp recipients of Caddo Parish that will increase their chances of obtaining regular employment thus reducing their need for public assistance; and

WHEREAS, the City will receive an award to continue to operate the LaJET Program from DSS in the amount of \$427,329.00 for federal fiscal year 2010 which begins

October 1, 2009 and ends September 30, 2010; and

WHEREAS, the LaJET Program will serve a public purpose and provide a public benefit.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in due, regular and legal session convened, that the Mayor is authorized to execute any/all contracts, documents and other instruments on behalf of the City of Shreveport with the State of Louisiana, Department of Social Services relative to the LaJET program.

BE IT FURTHER RESOLVED, that if any provision or items 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 and 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 Lester, seconded by Councilman Bowman to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

RESOLUTION NO. 196 OF 2009

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHREVEPORT ACCEPTING THE FINDINGS OF A PUBLIC HEARING AS A RESULT OF THE

NOTICE OF INTENTION TO ISSUE, SELL AND DELIVER NOT TO EXCEED TWELVE MILLION DOLLARS (\$12,000,000) TAXABLE WATER AND SEWER BONDS (DEQ SEWER PROJECT) SERIES 2009D FOR THE PURPOSE OF FINANCING THE COST OF ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS, EXTENSIONS AND REPLACEMENTS TO THE SEWER PORTION OF THE CITY'S COMBINED REVENUE PRODUCING WATER AND SEWER UTILITY SYSTEM; APPROVING PUBLICATION OF THE MINUTES OF SUCH PUBLIC HEARING; SEEKING FINAL APPROVAL FROM THE LOUISIANA STATE BOND COMMISSION FOR SUCH PURPOSE; AND FURTHER PROVIDING FOR OTHER MATTERS WITH RESPECT THERETO

BY:

WHEREAS, the City of Shreveport, State of Louisiana (the "City"), applied for and on September 17, 2009, received preliminary approval and permission from the Louisiana State Bond Commission ("SBC") to publish its Notice of Intention (the "Notice of Intention") to issue not to exceed TWELVE MILLION AND NO/100 DOLLARS (\$12,000,000) Taxable Water and Sewer Bonds (DEQ Sewer Project) Series 2009D (the "Bonds"); and

WHEREAS, on the date hereof, to-wit, October 13, 2009, a public hearing was held pursuant to the Notice of Intention (the "Public Hearing") and at such hearing, no petition of opposition thereof was filed which would prohibit the issuance of the Bonds without an election and the City desires the SBC to deliver its final approval for the issuance of the Bonds.

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

SECTION 1. Public Hearing. Pursuant to and in compliance with the provisions of the Louisiana Revised Statutes of 1950, as amended, and other Constitutional and statutory authority, the Governing Authority does hereby accept the findings of the Public Hearing held pursuant to that Notice of Intention to issue not to exceed TWELVE MILLION AND NO/100 DOLLARS (\$12,000,000) Taxable Water and Sewer Bonds (DEQ Sewer Project) Series 2009D (the "Bonds") and, due to the fact that no petition of opposition was presented objecting to the issuance of the Bonds, the Governing Authority desires to proceed with the issuance of the Bonds. Said Bonds shall be dated the date of delivery and shall bear interest from the date thereof at a rate or rates not to exceed ninety-five hundredths per centum (.95%) per annum (inclusive of any administrative fee) and shall become due and payable and mature at such time or times, not to exceed twenty-two (22) years from the date of issuance.

SECTION 2. State Bond Commission. Application be and the same is hereby formally made to the Louisiana State Bond Commission in Baton Rouge, Louisiana for final approval for the issuance of the Bonds.

SECTION 3. Publication. The minutes of the Public Hearing shall be published as soon as possible in the official journal of the City. For a period of thirty (30) days from the date of such publication, any person in interest may contest the legality of this resolution, any provision of the Bonds to be issued pursuant hereto, and the provisions made for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to the authorization and issuance of the Bonds. After said thirty (30) days, no person may contest the regularity, formality, legality or effectiveness of this resolution, any provisions of the Bonds to be issued pursuant hereto, the provisions for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to their authorization and issuance, for any cause

whatsoever. Thereafter, it shall be conclusively presumed that the Bonds are legal and that every legal requirement for the issuance of the Bonds has been complied with. No court shall have authority to inquire into any of these matters after said thirty (30) days.

SECTION 4. Ordinance. The Bonds will be issued and authorized pursuant to an ordinance to be adopted by the Governing Authority.

SECTION 5. Costs of Issuance. The Governing Authority acknowledges that it has received from co-bond counsel a report of the estimated costs of issuance of the Bonds required by LSA-R.S. 39:1405.4(A).

SECTION 6. SBC Swap Approval. By virtue of Issuer's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval resolved and set forth herein, it resolves that it understands and agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc", adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby. BE IT FURTHER RESOLVED, that the Governing Authority hereby authorizes and directs its Mayor, Chief Administrative Officer, Director of Finance, Clerk and such other officials of the City individually and/or collectively to do any and all things necessary and incidental to carry out the provisions of these resolutions.

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 to be severable.

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

Read by title and as read, motion by Councilman Shyne, seconded by Councilman Long to adopt.

Councilman Shyne: Mr. Sibley, I just want to commend you for picking such a dynamic and youthful bond team. I think they've done an excellent job.

Mr. Sibley: Well we really appreciate that Mr. Shyne. I wish I could take the credit for choosing them, but I defer to the Mayor on that one. But they have done a good job for the city and we appreciate that.

Councilman Shyne: And Mr. Sibley, I appreciate what you said, you're going to give the credit to your boss. You know how to do it.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

RESOLUTION NO. 197 OF 2009

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHREVEPORT ACCEPTING THE FINDINGS OF A PUBLIC HEARING AS A RESULT OF THE NOTICE OF INTENTION TO ISSUE, SELL AND DELIVER NOT TO EXCEED FIFTEEN MILLION DOLLARS (\$15,000,000) TAXABLE WATER AND SEWER

BONDS (DHH WATER PROJECT) SERIES 2009C FOR THE PURPOSE OF FINANCING THE COST OF ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS, EXTENSIONS AND REPLACEMENTS TO THE DRINKING WATER PORTION OF THE UTILITY SYSTEM, APPROVING PUBLICATION OF THE MINUTES OF SUCH PUBLIC HEARING; SEEKING FINAL APPROVAL FROM THE LOUISIANA STATE BOND COMMISSION; AND FURTHER PROVIDING FOR OTHER MATTERS WITH RESPECT THERETO

WHEREAS, the City of Shreveport, State of Louisiana (the "City"), applied for and on September 17, 2009, received preliminary approval and permission from the Louisiana State Bond Commission ("SBC") to publish its Notice of Intention (the "Notice of Intention") to issue not to exceed FIFTEEN MILLION AND NO/100 DOLLARS (\$15,000,000) Taxable Water and Sewer Bonds (DHH Water Project) Series 2009C (the "Bonds"); and

WHEREAS, on the date hereof, to-wit, October 13, 2009, a public hearing was held pursuant to the Notice of Intention (the "Public Hearing") and at such hearing, no petition of opposition thereof was filed which would prohibit the issuance of the Bonds without an election and the City desires the SBC to deliver its final approval for the issuance of the Bonds.

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

SECTION 1. Public Hearing. Pursuant to and in compliance with the provisions of the Louisiana Revised Statutes of 1950, as amended, and other Constitutional and statutory authority, the Governing Authority does hereby accept the findings of the Public Hearing held pursuant to that Notice of Intention to issue not to exceed FIFTEEN MILLION AND NO/100 DOLLARS (\$15,000,000) Taxable Water and Sewer Bonds (DHH Water Project) Series 2009C (the "Bonds") and, due to the fact that no petition of opposition was presented objecting to the issuance of the Bonds, the Governing Authority desires to proceed with the issuance of the Bonds. Said Bonds shall be dated the date of delivery and shall bear interest from the date thereof at a rate or rates not to exceed two and ninety-five hundredths per centum (2.95%) per annum (inclusive of any DHH administrative fee) and shall become due and payable and mature at such time or times, not to exceed twenty-two (22) years from the date of issuance.

SECTION 2. State Bond Commission. Application be and the same is hereby formally made to the Louisiana State Bond Commission in Baton Rouge, Louisiana for final approval for the issuance of the Bonds.

SECTION 3. Publication. The minutes of the Public Hearing shall be published as soon as possible in the official journal of the City. For a period of thirty (30) days from the date of such publication, any person in interest may contest the legality of this resolution, any provision of the Bonds to be issued pursuant hereto, and the provisions made for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to the authorization and issuance of the Bonds. After said thirty (30) days, no person may contest the regularity, formality, legality or effectiveness of this resolution, any provisions of the Bonds to be issued pursuant hereto, the provisions for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to their authorization and issuance, for any cause whatsoever. Thereafter, it shall be conclusively presumed that the Bonds are legal and that every legal requirement for the issuance of the Bonds has been complied with. No court shall have authority to inquire into any of these matters after said thirty (30) days.

SECTION 4. Ordinance. The Bonds will be issued and authorized pursuant to an ordinance to be

adopted by the Governing Authority.

SECTION 5. Costs of Issuance. The Governing Authority acknowledges that it has received from co-bond counsel a report of the estimated costs of issuance of the Bonds required by LSA-R.S. 39:1405.4(A).

SECTION 6. SBC Swap Approval. By virtue of Issuer's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval resolved and set forth herein, it resolves that it understands and agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc", adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

BE IT FURTHER RESOLVED, that the Governing Authority hereby authorizes and directs its Mayor, Chief Administrative Officer, Director of Finance, Clerk and such other officials of the City individually and/or collectively to do any and all things necessary and incidental to carry out the provisions of these resolutions.

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 to be severable.

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

Read by title and as read, motion by Councilman Shyne, seconded by Councilman Long to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

RESOLUTION NUMBER 198 OF 2009

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

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

WHEREAS, the City of Shreveport has entered into an intergovernmental agreement with Caddo Parish under which Caddo Parish will undertake to sell said properties as authorized in R.S. 47:2201-2211, and

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

WHEREAS, the purchasing agent has inquired of all city departments regarding the property described herein and has not received any indication that it is needed for city purposes.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, regular and legal session convened that the following described properties are hereby declared surplus:

- 1) Geo.#171402-067-0018 – Lot 18, Blk. 7, West Shreveport Subd., Municipal Address – 2607 Dunlap Street, Council District A.
- 2) Geo.#171402-067-0021 – Lot 21, Blk. 7, West Shreveport Subd., Municipal Address – 1510

Kenneth Avenue , Council District A.

3) Geo.#171402-067-0026 – Lot 26, Blk. 7, West Shreveport Subd., Municipal Address – 1528 Kenneth Avenue, Council District A.

4) Geo.#171402-067-0024 – Lot 24, Blk. 7, West Shreveport Subd., Municipal Address – 1520 Kenneth Avenue, Council District A.

5) Geo.#171402-067-0004 – Lot 4, Blk. 7, West Shreveport Subd., Municipal Address – 1557 Andrew Avenue, Council District A.

6) Geo.#171423-013-0383 – Lots 248 & 249, Gold Coin Subd., Municipal Address – 605 West 66th Street , Council District F.

7) Geo.#171423-013-0292 – Lots 292 & 293, Gold Coin Subd., Municipal Address – 613 West 67th Street, Council District F.

8) Geo.#171424-036-0124 – Lot 124, Belmont Grove Addition, Municipal Address – 456 East 67th Street, Council District C.

9) Geo.#171414-074-0018–Lot 7, Blk. 4, West End, Municipal Address–1712 Oakdale St., Council District B.

10) Geo.#171401-103-0067– E. 30 Ft. of Lot 27 & W. 20 Ft. of Lot 28, Trenton Place, Municipal Address–1138 Wilkinson St., Council District B.

11) Geo.#181435-022-0001 – Lot 1, Blk. 23, West Shreveport Addition, Municipal Address – 1151 Madison, Council District A

12) Geo.#181436-005-0006–Lot 6, Blk. 1, Ingersoll Hts., Municipal Address – 123 Pierre Ave., Council District A.

13) Geo.#171414-093-0003 – Lot 3 & E. 5 Ft. of Lot 4, Blk. J, Hill Crest Subdivision, Municipal Address – 1711 Malcolm St. Council District B.

14) Geo.#181416-029-0405 – 2.52 ACS. M/L - Lot 321 Less the S. 275 ft. of the W. 100 ft. of Lot 321, Jones-Mabry Subd., Unit #3, Municipal Address – 2434 Hawkins, Council District A.

15) Geo.#181417-050-0120 – Lot 120, Legardy Hills Subd., Unit #2, Municipal Address – 1716 Gilliam St., Council District A.

16) Geo.#181421-024-0001– Lot A, Steffek Park, Municipal Address – 1759 Aline Ave., Council District A.

17) Geo.#181416-021-0005– Lot E, Moss Park, Municipal Address – 2152 Pearl St., Council District A.

18) Geo.#181416-024-0308 – S. 240 Ft. of Lot 279, Jones-Mabry Subd., Unit 3, Municipal Address – None, Council District A

19) Geo.#171414-043-0002 – Lot A & S. 12.5 Ft. of Abandoned Lyons St., Resub. of Lots 1,2, & 12 to18 incl., Blk.28, Morningside Subdivision, Municipal Address – 4001 Ridgemore St., Council District B.

20) Geo.#171416-056-0044 – Lot 33 & 34, Blk. C, Washington Terrace, Municipal Address – 5617 Carl Terrace, Council District F.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof be 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 Walford, seconded by Councilman Long to adopt. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

11. **Resolution No. 199 of 2009**: A resolution declaring the city's interest in certain adjudicated properties as surplus and otherwise providing with respect thereto. (A/Lester, B/Walford, F/Shyne, and G/Bowman)

Read by title and as read, motion by Councilman Walford, seconded by Councilman Bowman to postpone until the next regular meeting.

Councilman Walford: This is the one that had two properties show up on it that we really would not want to sell, so Mr. Strong was good enough to get me a detailed map and then we had some discussions. And what I've asked is that each Council Member and the Council Office be sent a list of these now, before they end up on a resolution for us to get rid of. Because this is two meetings in a row we've had properties. Last time, we would have had a fire storm that would have taken a long time to put out if the property had been sold. So, I would urge each of us a couple of times lately, read carefully when you get the list. And you each know your own district, and you might want to look at what the properties are. I understand that you're going to amend to take those two properties out before we do this the next time.

Councilman Webb: How did they get on there to begin with?

Mr. Sibley: They're put together in our property management section. One of the things that we're doing based on what Mr. Walford has pointed out is putting in some - - - what I consider triggers, so there are certain things appear on that list in terms of value, certainly locations, we automatically pull them off for review. In addition to you guys getting it, between the two of us, we should be able to catch anything like that that pops up in the future.

Councilman Walford: And Mr. Lester is right. This one came from the Parish, but they may want to give us their interest in these two properties, but I can assure you, where they are we don't want to give us our interest in them.

Councilman Webb: I think they do.

Councilman Walford: I think it probably, like he was saying, it just went by with somebody not catching where they were.

Councilman Shyne: Well Monty, you caught it.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

INTRODUCTION OF RESOLUTIONS: *(Not to be adopted prior to October 27, 2009)*
The Clerk read the following:

1. **Resolution No. 200 of 2009**: A resolution authorizing the submission of the 2010 Annual Action Plan to the United States Department of Housing and Urban Development (HUD) and otherwise provide with respect thereto.

3. **Resolution No. 202 of 2009**: A resolution authorizing the Mayor to execute a donation agreement between the City of Shreveport and Harders Property, L.L.C., hereinafter called "Owner" and acting herein through Marie Rosenbalth, Manager, for the private water and sewer main improvements and related facilities serving Norris Ferry Crossing Unit 5, and to otherwise provide with respect thereto. (D/Wooley)
4. **Resolution No. 203 of 2009**: A resolution authorizing the Mayor to execute a donation agreement between the City of Shreveport and Simon Building & Development Company, L.L.C., hereinafter called "Owner" and acting herein through Steven N. Simon, Manager for the private water and sewer main improvements and related facilities to serve the Bluffs Subdivision, and to otherwise provide with respect thereto. (D/Wooley)
5. **Resolution No. 204 of 2009**: A resolution authorizing the use of certain City-owned equipment by Sci-Port Discovery Center and to otherwise provide with respect thereto.
6. **Resolution No. 205 of 2009**: A resolution authorizing the renewal of an agreement between the City of Shreveport and BKD, LLP for an external audit of the City of Shreveport for fiscal year January 1, 2009, through December 31, 2009, and otherwise providing with respect thereto.
7. **Resolution No. 206 of 2009**: A resolution authorizing the Mayor to make application with and receive funding from the U.S. Department of Justice, National Institute of Justice for Predictive Policing Demonstration and Evaluation Grant, and to otherwise provide with respect thereto.
8. **Resolution No. 207 of 2009**: A resolution authorizing the Mayor to make application with and receive funding from the Louisiana Commission on Law Enforcement through the Northwest Law Enforcement Planning Agency for Multi-Jurisdictional Narcotics Task Force Grant, and to provide with respect thereto.
9. **Resolution No. 208 of 2009**: A resolution authorizing the execution of an NSP Grant agreement with Louisiana Housing Finance Agency, and to otherwise provide with respect thereto.
10. **Resolution No. 209 of 2009**: A resolution amending Resolution Number 141 of 2009, and to otherwise provide with respect thereto.
11. **Resolution No. 210 of 2009**: A resolution authorizing the purchasing agent to dispose of public auction of surplus vehicles/items and to otherwise provide with respect thereto.
12. **Resolution No. 211 of 2009**: A resolution authorizing the Mayor to execute an act of release of a public service right-of-way on a portion of the abandoned Drexel Street, lying east of Dillingham Avenue, in Section 19, (T17N-R13W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (C/Long)

Read by title and as read, motion by Councilman Walford, seconded by Councilman Wooley to introduce Resolution No(s). 200, 202, 203, 204, 205, 206, 207, 208, 209, 210, and 211 of 2009 to lay over until the next regular meeting.

Mr. Sibley: Mr. Chairman, if you would, the Administration would ask that No. 201 be withdrawn.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

2. **Resolution No. 201 of 2009**: A resolution authorizing the Mayor to execute a right of way and easement with AEP/Southwestern Electric Power Company for the construction and maintenance of underground electric lines and related facilities on City property, and otherwise provide with respect thereto. (A/Lester)

Motion by Councilman Walford, seconded by Councilman Wooley to remove Resolution No. 201 of 2009 from the agenda. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

INTRODUCTION OF ORDINANCES: *(Not to be adopted prior to October 27, 2009)*
The Clerk read the following:

1. **Ordinance No. 115 of 2009**: An ordinance amending the 2009 General Fund Budget and to otherwise provide with respect thereto.
2. **Ordinance No. 116 of 2009**: An ordinance amending the 2009 Water and Sewerage Enterprise Fund Budget, and to otherwise provide with respect thereto.
3. **Ordinance No. 117 of 2009**: An ordinance amending the 2009 Grants Special Revenue Fund Budget, and to otherwise provide with respect thereto.
4. **Ordinance No. 118 of 2009**: An ordinance amending the 2009 Riverfront Development Special Revenue Fund Budget, and to otherwise provide with respect thereto.
5. **Ordinance No. 119 of 2009**: An ordinance amending 66-141 of the Code of Ordinances relative to Health Benefits Plan, and to otherwise provide with respect thereto.
6. **Ordinance No. 120 of 2009**: An ordinance amending Section 90-273(d) of the Code of Ordinances relative to Traffic and Vehicles and to otherwise provide with respect thereto.
7. **Ordinance No. 121 of 2009**: An ordinance authorizing the use of the Cargill Soccer and recreation facility by Caddo-Bossier Soccer Association/SU and to otherwise provide with respect thereto. *(Not to be adopted prior to Nov. 10, 2009)*
8. **Ordinance No. 122 of 2009**: An ordinance creating and establishing the intersection of

Blom Boulevard and Crabapple Drive as a four way stop intersection, and otherwise provide with respect thereto. (E/Webb)

9. **Ordinance No. 123 of 2009**: An ordinance amending and reenacting Chapter 2 of the Code of Ordinances by adding Article X relative to Budgets, and to otherwise provide with respect thereto. (C/Long)

Read by title and as read, motion by Councilman Walford, seconded by Councilman Long to introduce Ordinance No(s). 115, 116, 117, 118, 119, 120, 121, 122, and 123 of 2009 to lay over until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen Walford, Long, Wooley, Shyne, and Bowman. 5. Nays: None. Out of the Chamber: Councilman Lester. 1. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

INTRODUCTION OF ORDINANCES: *(To be adopted no later than December 15, 2009)*

The Clerk read the following:

1. **Ordinance No. 124 of 2009**: Adopting the 2010 Capital Improvements Budget, appropriating the funds authorized therein, and otherwise providing with respect thereto.
2. **Ordinance No. 125 of 2009**: An ordinance adopting the 2010 Budget for the Riverfront Special Revenue Fund and appropriating the funds authorized therein, and otherwise provide with respect thereto.
3. **Ordinance No. 126 of 2009**: An ordinance adopting the 2010 General Fund Budget, appropriating the funds authorized therein and otherwise providing with respect thereto.
4. **Ordinance No. 127 of 2009**: An ordinance adopting the 2010 Budget for the Community Development Special Revenue Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
5. **Ordinance No. 128 of 2009**: An ordinance adopting the 2010 Budget for the Golf Enterprise Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
6. **Ordinance No. 129 of 2009**: An ordinance adopting the 2010 Budget for the Airports Enterprise Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
7. **Ordinance No. 130 of 2009**: An ordinance adopting the 2010 Budget for the Water and Sewerage Enterprise Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
8. **Ordinance No. 131 of 2009**: An ordinance adopting the 2010 Budget for the Information Technology Service Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.

9. **Ordinance No. 132 of 2009**: An ordinance adopting the 2010 Budget for the Metropolitan Planning Commission's Special Revenue Fund, Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
10. **Ordinance No. 133 of 2009**: An ordinance adopting the 2010 Budget funding contractual services provided to SPORTRAN by Metro Management Associates, Inc., and otherwise providing with respect thereto.
11. **Ordinance No. 134 of 2009**: An ordinance adopting the 2010 Budget for the Retained Risk Internal Service Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
12. **Ordinance No. 135 of 2009**: An ordinance adopting the 2010 Budget for the Grants Special Revenue Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
13. **Ordinance No. 136 of 2009**: An ordinance adopting the 2010 Debt Service Fund Budget, appropriating the funds authorized therein, and otherwise providing with respect thereto.
14. **Ordinance No. 137 of 2009**: Adopting the 2010 Budget for the Shreveport Redevelopment Agency Special Revenue Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
15. **Ordinance No. 138 of 2009**: An ordinance adopting the 2010 Budget for the Convention Center Hotel Enterprise Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
16. **Ordinance No. 139 of 2009**: Adopting the 2010 Budget for the Downtown Entertainment Special Revenue Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.
17. **Ordinance No. 140 of 2009**: An ordinance adopting the 2010 Budget for the Downtown Parking Enterprise Fund, appropriating the funds authorized therein, and otherwise providing with respect thereto.

Read by title and as read, motion by Councilman Walford, seconded by Councilman Bowman to introduce and table Ordinance No(s). 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, and 140 of 2009.

Councilman Webb: And the why that request is I know is so that we don't have to bring these up at each meeting between now and the time we adopt.

Councilman Walford: October, November and then December.

Councilman Webb: Yeah, exactly.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

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

The Clerk read the following:

1. **Ordinance No. 66 of 2009**: An ordinance to adopt Chapter 25 of the City of Shreveport Code of Ordinances establishing regulations relative to the conduct of oil, gas and other hydrocarbon well operations with the City of Shreveport, and to otherwise provide with respect thereto. *(Postponed September 22, 2009)*

Having passed first reading on June 23, 2009 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 Wooley to postpone until the next regular meeting.

Councilman Long: Well I think between now and - - - when we're going to get feedback from Jodee's folks, and then I think we're going to sit down and get with Terri and finalize this thing, because I want to get it passed next meeting. (Inaudible) I can't speak for y'all.

Councilman Webb: Okay.

Councilman Shyne: If the information is back.

Councilman Wooley: I'll just say the reason why I seconded it, out of fairness I figured they will have an opportunity to review the information and give us something back, I think is the correct way to handle it.

Councilman Webb: I know everybody would like to get this settled, I know it's been a lot of leg work, and thank you Michael for everything you're doing to try to get to that point, so it is important that we get it right.

Councilman Wooley: Mr. Chairman, I still want to say one thing. Because I've gotten a series of emails from a lot of residents in my district, I do want to say that we're making the point to take our time to do it right. And I know some people are concerned that we were not moving fast enough, but you know we just want to make sure that we're doing this correctly, that everyone involved in the process is not damaged. I know along the way, some folks are not going to like some of the things that go on with this type of work being done in the city, but we do have the interest of the community and (inaudible) we're doing this.

Councilman Walford: Mr. Chairman, Mr. Shyne has gotten a lot of emails like Mr. Wooley has. You know he taught me how to Twitter.

Councilman Shyne: Thank you Mr. Walford. You are so smart that's why you fly airplanes.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

2. **Ordinance No. 105 of 2009**: An ordinance amending the 2009 Community Development Special Revenue Fund Budget, and to otherwise provide with respect thereto.

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Walford, seconded by Councilman Long to adopt.

Councilwoman Bowman: Yeah, remind me. What is this on?

Mr. Thompson: The Community Development budget. An explanation?

Councilman Webb: The question was asked what kind of - - - what are we amending with your budget purpose of it.

Ms. Moore: This is the Workforce Community Development Budget.

Mr. Thompson: No, this is the amendment to the 2009 Community Development Special Revenue Fund.

Mr. Sibley: The \$2.6(million) increase that you're getting in grant funds in 105.

Ms. Moore: Grant funds, I think it was the HPRP, the Homeless Prevention Rehousing grant for \$1,659,000 and there was an additional funding for what we call the CDBGR, that's the stimulus additional Community Development Block Grant dollars they were giving at \$701,000. There was an additional funding for some ESG carryover dollars at \$39,000. The State gave us some additional monies for a special program that they are doing with the Department of Education for \$56,000, and I think that totaled the \$2.6(million)

Councilman Wooley: Ms. Moore, we have verified and we are confirmed that every contractor is licensed.

Ms. Moore: Every contractor we're working with is licensed. That's correct.

Councilman Shyne: Councilman Wooley, you sound like some of those contractors might have come out of your district.

Councilman Wooley: Well, when you have people doing ill work with ill intent, you just want to double check.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

3. **Ordinance No. 106 of 2009**: An ordinance amending the 2009 Capital Improvements Budget, and to otherwise provide with respect thereto.

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Long, seconded by Councilman Walford.

AMENDMENT TO ORDINANCE 106 OF 2009

AMEND THE ORDINANCE AS FOLLOWS:

In Program A (Building Improvements):

Establish a project titled **Government Buildings Emergency Generators (09A002)** and appropriate funds in the amount of \$937,000. Funding source is Other Funds. The scope of this project is to upgrade emergency power systems at Fire Maintenance Facility and Government Plaza and perform an engineering assessment at the James C. Gardner Police Building.

In Program C (Streets Improvements):

Delete “Decrease the appropriation for **Woolworth Road Landfill Entrance Road (01C003)** by \$42,185 and close the project. Funding sources for this amount were 1997 GOB, Prop. 4 in the amount of \$25,186 and 1998 GOB, Prop. 4 in the amount of \$17,000.”

And Insert “Decrease the appropriation for **Woolworth Road Landfill Entrance Road (01C003)** by \$42,185 and close the project. Funding sources for this amount were 1997 GOB, Prop. 4 in the amount of \$25,185 and 1998 GOB, Prop. 4 in the amount of \$17,000.”

In Program E (Water Improvements):

Delete “Decrease the appropriation for **Jefferson-Paige W & S Main Relocation (04E001)** by \$91,781 and close project. Funding sources for this amount were 1991 Water and Sewer Revenue Bonds in the amount of \$39,803 and 1994A Water and Sewer Bonds in the amount of \$16,200.”

And Insert “Decrease the appropriation for **Jefferson-Paige W & S Main Relocation (04E001)** by \$91,781 and close project. Funding sources for this amount were 1991 Water and Sewer Revenue Bonds in the amount of \$75,581 and 1994A Water and Sewer Bonds in the amount of \$16,200.”

Establish a project titled **Water System Infrastructure Improvement Program (09E002)** and appropriate funds in the amount of \$11,000,000. Funding sources are \$2,000,000 from 2009A Taxable Water and Sewer Revenue Bonds and \$9,000,000 from 2009B Taxable Water and Sewer Revenue Bonds. The scope of Phase I of this project provides for the automated meter reading for large meters, installation and upgrade, automatic meter read transmitters, and wireless meter receiver system. The scope of Phase II of this project provides for the purchase and installation of a state-of-the-art Customer Information System.

In Program H (Airport Improvements):

Delete “Decrease the appropriation for **Acquire ARFF Truck (05H003)** by \$41,478 and close project. Funding source for this amount was State Grant in the amount of \$30 and Shreveport Airport Authority in the amount of \$41,478.

And Insert “Decrease the appropriation for **Acquire ARFF Truck (05H003)** by \$41,478 and close project. Funding source for this amount was State Grant in the amount of \$30 and Shreveport Airport Authority in the amount of \$41,448.”

In Program L (Airport Improvements):

Delete “Increase the appropriation for **2001 Sportran Capital Improvements (01L001)** by \$21 and close project. Funding source is within existing Transfer to Sportran from General Fund.”

And Insert “Close the project for **2001 Sportran Capital Improvements (01L001)**.”

Adjust totals and subtotals accordingly.

Motion by Councilman Lester, seconded by Councilman Shyne to adopt Amendment No. 1 to Ordinance No. 106 of 2009.

Councilman Wooley: Can I ask Mike, can you come up to explain this? Or Shelly. I guess Amendment No. 2.

Ms. Pilkinton: Amendment No. 2 is out of their Administrative office. I mean out of the Council Office.

Councilman Webb: Yeah, we’re on 1.

Mr. Seaton: Amendment No. 1 is from the Administration. No. 2 is from Council. So which one?

Mr. Sibley: Amendment No. 1.

Councilman Webb: We're on 1.

Ms. Ragle-Stone: On the generator?

Councilman Wooley: Yes.

Ms. Ragle-Stone: The City of Shreveport was fortunate enough to receive grant funding from the Department of Homeland Security for emergency generators. We received \$937,000. We had to establish a project to do this. And what it will do is we divide the money up. \$20,000 of it will do an assessment for SPD building. We have an emergency generator there that doesn't do everything that the Department would like it to do. We'll use \$20,000 of that to hire an engineer to see if 1) what would that generator do, what kind of electrical work will need to be done to make it more efficient or do they need to bigger generator to run their building. The second part will be \$137,000 will be allocated to the fire maintenance facility, which will allow them to install a generator at the facility. The majority of the money is going to be used here in this facility to do an engineering survey to - - - hopefully what we want to do with the generator here is to first, energize the 2nd floor. That's where our computer systems are, and if we were to have a total loss of power, we could set shop up on the 2nd floor, where our computer systems are. But what our engineering study here first is determine what can we energize, and for how much money - - - based on the amount of money we have. So it's for emergency preparedness.

Councilman Shyne: Question. I'm taking for granted Chief, that we have a generator already for the Headquarters of the Fire Department. Okay, thank you Shelly.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Amendment Number 2 to Ordinance Number 106 of 2009

AMEND THE ORDINANCE AS FOLLOWS:

In Program A (Building Improvements):

Remove the project "Establish a project titled **Government Plaza Roof and HVAC Replacement (09A001)** and appropriate funds in the amount of \$1,780,800. Funding sources are \$1,300,000 from 2001A GOB and \$480,800 from Other Funds. The scope of the project is to replace the deteriorated roof and HVAC system at the building at 505 Travis Street."

Motion by Councilman Walford, seconded by Councilman Bowman to adopt Amendment No. 2 to Ordinance No. 106 of 2009.

Councilman Walford: We postponed our decision on a roof, so we really need to establish the project.

Councilman Lester: That's where I was going to go.

Mr. Thompson: There is another issue with it too. And that is the money for this project comes from the 2001 bond issue, and the amount is gotten from unappropriated funds. In the 2001 bond issue, it had a \$70,000,000 sort of in globo, that you could do any number of things with. But the City Council says that if the citizens of the City of Shreveport adopt the \$70,000,000 bond issue, then we're going to spend that money for certain items, and it listed those items. And one of those items was an amount of money in Streets and Drainage. This \$1,000,000 plus, comes from that Streets and Drainage portion. And so we need to go back and look to see whether or not all of those projects were done, and completed and then come back

with a report to the Council to see if there are any issues involved with this money for this particular purpose.

Councilmen Lester and Wooley: Motion to withdraw.

Councilman Lester: No. 2.

Councilman Webb: No, we don't want to do that. Let's postpone it.

Mr. Thompson: We're asking that you adopt this because it removes this project and then take another look at it later.

Councilman Shyne: Right, so lets vote.

Councilman Lester: Mr. Thompson, you're saying that this is to remove the project not to establish a project? Okay, okay, okay. That makes sense.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Motion by Councilman Walford, seconded by Councilman Bowman to adopt Ordinance No. 106 of 2009 as amended. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

4. **Ordinance No. 107 of 2009**: An ordinance amending the Code of Ordinances of The City of Shreveport by amending Section 26-109 of Chapter 26, Finance, Division 2 of Article IV, Fees, Relative to charging fees for services rendered by the Department of Operational Services; and to repeal , amend and reenact certain provisions of the Code relative to same, and to otherwise provide with respect thereto.

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Long, seconded by Councilman Walford to adopt.

Councilman Wooley: Mike, could you come up please?

Councilman Shyne: Mike, you know you and Shelly always act like you all might be in church. You want to sit in the back.

Councilman Wooley: Thank you Mike, can you just give us a brief overview of this please.

Mr. Strong: On 107, is concerning the different fees that we're asking to be increased. And this is basically over our mapping and GIS services that we do. The majority of the services are for the different trades, developers, engineers that use these maps, and everything, and we're asking for an increase in that. The last increase that we had was in 2003. And it also actually gives a better detail of what they're for in the GIS.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, and Shyne. 5. Nays: Councilwoman Bowman. 1. None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

5. **Ordinance No. 108 of 2009**: An ordinance amending and reenacting Division 2 of

Article VIII of Chapter 26 of the Code of Ordinances relative sales of adjudicated property and to otherwise provide with respect thereto.

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Long, seconded by Councilman Walford.

Amendment No. 1 to Ordinance No. 108 of 2009

Amend Section 26-300(1)(b) to read as follows:

b. The procedure for the sale provided in R.S. 47:2201 et seq. has been followed, including but not limited to giving notice to persons who have an interest in the property.

Amend Section 26-300(2)(b) to read as follows:

b. The procedure for the donation provided in R.S. 47:2201 et seq. has been followed, including but not limited to giving notice to persons who have an interest in the property, and

Amend Section 26-301(1)(e) to read as follows:

e. The procedure for the sale provided in R.S. 47:2201 et seq. has been followed, including but not limited to giving notice to persons who have an interest in the property.

Motion by Councilman Walford, seconded by Councilman Long to adopt Amendment No. 1 to Ordinance No. 108 of 2009.

Councilman Shyne: Does that apply to the \$1 program also?

Ms. Glass: I believe the city sends the notices on the \$1 program. But this doesn't specify, it just says that we shall follow the State's statute. It takes out a reference that was incorrect.

Councilman Shyne: Okay, I'm with you.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Motion by Councilman Walford, seconded by Councilman Long to adopt Ordinance No. 108 of 2009 as amended. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

6. **Ordinance No. 109 of 2009**: ANNEXATION TAG NO. 09-02: An ordinance enlarging the limits and boundaries of the city of Shreveport – a 31.7 acre tract of land, located on the east side of Linwood Avenue, just across from the Homalot Subdivision in Section 11, (T16N-R14W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (D/Wooley)

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Wooley, seconded by Councilman Long to postpone until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen Lester, Walford,

Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

7. **Ordinance No. 110 of 2009**: ANNEXATION TAG NO. 09-03: An ordinance enlarging the limits and boundaries of the City of Shreveport – A 3.88 acre tract of land, being lots 1, 2, and 3 of the Windermere Estates, Phase 1 Subdivision and a portion of the Buncombe Road dedication, located in Section 25, (T17N-R15W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (E/Webb)

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Bowman, seconded by Councilman Shyne to adopt.

Councilman Lester: My question is to Ms. Scott, relative to Section 5, pre-clearance. Is Ms. Scott in the Chamber?

Mr. Seaton: No, I'll send a message to her.

Motion approved by the following vote: Ayes: Councilmen Walford, Long, Wooley, Shyne, and Bowman. 5. Nays: Councilman Lester. 1. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

8. **Ordinance No. 111 of 2009**: ANNEXATION TAG NO. 09-04: An ordinance enlarging the limits and boundaries of the City of Shreveport – A 10 acre tract of land being the Cypress Creek Estates Subdivision, located in Section 21, (T16N-R13W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (D/Wooley)

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Wooley, seconded by Councilman Long to postpone until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

9. **Ordinance No. 112 of 2009**: ANNEXATION TAG NO. 09-10: An ordinance enlarging the limits and boundaries of the City of Shreveport – A 2.06 acre tract of land, located adjacent to the Southern Trace Subdivision in Section 29, (T16N-R13W), Caddo Parish, Louisiana, and to otherwise provide with respect thereto. (D/Wooley)

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Wooley, seconded by Councilman Long to postpone until the next regular meeting. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

10. **Ordinance No. 101 of 2009**: ZONING APPEAL - C-46-09: An ordinance amending

Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, by rezoning property located on the SW corner of Ford and Norma, Shreveport, Caddo Parish, Louisiana from R-3, Urban Multi-Family residence District, to R-3-E, Urban, Multi-Family Residence/Extended Use District limited to “A Grocery Store selling WIC supplies only”, and to otherwise provide with respect thereto. (A/Lester) (*Postponed September 22, 2009*)

Having passed first reading on August 25, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilmen Walford and Long.

Amendment No. 1 to Ordinance No. 101 of 2009

Amend the title and Section 1 of the ordinance to read as follows:

AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING PROPERTY LOCATED ON THE SOUTHWEST CORNER OF FORD AND NORMA, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM R-3, URBAN, MULTI-FAMILY RESIDENCE DISTRICT, TO R-3-E, URBAN, MULTI-FAMILY RESIDENCE/EXTENDED USE DISTRICT LIMITED TO CERTAIN DESIGNATED USES, 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 southwest corner of Ford and Norma, and legally described as Lot 1, 2, and the east 5 feet of Lot 3, Block 3, Talbot and Perrin Subdivision, Shreveport, Caddo Parish, Louisiana, be and the same is hereby changed from R-3 Urban, Multi-Family Residence District to R-3-E, Multi-Family Residence/Extended Use District limited to the following uses only:

Antique store.

Apparel and accessory store.

Appliance store.

Aquarium supplies and sales.

Artists; including studio, instruction, display, incidental product sales and servicing, retail sale of arts and crafts supplies, customarily used by artists (excluding general hobby store), and gallery or museum.

Auto parts store, retail; no installation, repair or rebuilding of parts is permitted on premises.

Bakery, retail.

Barbershop or beauty shop.

Bicycle sales and repair.

Blueprinting and photostating.

Bookstore.

Business and professional offices and services.

Business machines store or agency.

Camera and photographic supplies store.

Candy, nut, and confectionery store.

Catalogue, mail order, and direct selling establishments, including retail sales by catalogue, mail order, telephone, and house-to-house canvas; display items only.

Clothesmaker and needlework (retail), including dressmaker, embroiderer, furrier, milliner, seamstress, tailor, and the like.

Dairy products sales.
Drugstore.
Dry cleaning with noninflammable cleaning agents only; excluding the discharge of steam outside enclosed structure.
Embossers, including printing from a standard office copier.
Film processing.
Fix-it shop.
Floor covering sales.
Floral shop.
Fruit store.
Furniture repair and upholstering.
Furniture store, retail.
Garden supplies store, handling packaged fertilizer and no other types of fertilizer.
Gift shop.
Grocery store, retail.
Hardware store, retail.
Hobby supply store.
Hospital or sanitarium.
Ice cream store.
Jewelry store, including repairing of jewelry, watches, and clocks.
Laundry and/or dry cleaning pickup station.
Laundry, self-service only.
Lawnmower sales.
Leather and luggage store.
Loan or finance office, only those items which can be sold by any other use in this ordinance can be displayed or stored on the premises, within an enclosed structure.
Locksmith.
Music store.
Nursery; day care, or kindergarten.
Office equipment and supplies store.
Optician.
Personal services (retail), limited to cosmetic studio, dry cleaning and laundry pickup station, catering service, and interior decorating.
Pet grooming facility; limited to the grooming of household pets and other small animals; no outside kennels or overnight boarding.
Picture framing and/or mirror silvering.
Print shops.
Restaurant, where food and beverages are served and consumed only within the enclosed structure; outdoor dining areas, drive-in, drive-thru, delivery service operations, pick-up windows or other exterior service facilities are not permitted.
Shoe repair shop.
Social services, including community center, institution for children, aged, or the handicapped; rehabilitation center but excluding detention or correctional facility.
Tobacco store.
Toy store.
Variety store (limited to the sale of items which may be sold by any other use under this

ordinance).

Video sales and rentals.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Motion by Councilman Lester, seconded by Councilman Walford to adopt Amendment No. 1 to Ordinance No. 101.

Councilman Shyne: Calvin before I vote, it doesn't entail them selling any alcohol.

Councilman Lester: No, we've had that discussion.

Councilman Shyne: Just bread, milk, fish.

Councilman Lester: In fact, what this does, the Zoning Board gave the applicant a one very small restrictive use, which is a grocery store selling WIC supplies. What I told the applicant back then and now was that if he purports to do something in this building that does not have alcohol in this basis and brings something positive to the community, I could support him. And so what we've done is in this amendment taking this list of everything that can be done in an R-3E and had adopted that so that if obviously he wants his tenant to be successful, but for some reason is not successful, rather than to come back before the MPC and the Zoning Board and to spend \$500 to go through all the process, so long as one of those uses is among that list, he does not have to come back before the Council. I also asked that - - - I gave a site plan to Bea and asked that it also be made as part of the record. So, I would ask (inaudible).

Councilman Webb: Mr. Christian is here, and I know he wanted to come up and address the Council. So, if you wanted to come up.

Councilman Shyne: Mr. Chairman, while he's on his way, Councilman Lester, the reason why I asked that, you know that sometimes they say they can't be successful unless they're selling alcohol in my neighborhood.

Councilman Lester: And point of fact, Mr. Christian if he's honest and I'm sure he will, he had that discussion previously and we disavowed him of that notion, and in fact, just a couple of blocks north I believe, Claude Marshall has a store very similarly situated that does not have alcohol at all and it's very, very successful.

Councilman Shyne: Cause we do buy bread and Spam, and milk and cheese and - - -

Councilman Lester: Everything but alcohol. Potato chips, right. So.

Mr. Roger Christian: (400 E. Washington) I appreciate being given the opportunity to come before you ladies and gentlemen again. I think it's been discussed. We had an R3 and then I request that we have an R3 Urban Multi-Family Residential District. An R3-E, Urban Multi-Family Residential Extended Use District and Calvin says it a lot better than I do, and I do appreciate his help in re-writing this proposal which you have before the Council. However, he and I could not come to one agreement. This little - - - I would like not to have a fence placed between the property and the next door neighbor. I've got two letters, one from the tenant, and one from the owner that says we do not need it. I have pictures showing that I'm more than a lot away from the next home there. And that's the only thing that I would really - - - and I tell you why. It's the economics. I only get about \$450-650 for that property. I don't even have it rented right now, and it's been vacant for quite awhile. So, I would like to forego the fence which will cost about \$2,000 to meet City Standards, I have to have a parking lot there, that's

going to cost me \$8-10,000. And so, if I'm only going to receive anywhere from \$450-650 at the most, it's going to take me a long time just pay for a \$2,000 fence that I don't feel and neither does the person next door feel we need.

Councilman Webb: Do you have those letters?

Mr. Christian: I have the letters.

Councilman Webb: Give those to the Clerk.

Councilman Lester: Well with respect to Mr. Christian, I think I have literally bent over backwards. We passed an ordinance on the books that requests separation between businesses and residences, and I offered that particular piece of legislation. And then the Zoning Board asked that he put the screen fence betwixt and between those places. And I think it's not an unreasonable scenario to require him, if we're going to allow him to give him the zoning that he asked and save him the trouble of having to come back on multiple occasions and spend the \$500 as it relates to going through this process again, to put of a fence as the Zoning Board requested Roger. Just like I told you on the phone and sitting there when we talked in the office, I don't see my folks in Allendale having any less expectation of having cleanliness next to them than Broadmoor and places like that. And in other parts of town, they routinely separate business from residential by such fences. And I don't think it's an unreasonable request, particularly when we've had this discussion before. The place was vacant for some time, and we going out and amending our ordinance to allow you to have a multiplicity of uses without having to comeback before the board. I know that's a point of contention between you and I, but I don't think that is an unreasonable request, given what the status of the law is relative to the separation of those buildings and residential entities.

Ms. Christian: I had pictures because (inaudible) a great deal of difference, I have some pamphlets I can hand out. I think it's being passed around now. But it's a long way over to that particular building. And as I said, it's a matter of economics. I mean I'm already going to spend \$8-10,000. Now, I'm going to spend \$2,000 for a fence that the owner of the next door property and the tenant there are like myself, we don't see any need for it.

Councilman Webb: Mr. Christian, let me ask you a question. When was the last time that building was occupied as a business, and what type of business was it?

Mr. Christian: Well, it was a liquor store, when the last business. Because when I came before the group here, before the Board back in '07 several years ago. It was a question of alcohol.

Councilman Lester: It was '06.

Mr. Christian: '06?

Councilman Lester: It was before the election.

Mr. Christian: Okay, '06. So, we came up here in '06. I didn't realize the offense. It had been a liquor store for 50 years or whatever time it's been down there. I didn't think it'd be any problem, that's my mistake, cause I thought the building - - - it would be simply, a simple matter for me to come up here before the board and have - - - the thing has been there forever, and so I did not realize that. But if I had realized it, I would have never asked - - - I mean I'd never, in fact I didn't think, I don't think I asked for it, I just said I wanted a grocery store there, and it turned into a referendum on liquor. And I don't, I'm not in the liquor business.

Councilman Webb: The reason why I was asking that, is because is if it'd been business before, they were not required to put up a fence, then why is it now all of a sudden you have to put up a fence?

Councilman Lester: Well I can answer that question. The law changed since he before he bought the building, No. 1. No. 2, he had to come into compliance with the Zoning Board is because at the time, the reason why the store shut down is because somebody got shot and killed in front of the liquor store. It closed. And at the point that it closed, the grandfather exceptions were gone. So in the new ordinance you have to come into compliance. And again, looking at the scenario, the MPC, the Zoning Board folks looked at this issue, and they asked that they put down the fence. And we're having situations where - - - and I told Mr. Christian, even back in 2006. I looked him square in the face. I said, "Roger if you put anything in this business, so long as it's not based on alcohol, I can support it." And Mr. Christian came before this deal, and it's on the record, and said I can't - - - it won't work without alcohol. Well he was wrong, and we're here back to move forward. But again, I don't think that the request to put a fence between this building and some residential place, so as to stop the multiplicity of trash and debris that's going to be generated potentially from these situations, is asking a lot for a building that has been vacant for quite some time. And I went above and beyond because the law only requires us to just pass this. If were to pass what the MPC had requested, they wouldn't have - - - he would only have this limited use which is the WIC store and he would have had to put up the fence. We are saying yes, you have to put up a fence, but we're also extending to him a multiplicity of uses, and if his tenant is not successful, every time he would have had to get a new tenant, it would have cost him \$500 and time. So, we're saving him that. I mean, I don't know much more we can do for Mr. Christian, and under the laws that we have, and as for our discussion, I mean, they putting fences in property in Broadmoor, he doesn't believe that he's going to get the value for it, I think he's going to be successful, and he's going to have a tenant there for a long time. But that's where we are.

Councilman Shyne: Councilman, can I call you Calvin?

Councilman Lester: Call me anything you want to, but late for dinner.

Councilman Shyne: Calvin, I think what you're doing is exactly right. I think what he's trying to do is to add to the value of the neighborhood. Because if you've noticed that neighborhood has run down, and one reason why, it's hard to get people to move back in those neighborhoods is because like the young man was up here yesterday saying, that it seems like some neighborhoods, we don't take the same type of attitude, or the same - - - we don't look at it the same way to try to uplift it and to keep it viable so that people will want to move back in there. So that's one of the reasons. Because we're trying to repopulate that area. And you cannot repopulate an area if the area is not conducive for people to move back in there. So, I can understand why Councilman Lester is - - - cause I feel the same way out in my area.

Councilman Walford: I think Mr. Lester is doing the right thing, but Mr. Christian, I think he's worked with you, because as I see it, you have a residentially zoned piece of property, with the R3-E, but he's giving you all - - - I think all B-1 rights.

Councilman Lester: Yes.

Councilman Walford: But for the benefit of the Council, I just went and talked to Mr. Kirkland. For my time on the Zoning Board of Appeals, which is almost seven years, and about that time on the Council, we've stood by a screening fence between a business and residential property. And I don't think that - - - I don't recall us waiving that at any time here on Council.

Mr. Christian: I appreciate Councilman Lester's help on this, and if I only - - - I'll be happy (inaudible), but I appreciate the conversation.

Councilman Lester: Mr. Chairman, I have an amendment No. 2.

Mr. Thompson: Wait a minute.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Councilman Lester: Mr. Chairman, I would like to adopt Amendment No. 2. If I can get a second, I can explain.

Councilman Shyne: Second.

Motion by Councilman Lester, seconded by Councilman Shyne to adopt Amendment No. 2 to Ordinance No. 101 as amended.

Amendment No. 2 to Ordinance No. 101 of 2009

Amend Section II, stipulation 1 to read as follows:

1. Development of the property shall be in substantial accord with the revised site plan submitted to the Clerk of Council on October 13, 2009 and filed with this ordinance. Any significant changes or additions shall require further review and approval by the Planning Commission. No permits shall be issued until the replatting of lots has been approved by the MPC Director or the Planning Commission.

Councilman Lester: Amendment No. 2 changes Amendment No. 1 only to say that the site plan that was shown to you is going to be the site plan that is required. The previous scenario left that part out, and left it up to the MPC Planning Director for approval.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Motion by Councilman Lester, seconded by Councilman Shyne to adopt Ordinance No. 101 of 2009 as amended. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

11. **Ordinance No. 113 of 2009**: ZONING APPEAL: C-54-09 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 Knight Street, 500 feet east of South Pointe Parkway, Shreveport, Caddo Parish, Louisiana, from B-3, Commercial Business District to B-3E, Commercial Business/Extended use District with MPC and PBG Approval limited to "A Fun Center, Light food Manufacturing, Retail, and Warehouse Operation" only, and to otherwise provide with respect thereto. (C/Long)

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Long, seconded by Councilman Walford

Amendment No. 1 to Ordinance No. 113 of 2009

In Section II, delete paragraph 1, and substitute the following:

1. Development of the property shall be in substantial accord with the revised site plan submitted to the Clerk of Council and filed with this ordinance on October 12, 2009, with any significant changes or additions requiring further review and approval by the Planning Commission.

Motion by Councilman Long, seconded by Councilman Lester to adopt Amendment No. 1 to Ordinance No. 113 of 2009.

Councilman Long: Basically this site plan has been worked out with all the parties involved and they're in concurrence with the current situation.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Motion by Councilman Long, seconded by Councilman Wooley to adopt Ordinance No. 113 of 2009 as amended. Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

12. **Ordinance No. 114 of 2009**: ZONING: C-55-09 An ordinance amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, by rezoning of property located on the west side of Linwood, 425 feet south of Wynnewood Road, Shreveport, Caddo Parish, Louisiana, from R-1D, Urban, One-Family Residence District, to B-2, Neighborhood Business District, and to otherwise provide with respect thereto. (D/Wooley)

Having passed first reading on September 22, 2009 was read by title, and on motion, ordered passed to third reading. Read the third time in full and as read motion by Councilman Wooley, seconded by Councilman Long to adopt.

Councilman Wooley: Mr. Chairman, quickly this is going to be a print shop, and there was no opposition from anyone regarding this development. Thank you.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

Councilman Shyne: Mr. Wooley, they might be able to do a little business with the Shreveport Times, because I'm told that they're sending some of their stuff to Monroe to get it printed. Is that right?

Mr. Adam Causey: This is not time Public Comment time.

Councilman Shyne: Okay. I stepped on something bad!

The adopted ordinance and amendments follow:

ORDINANCE NO. 101 OF 2009

AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY PROPERTY LOCATED ON LOCATED ON THE SOUTHWEST CORNER OF FORD AND NORMA, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM R-3, URBAN, MULTI-FAMILY RESIDENCE DISTRICT, TO R-3-E, URBAN, MULTI-FAMILY RESIDENCE/EXTENDED USE DISTRICT LIMITED TO “A GROCERY STORE SELLING WIC SUPPLIES” ONLY, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, Louisiana, in due, legal and regular session convened, that the zoning classification of property located on the southwest corner of Ford and Norma, and legally described as Lot 1, 2, and the east 5 feet of Lot 3, Block 3, Talbot and Perrin Subdivision, Shreveport, Caddo Parish, Louisiana, be and the same is hereby changed from R-3 Urban, Multi-Family Residence District to R-3-E, Multi-Family Residence/Extended Use District limited to “a grocery store selling WIC supplies” only.

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

1. Development of the property shall be in substantial accord with a revised site plan showing required fencing on the west property line and a reconfiguration of parking which allows cars to back up and head out onto Ford Street. This plan shall be submitted to and approved by the Planning Director. Any significant changes or additions shall require further review and approval by the Planning Commission. No permits shall be issued until the revised site plan and/or replatting of lots has been approved by the MPC Director or 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.

Amendment No. 1 to Ordinance No. 101 of 2009

Amend the title and Section 1 of the ordinance to read as follows:

AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING PROPERTY LOCATED ON LOCATED ON THE SOUTHWEST CORNER OF FORD AND NORMA, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM R-3, URBAN, MULTI-FAMILY RESIDENCE DISTRICT, TO R-3-E, URBAN, MULTI-FAMILY RESIDENCE/EXTENDED USE DISTRICT LIMITED TO CERTAIN DESIGNATED USES, 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 southwest corner of Ford and Norma, and legally described as Lot 1, 2, and the east 5 feet of Lot 3, Block 3, Talbot and Perrin Subdivision, Shreveport, Caddo Parish, Louisiana, be and the same is hereby changed from R-3 Urban, Multi-Family Residence District to R-3-E, Multi-Family Residence/Extended Use District limited to the following uses only:

Antique store.
Apparel and accessory store.
Appliance store.
Aquarium supplies and sales.
Artists; including studio, instruction, display, incidental product sales and servicing, retail sale of arts and crafts supplies, customarily used by artists (excluding general hobby store), and gallery or museum.
Auto parts store, retail; no installation, repair or rebuilding of parts is permitted on premises.
Bakery, retail.
Barbershop or beauty shop.
Bicycle sales and repair.
Blueprinting and photostating.
Bookstore.
Business and professional offices and services.
Business machines store or agency.
Camera and photographic supplies store.
Candy, nut, and confectionery store.
Catalogue, mail order, and direct selling establishments, including retail sales by catalogue, mail order, telephone, and house-to-house canvas; display items only.
Clothesmaker and needlework (retail), including dressmaker, embroiderer, furrier, milliner, seamstress, tailor, and the like.
Dairy products sales.
Drugstore.
Dry cleaning with nonflammable cleaning agents only; excluding the discharge of steam outside enclosed structure.
Embossers, including printing from a standard office copier.
Film processing.
Fix-it shop.
Floor covering sales.
Floral shop.
Fruit store.
Furniture repair and upholstering.
Furniture store, retail.
Garden supplies store, handling packaged fertilizer and no other types of fertilizer.
Gift shop.
Grocery store, retail.
Hardware store, retail.
Hobby supply store.
Hospital or sanitarium.
Ice cream store.
Jewelry store, including repairing of jewelry, watches, and clocks.
Laundry and/or dry cleaning pickup station.
Laundry, self-service only.
Lawnmower sales.
Leather and luggage store.
Loan or finance office, only those items which can be sold by any other use in this ordinance can

be displayed or stored on the premises, within an enclosed structure.
Locksmith.
Music store.
Nursery; day car, or kindergarten.
Office equipment and supplied store.
Optician.
Personal services (retail), limited to cosmetic studio, dry cleaning and laundry pickup station, catering service, and interior decorating.
Pet grooming facility; limited to the grooming of household pets and other small animals; no outside kennels or overnight boarding.
Picture framing and/or mirror silvering.
Print shops.
Restaurant, where food and beverages are served and consumed only within the enclosed structure; outdoor dining areas, drive-in, drive-thru, delivery service operations, pick-up windows or other exterior service facilities are not permitted.
Shoe repair shop.
Social services, including community center, institution for children, aged, or the handicapped; rehabilitation center but excluding detention or correctional facility.
Tobacco store.
Toy store.
Variety store (limited to the sale of items which may be sold by any other use under this ordinance).
Video sales and rentals.

Amendment No. 2 to Ordinance No. 101 of 2009

Amend Section II, stipulation 1 to read as follows:

1. Development of the property shall be in substantial accord with the revised site plan submitted to the Clerk of Council on October 13, 2009 and filed with this ordinance. Any significant changes or additions shall require further review and approval by the Planning Commission. No permits shall be issued until the replatting of lots has been approved by the MPC Director or the Planning Commission.

ORDINANCE NO. 106 OF 2009

AN ORDINANCE AMENDING THE 2009 CAPITAL IMPROVEMENTS BUDGET, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

By:

WHEREAS, the City Council finds it necessary to amend the 2009 budget for Capital Improvements,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Shreveport, in legal session convened, that Ordinance No. 129 of 2008, the Capital Improvements Budget, is hereby amended as follows:

In Program A (Buildings and Improvements):

Decrease the appropriation for **Riverfront Parking Structure (05A001)** by \$2,776 and close project. Funding source was Riverfront Development Fund.

Decrease the appropriation for **Municipal Auditorium HVAC Improvements (08A003)** by

\$1,161 and close project. Funding source was Riverfront Development Fund.

Establish a project titled **Government Plaza Roof and HVAC Replacement (09A001)** and appropriate funds in the amount of \$1,780,800. Funding sources are \$1,300,000 from 2001A GOB and \$480,800 from Other Funds. The scope of the project is to replace the deteriorated roof and HVAC system at the building at 505 Travis Street.

In Program B (Recreation Improvements):

Decrease the appropriation for **Oak Park Playground (00B004)** by \$32,751 and close project. Funding source was 1999 GOB, Prop. 2.

Decrease the appropriation for **Southern Hills Park Tennis Court Repairs (08B001)** by \$243 and close project. Funding source was 2003 GOB, Prop. 2.

In Program C (Streets Improvements):

Decrease the appropriation for **Ellerbe Road / Flournoy-Lucas Intersection (98C004)** by \$16 and close project. Funding source was 2003 GOB, Prop. 3.

Decrease the appropriation for **Shreveport Reference Marker Update (99C001)** by \$16,698 and close project. Funding source was 2003 GOB, Prop. 3.

Decrease the appropriation for **Woolworth Road Landfill Entrance Road (01C003)** by \$42,185 and close the project. Funding sources for this amount were 1997 GOB, Prop. 4 in the amount of \$25,186 and 1998 GOB, Prop. 4 in the amount of \$17,000.

Decrease the appropriation for **Mansfield Road and Southland Park Drive Intersection (01C023)** by \$50,377 and close project. Funding source was 2003 GOB, Prop. 3.

Decrease the appropriation for **2008 CDBG Overlay (08C001)** by \$22,783 and close project. Funding source was Community Development Block Grant.

Increase the appropriation for **GIS Map Development (01C030)** by \$150,000.00. Funding source is 1999 GOB, Prop. 4.

In Program E (Water Improvements):

Decrease the appropriation for **Water Treatment Plant Renovations, Phase IV (93E003)** by \$17,572 and close project. Funding source was 1991A Water and Sewer Revenue Bonds.

Decrease the appropriation for **12 Mile Bayou Pump Station Modifications (94E005)** by \$165,289 and close project. Funding source was 1994A W & S Revenue Bonds.

Close the project for **T. L. Amiss Water Treatment Facility Automation (99E001)**.

Decrease the appropriation for **Cross Lake Dam Analysis (99E006)** by \$60,229 and close project. Funding source was 2000A W & S Revenue Bonds.

Decrease the appropriation for **Jefferson-Paige W & S Main Relocation (04E001)** by \$91,781 and close project. Funding sources for this amount were 1991 Water and Sewer Revenue Bonds in the amount of \$39,803 and 1994A Water and Sewer Bonds in the amount of \$16,200.

Decrease the appropriation for **Fullerton Drive Water Main Extension (05E003)** by \$35,348 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Murray Street Water Main Improvements (05E005)** by \$58,603 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Gilbert Avenue Water Main Improvements (05E010)** by \$164,117 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Andrew Avenue Water Main Improvements (05E011)** by \$47,507 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Hilry Huckaby Drive Utility Improvements (08E003)** by \$220,000 and close project. Funding source was 2005 URB.

Increase the appropriation for **Amiss Water Treatment Plants 1 and 2 Filter Improvements**

(98E006) by \$400,518. Funding source is 1994A URB in the amount of \$165,289, 2000A URB in the amount of \$60,229 and 2005 URB in the amount of \$175,000.

Increase the appropriation for **Citywide Water Renewal and Replacement (05E008)** by \$440,018. Funding source is 2005 URB.

In Program F (Sewer Improvements):

Decrease the appropriation for Improvements at **North Regional Waste Water Treatment Plant (98F002)** by \$1861 and close project. Funding source was 1991A Water and Sewer Revenue Bonds.

Decrease the appropriation for **Lucas and North Regional WWTP Automation (99F001)** by \$1214 and close project. Funding source was Water and Sewer Utility Revenues.

Decrease the appropriation for **Wallace Lift Station Improvements (01F003)** by \$49,784 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Querbes Lift Station Force Main Replacement (02F004)** by \$16,251 and close project. Funding source was 2005 URB.

Close the project for **Dixie Garden Lift Station (05F006)**.

Decrease the appropriation for **Fannin Lift Station Improvements (05F007)** by \$36,920 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Hattie Lift Station Improvements (05F009)** by \$1524 and close project. Funding source was 2005 Water and Sewer Revenue Bonds.

Decrease the appropriation for **LaCaze Lift Station Improvements (05F010)** by \$18,861 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Legardy Lift Station Improvements (05F011)** by \$61,456 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Long Lake Lift Station Improvements (05F012)** by \$27,957 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Marjorie Lift Station Improvements (05F014)** by \$658 and close project. Funding source was 2005 Water and Sewer Revenue Bonds.

Decrease the appropriation for **Mansfield Road Sewer Improvements (05F019)** by \$12,758 and close project. Funding source was 2005 URB.

Decrease the appropriation for **Bickham Lift Station/Pines Road Interceptor (05F021)** by \$18,770 and close project. Funding source was 2005 URB.

Decrease the appropriation for **CIPP Sewer Main Rehabilitation (05F024)** by \$16,263 and close project. Funding source was 2003 GOB, Prop. 4.

Increase the appropriation for **Stoner Lift Station (01F004)** by \$338,572 and close project. Funding source is 2005 URB.

Increase the appropriation for **Wallace Force Main Repairs at Overton Brooks (04F001)** by \$2,397 and close project. Funding source is 2005 URB.

Increase the appropriation for **Lucas and North Regional WWTP Expansion and Improvements (00F001)** by \$1,700,000. Funding source is 2002 DEQ State Loan Fund.

Increase the appropriation for **Citywide Sewer Main Renewal and Replacement (05F020)** by \$307,879. Funding source is 2005 URB.

In Program H (Airport Improvements):

Decrease appropriation to **Far Part 150 Property Acquisition (95H003)** by \$12,029,189 and close project. Funding source for this amount was Federal Aviation Administration in the amount of \$8,625,099, State Grant in the amount of \$968,801 and Shreveport Airport Authority in the amount of \$2,435,289.

Decrease the appropriation for **Rehabilitate Taxiway F (01H005)** by \$612,746 and close project. Funding source for this amount was Federal Aviation Administration in the amount of \$529,100, State Grant in the amount of \$54,200 and Shreveport Airport Authority in the amount of \$29,446.

Decrease the appropriation for **Drainage Improvements – Safety Area (02H002)** by \$424,196 and close project. Funding source for this amount was Federal Aviation Administration in the amount of \$297,000, State Grant in the amount of \$38,378 and Shreveport Airport Authority in the amount of \$88,818.

Decrease the appropriation for **Construct West Parallel (02H003)** by \$2,686,332 and close project. Funding source for this amount was Federal Aviation Administration in the amount of \$1,686,647, State Grant in the amount of \$106,609 and Shreveport Airport Authority in the amount of \$893,076.

Decrease the appropriation for **Acquire ARFF Truck (05H003)** by \$41,478 and close project. Funding source for this amount was State Grant in the amount of \$30 and Shreveport Airport Authority in the amount of \$41,478.

Decrease the appropriation for **Rehab Runway and Taxi (06H005)** by \$315,000 and close project. Funding source for this amount was Federal Aviation Administration in the amount of \$285,000, State Grant in the amount of \$15,000 and Shreveport Airport Authority in the amount of \$15,000.

In Program I (Fire Improvements):

Decrease the appropriation for **Fire Station Renovations (96I002)** by \$5,943 and close project. Funding source for this amount was 1999 GOB Prop. 1.

Close the project for **Fire Equipment Replacement (01I002)**.

In Program L (Sportran Improvements):

Increase the appropriation for **2001 Sportran Capital Improvements (01L001)** by \$21 and close project. Funding source is within existing Transfer to Sportran from General Fund.

Adjust totals and subtotals accordingly.

BE IT FURTHER ORDAINED that the remainder of Ordinance 129 of 2008 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 shall be held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect with out 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.

AMENDMENT NUMBER 1 TO ORDINANCE 106 OF 2009

AMEND THE ORDINANCE AS FOLLOWS:

In Program A (Building Improvements):

Establish a project titled **Government Buildings Emergency Generators (09A002)** and appropriate funds in the amount of \$937,000. Funding source is Other Funds. The scope of this project is to upgrade emergency power systems at Fire Maintenance Facility and Government Plaza and perform an engineering assessment at the James C. Gardner Police Building.

In Program C (Streets Improvements):

Delete “Decrease the appropriation for **Woolworth Road Landfill Entrance Road (01C003)** by \$42,185 and close the project. Funding sources for this amount were 1997 GOB, Prop. 4 in the

amount of \$25,186 and 1998 GOB, Prop. 4 in the amount of \$17,000.”

And Insert “Decrease the appropriation for **Woolworth Road Landfill Entrance Road (01C003)** by \$42,185 and close the project. Funding sources for this amount were 1997 GOB, Prop. 4 in the amount of \$25,185 and 1998 GOB, Prop. 4 in the amount of \$17,000.”

In Program E (Water Improvements):

Delete “Decrease the appropriation for **Jefferson-Paige W & S Main Relocation (04E001)** by \$91,781 and close project. Funding sources for this amount were 1991 Water and Sewer Revenue Bonds in the amount of \$39,803 and 1994A Water and Sewer Bonds in the amount of \$16,200.”

And Insert “Decrease the appropriation for **Jefferson-Paige W & S Main Relocation (04E001)** by \$91,781 and close project. Funding sources for this amount were 1991 Water and Sewer Revenue Bonds in the amount of \$75,581 and 1994A Water and Sewer Bonds in the amount of \$16,200.”

Establish a project titled **Water System Infrastructure Improvement Program (09E002)** and appropriate funds in the amount of \$11,000,000. Funding sources are \$2,000,000 from 2009A Taxable Water and Sewer Revenue Bonds and \$9,000,000 from 2009B Taxable Water and Sewer Revenue Bonds. The scope of Phase I of this project provides for the automated meter reading for large meters, installation and upgrade, automatic meter read transmitters, and wireless meter receiver system. The scope of Phase II of this project provides for the purchase and installation of a state-of-the-art Customer Information System.

In Program H (Airport Improvements):

Delete “Decrease the appropriation for **Acquire ARFF Truck (05H003)** by \$41,478 and close project. Funding source for this amount was State Grant in the amount of \$30 and Shreveport Airport Authority in the amount of \$41,478.

And Insert “Decrease the appropriation for **Acquire ARFF Truck (05H003)** by \$41,478 and close project. Funding source for this amount was State Grant in the amount of \$30 and Shreveport Airport Authority in the amount of \$41,448.”

In Program L (Airport Improvements):

Delete “Increase the appropriation for **2001 Sportran Capital Improvements (01L001)** by \$21 and close project. Funding source is within existing Transfer to Sportran from General Fund.”

And Insert “Close the project for **2001 Sportran Capital Improvements (01L001)**.”

Adjust totals and subtotals accordingly.

Amendment Number 2 to Ordinance Number 106 of 2009

AMEND THE ORDINANCE AS FOLLOWS:

In Program A (Building Improvements):

Remove the project “Establish a project titled **Government Plaza Roof and HVAC Replacement (09A001)** and appropriate funds in the amount of \$1,780,800. Funding sources are \$1,300,000 from 2001A GOB and \$480,800 from Other Funds. The scope of the project is to replace the deteriorated roof and HVAC system at the building at 505 Travis Street

Ordinance No. 107 of 2009

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHREVEPORT BY AMENDING SEC. 26-109 OF CHAPTER 26, FINANCE, DIVISION 2 OF ARTICLE IV, FEES, RELATIVE TO CHARGING FEES FOR SERVICES RENDERED BY THE DEPARTMENT OF OPERATIONAL SERVICES; AND TO

REPEAL, AMEND AND REENACT CERTAIN PROVISIONS OF THE CODE RELATIVETO SAME, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

WHEREAS, Section 8.02(c) of the Charter of the City of Shreveport authorizes the Mayor to study the needs and requirements of the City and report to Council any recommendations for action upon any matter he deems necessary; and

WHEREAS, pursuant to this authority the Mayor has identified a need to levy private entities for services rendered by the Department of Operational Services; in order to provide revenues that will allow the continuation of services and products in a manner commensurate with the demand.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Shreveport, in due, legal and regular session convened that of Chapter 26, Article IV Sec. 26-109 of the Shreveport Code of Ordinances is hereby amended pursuant to Section 4.20 of the City Charter and shall read as follows:

**Chapter 26
FINANCE**

Article IV Fees

Section 26-109 Fee schedule for services rendered by the Department of Operational Services.

A fee schedule for certain services provided by the Department of Operational Services is hereby amended as follows:

- (1) Standard Specifications for Streets and Storm Drainage book (SPEC books.) **Fifty dollars each, plus postage, if necessary.**
- (2) Standard Specifications Detail book (Detail SPEC book.) **Thirty dollars each, plus postage, if necessary.**
- (3) Permit for encroachment on city-owned right-of-way. **Fifty dollars per each occurrence.** All city, parish, state and federal agencies are exempt from this fee requirement. However, a permit must be obtained.
- (4) Use of Woolworth Road sanitary landfill equipment washing facility. **Ten dollars per each occurrence** with each piece of equipment constituting a separate occurrence. All city-owned vehicles are exempt from this charge.
- (5) Survey Control Monument CD (includes software and GIS monument information.) **One hundred dollars each, plus postage, if necessary.**
- (6) Request to issue a new city address and/or to change any city address (request includes flood zone information and legal description of property). **Fifty dollars per each occurrence.**
- (7) Processing of a new subdivision plat (includes review and final approval from the Office of the City Engineer.) **Two hundred and fifty dollars.**
- (1) Shreveport Redevelopment Agency expropriation requests. **Two Hundred Dollars per parcel requested** for expropriation. The said fee shall be non-refundable except in cases where the applicant is not the winning bidder for the property, in which case, the application fee shall be refunded to the applicant and the winning bidder shall pay the fee to the city prior to final conveyance of the property.
- (1) Xerox Copies of maps, plans, profiles, quarter sections, plats, or other documents. **Fifty cents per square foot, plus postage, if necessary.**
- (1) Printed Maps (including electronic prints: PDF, JPEG, GIFF, TIFF, etc...) **One dollar and fifty cents per square foot, plus labor charges, plus postage if necessary.**
- (1) Digital Data. **One hundred and fifty dollars per ArcGIS feature class layer, plus labor**

charges for all non-utility information that has been solely created and/or maintained by the City of Shreveport. **Four hundred dollars per ArcGIS utility feature dataset, plus labor charges** (i.e. water, sewer, and stormwater) that has been solely created and/or maintained by the City of Shreveport. **Fifty dollars for each conversion from GIS to CAD and from CAD to GIS, plus labor charges.** The City is not obligated to provide digital information when the customer has incompatible software and/or the data is considered security sensitive. Other digital data maintained by other Re-GIS agencies can not be provided by the City without their written consent.

(1) Labor charges for all custom maps or digital data. **Eighty five dollars per hour (*minimum half an hour.*)** A custom map and/or data preparation is defined as the time it takes staff to specially process digital data through selected media (i.e. paper, CD/DVD, FTP.) All custom work orders made by any customer including city staff or public entities will be provided within a week of the initial written request. If this time frame can not be met due to increased work load, the customer will be notified.

(1) A deposit for all orders of SPEC books, Xerox copies, printed maps, and digital data in excess of one hundred dollars (\$100.00) each **will require an advance deposit of twenty percent (20%)** of the cost of production.

BE IT FURTHER ORDAINED that when not consistent with the provisions of this Charter, any reference in any ordinance, resolution, law, rule, obligation, contract, grant or document vesting any power in, assigning any function to, or imposing any duty upon any office, officer, person or body abolished by this ordinance, shall be deemed to refer to the office, officer, person or body under the Charter or Code that most closely corresponds to that designated in the ordinance, resolution, law, rule, obligations, contract, grant or document.

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.

ORDINANCE NO. 108 OF 2009

AN ORDINANCE TO AMEND AND REENACT DIVISION 2 OF ARTICLE VIII OF CHAPTER 26 OF THE CODE OF ORDINANCES RELATIVE SALES OF ADJUDICATED PROPERTY AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

BE IT ORDAINED by the City Council of the City of Shreveport, in due, legal and regular session convened that Sections 26-300 through 26-303 of the Code of Ordinances of the City of Shreveport are hereby amended and reenacted to read as follows:

Sec. 26-300. Sale or donation of interest in adjudicated property generally.

Notwithstanding section 26-292, the following procedures shall apply to the sale or donation of the city's interest in properties which have been adjudicated to the city for non-payment of ad valorem taxes.

(1) The mayor is authorized to execute deeds for the sale of the city's interest in property which has been adjudicated to the city when the following conditions have been met:

- a. The city council has declared by resolution that the property is surplus, and
- b. Either the city has, or, pursuant to the intergovernmental agreement between the city and the

parish, Caddo Parish has, followed the procedure for the sale provided in R.S. 47:2201, et. seq., including but not limited to giving notice to persons who have a vested or contingent interest in the property, advertising for bids from persons wishing to purchase the property, and selling to the highest bidder either pursuant to sealed bids or at auction.

(2) The mayor is authorized to execute deeds for the donation of the city's interest in property which has been adjudicated to the city when the following conditions have been met:

a. The city council has been notified of the proposed donee and has declared by resolution that the property is surplus, and

b. Either the city has, or pursuant to the intergovernmental agreement between the city and the parish, Caddo Parish has, followed the procedure for the donation provided in R.S. 47:2201 et. seq., including but not limited to giving notice to persons who have a vested or contingent interest in the property, and

c. The property is abandoned or blighted housing property and the donee is a nonprofit organization which is recognized by the Internal Revenue Service as a 501(c)(3) or 501(c)(4) nonprofit organization and which agrees to renovate and maintain such property until conveyance of the property by such organization.

Sec. 26-301. Sale of interest in adjudicated property to adjoining landowner.

Notwithstanding Section 26-292 or Section 26-300, the following procedures shall apply to the sale of the city's interest in properties which have been adjudicated to the city for non-payment of ad valorem taxes, when application is made by an adjoining landowner for a sale under this division:

(1) The mayor is authorized to execute deeds for the sale to an adjoining landowner of the city's interest in an adjudicated property when the following conditions have been met:

a. The applicant is an adjoining landowner who has maintained the adjudicated property in accordance with this ordinance for a period of one year.

b. The sale shall not occur until the redemptive period has elapsed, and

c. To apply for the sale of an adjudicated property under this section, the owner of the adjoining property must produce no fewer than three sworn affidavits attesting to the adjoining landowner's maintenance of the adjudicated property. One affidavit must be attested to by the adjoining landowner. The other affidavits shall be from owners or lessees of the property in the immediate vicinity of the adjudicated property. The affidavits must state that the adjoining landowner has maintained the adjudicated property in accordance with the provisions of subsection a. The affidavit of the owner or lessee of the property in the immediate vicinity of the adjudicated property must also contain a statement that the owner or lessee has been in possession for a period of at least one year of the property owned by the owner or leased by the lessee, and

d. The city council has declared by resolution that the property is surplus, and

e. Either the city has, or pursuant to the intergovernmental agreement between the city and the parish, Caddo Parish has, followed the procedure for the sale provided in R.S. 47:2201, et. seq., including but not limited to giving notice to persons who have a vested or contingent interest in the property.

(2) For purposes of this section only, the following words or phrases shall have the following meanings:

a. "Adjoining landowners" are any owners of adjoining property to the adjudicated property that is the subject of sale under this Chapter.

b. "Adjoining property" shall be the parcels of land sharing contiguous boundaries with the adjudicated property that is the subject of the sale.

c. "Adjudicated Property" means any property which:

- i) has been adjudicated to a parish or municipality for nonpayment of taxes for at least three years,
- ii) is unoccupied,
- iii) is not being maintained by its owner or an agent of its owner, and
- iv) has an assessed value, as determined by the Caddo Parish Assessor, of less than two thousand dollars (\$2,000.)

d. "Immediate vicinity" shall mean shall mean any of the following:

- i) The square within which the adjudicated property is located.
- ii) Properties located on the street on which the adjudicated property is located in squares adjoining the square within which the adjudicated property is located
- iii) Properties located on the street on which the adjudicated property is located in the square across the street from the square in which the adjudicated vacant property is located.
- iv) Properties located on the street on which the adjudicated property is located in the squares adjoining the square across the street from the square in which the vacant property is located

e. "Maintain" means to mow the lot in compliance with the standards set forth in Section 38-61 of the Code of Ordinances, and to keep the lot free of the following:

- i) lumber, fallen dead trees, trash, garbage, debris, glass and building materials, ii) abandoned, discarded or unused objects or equipment including, but not limited to automobiles, boats, motorcycles, motor homes, furniture, appliances, cans or containers; and
- iii) standing water in any receptacle.

(3) The sale price for such sales shall be one dollar and other good and valuable consideration.

Sec. 26-302. Regulations.

The Director of Operational Services is authorized to promulgate reasonable rules and regulations to implement this Division.

Sec. 26-303. Applicability of statutes and ordinances.

References to Louisiana Revised statutes herein shall be deemed to refer to said statutes as they exist now or may hereafter be amended. In the event of amendments to the referenced statutes, said amendments shall be applicable to the procedure for sales or donations for which application is made after the effective date of the statutory amendment.

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

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

Amendment No. 1 to Ordinance No. 108 of 2009

Amend Section 26-300(1)(b) to read as follows:

b. The procedure for the sale provided in R.S. 47:2201 et seq. has been followed, including but not limited to giving notice to persons who have an interest in the property.

Amend Section 26-300(2)(b) to read as follows:

b. The procedure for the donation provided in R.S. 47:2201 et seq. has been followed, including but not limited to giving notice to persons who have an interest in the property, and

Amend Section 26-301(1)(e) to read as follows:

e. The procedure for the sale provided in R.S. 47:2201 et seq. has been followed, including but

not limited to giving notice to persons who have an interest in the property.

ORDINANCE NO. 110 OF 2009

AN ORDINANCE TO ENLARGE THE LIMITS AND BOUNDARIES OF THE CITY OF SHREVEPORT – A 3.88-ACRE TRACT OF LAND, BEING LOTS 1, 2, & 3, OF THE WINDERMERE ESTATES, PHASE 1 SUBDIVISION AND A PORTION OF THE BUNCOMBE ROAD DEDICATION, LOCATED IN SECTION 25, (T17N-R15W), CADDO PARISH, LOUISIANA, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

TAG NO. 09-03

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

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

3.88 acres, more or less: A certain tract of land located in Section 25 (T17N-R15W), Caddo Parish, Louisiana, and comprised of Lots 1, 2, and 3 of the Windermere Estates, Phase 1 Subdivision, as per plat filed and recorded in Book 4050, Pages 15-16, of the Conveyance Records of Caddo Parish, Louisiana, and as identified by Caddo Parish Tax Assessor's Geographic Numbers 171525-045-0001-00, 171525-045-0002-00 and 171525-045-0003-00.

AND ALSO the immediately adjacent 20 foot wide dedication for Buncombe Road as shown on the aforementioned plat.

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

BE IT FURTHER ORDAINED that the annexed area contained herein be and is hereby assigned to Council District "E".

BE IT FURTHER ORDAINED that the Clerk of Council be and is hereby authorized to file, within ten (10) days of the final passage of this ordinance, with the Clerk of the District Court for Caddo Parish a description of the entire boundary of the municipality as changed by this ordinance.

BE IT FURTHER ORDAINED that the Clerk of Council be and is hereby authorized to record a certified copy of this ordinance in the official records of the District Court for Caddo Parish, Louisiana.

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

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

ORDINANCE NO. 113 OF 2009

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 KNIGHT STREET, 500 FEET EAST OF SOUTH POINTE PARKWAY, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM B-3, COMMERCIAL BUSINESS DISTRICT TO B-3-E, COMMERCIAL BUSINESS/EXTENDED USE DISTRICT WITH MPC AND PBG APPROVAL LIMITED TO “A FUN CENTER, LIGHT FOOD MANUFACTURING, RETAIL, AND WAREHOUSE OPERATION” ONLY AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, Louisiana, in due, legal and regular session convened, that the zoning classification of property located on the north side of Knight Street, 500 feet east of South Pointe Parkway, Shreveport, Caddo Parish, Louisiana, legally described as Lot 6, less that portion lying within the confines of Shreve City, Unit #3, Shreve City Commercial Subdivision, Shreveport, Caddo Parish, LA, be and the same is hereby changed from B-3, Commercial Business District to B-3-E, Commercial Business/Extended Use District and MPC & PBG approval limited to “a fun center, light food manufacturing, retail, and warehouse operation ” only:

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

- 1. Development of the property shall be in substantial accord with the site plan submitted with any significant changes or additions requiring further review and approval by the Planning Commission.**
- 2. Landscaping plan with a schedule of plants will need to be submitted to and approved by the Zoning Administrator prior to the issuance of any permits.**

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

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

Amendment No. 1 to Ordinance No. 113 of 2009

In Section II, delete paragraph 1, and substitute the following:

1. Development of the property shall be in substantial accord with the revised site plan submitted to the Clerk of Council and filed with this ordinance on October 12, 2009, with any significant changes or additions requiring further review and approval by the Planning Commission.

ORDINANCE NO. 114 OF 2009

AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, THE CITY OF SHREVEPORT ZONING ORDINANCE, BY REZONING OF PROPERTY LOCATED ON THE WEST SIDE OF LINWOOD, 425 FEET SOUTH OF WYNNEWOOD ROAD, SHREVEPORT, CADDO PARISH, LOUISIANA, FROM R-1D, URBAN, ONE-FAMILY RESIDENCE DISTRICT, TO B-2, NEIGHBORHOOD BUSINESS DISTRICT AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

SECTION I: BE IT ORDAINED by the City Council of the City of Shreveport, Caddo Parish, Louisiana, in due, legal and regular session convened, that the zoning classification of property located on the west side of Linwood, 425 feet south of Wynnewood Road, Shreveport, Caddo

Parish, Louisiana, legally described as Lots 1 and 2, Mullings Subdivision, Shreveport, Caddo Parish, LA, be and the same is hereby changed **from R-1D, Urban, One-Family Residence District to B-2, Neighborhood Business District.**

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

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

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

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

UNFINISHED BUSINESS:

1. **Ordinance No. 32 of 2008**: An ordinance to amend and reenact portions of Division 3 of Article V of Chapter 26 of the Code of Ordinances relative to Retained Risk and to otherwise provide with respect thereto. (*Introduced – March 25, 2008 - Tabled April 22, 2008*)
2. **Ordinance No. 24 of 2008**: Amending Chapter 42 of the City of Shreveport Code of Ordinances to add Article XI relative to operation of a rendering plant or transfer center within the City of Shreveport and to otherwise provide with respect thereto. (*Introduced March 11, 2008 - Tabled May 13, 2008*)
3. **Ordinance No. 83 of 2008**: ZONING: C-35-08 Amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinance, by rezoning property located on the north side of Hilry Huckaby, 1800' south of North Lakeshore, Shreveport, Caddo Parish, Louisiana, from B-3-E, Community Business/Extended District, to B-3-E, Community Business/Extended Use District **Limited to “an office, equipment storage yard, with the addition of stockpile materials (wood chips/recyclable wood products” only**, and to otherwise provide with respect thereto. (A/Lester) (*Introduced July 22, 2008 - Tabled August 26, 2008*)
4. **Ordinance No. 115 of 2008**: An ordinance requiring a permit for use of municipal property for business operations in the City of Shreveport; requiring the provision of certain information prior to issuance of such permit; and otherwise providing with respect thereto. (*Introduced September 9, 2008 - Tabled October 14, 2008*)
5. **Ordinance No. 166 of 2008**: An ordinance amending and reenacting Chapter 98 of the Code of Ordinances relative to vegetation, and to otherwise provide with respect thereto. (*Introduced November 25, 2008 - Tabled January 27, 2009*)
6. **Ordinance No. 33 of 2009**: Authorizing the City to close and restrict vehicular access to Fannin Street from Baker Street to Douglas Street, and otherwise providing with respect thereto. (B/Walford) (*Tabled July 14, 2009*)

7. **Ordinance No. 64 of 2009**: ZONING: C-34-09 – Amending Chapter 106 of the Code of Ordinances, the City of Shreveport Zoning Ordinances, by rezoning of property located on the northwest corner of Flournoy-Lucas Road and I-49, Shreveport, Caddo Parish, Louisiana, from R-A Residence/Agriculture District, to B-3, Community Business District with MPC Approval, and to otherwise provide with respect thereto. (D/Wooley) *(Remanded to MPC July 14, 2009)*
8. **Resolution No. 179 of 2009**: A resolution to launch a Council investigation as authorized by Section 4.29 of the Charter and to appoint a committee to conduct the investigation; to retain the services of a special legal consultant or consultants as authorized by Charter Section 4.29 to assist in said investigation, and to otherwise provide with respect thereto. *(Tabled September 10, 2009)*

9. **ZONING BOARD OF APPEALS**

BAC-39-09: Property located on the south side of Fortson at its intersection with Thomas Drive, Shreveport, LA *Mr. Bruce G. Roberts* 1500 North Market Street, Shreveport, LA 71107 (A/Lester) *(Postponed September 8, 2009 until October 13, 2009)*

Motion by Councilman Lester, seconded by Councilman Bowman to uphold the decision of the Zoning Board of Appeals.

Councilman Lester: There come times when you're put in a position where you have to, not necessarily agree with something totally, but you have to follow the rules and the ordinances that are in affect at the time. As most of my constituents and people know in the North Shreveport area, they've been dealing with this issue for quite some time. This Council has legislated, I believe very appropriately to deal with what it believes to be a nuisance and public safety issue. Our Louisiana legislature "in it's infinite wisdom", has a piece of legislation called Farm Act. And in passing the Farm Act, that farm act pre-empts any city legislation or authority or power to deal with these types of developments. That is the state of the law. In so far as that is in fact the state of the law, the Council, this Councilman has no authority to do anything but follow what the state law is. Because it does pre-empt our particular situation. So, based upon the fact that the Farm Act controls, based on the fact that the Farm Act pre-empts the whole series of proper city legislation and jurisprudence in this particular area, we don't have a choice and I'm asking the Council to approve the Zoning Board of Appeals in this matter.

Councilwoman Bowman: Is Terri in here? Where is Terri?

Councilman Webb: See if you can her Terri. I mean Rick.

Mr. Seaton: Can you go check and see if Terri is out in the lobby please?

Councilwoman Bowman: Is this the one that Danye is handling? Mr. Malone? I just need to know - - - the last time we met and had some discussions, and the attorneys were supposed to get with some other attorneys the last I knew about this, where are we with that?

Mr. Danye Malone: Councilwoman Bowman, we are currently in settlement negotiations, in fact a settlement agreement has been drafted on behalf of the City of Shreveport, the Members of the Council, in the official and individual capacity, and we're prepared to execute the settlement agreement.

Councilwoman Bowman: Okay, so this is the way we need to handle?

Mr. Malone: Right. A portion of the settlement agreement are requires the Shreveport City Council to affirm the decision of the Zoning Board of Appeals with respect to granting Louisiana Proteins the special exception use approval to operate it's rendering plant.

Councilman Webb: So, if we vote in agreement with Mr. Lester's motion, then we're voting against - - - or we're approving?

Mr. Malone: You will approve the Zoning Board of Appeals decision which is consistent with the settlement negotiations and the settlement agreement which has been prepared.

Councilman Lester: Mr. Chairman, but I would like to state, and I would ask Ms. Scott to deal with this point, my request to approve is not governed by any settlement agreement or any conversation in that matter, it is governed by the fact that the status of the law has changed. And because the status of the law has changed, and I think the format is quite clear, is that the City is pre-empted by the passage of the Farm Act. And the city is pre-empted from taking any action on zoning, on nuisance, on anything associated with a rendering plant or such developments within the municipal confines of the City of Shreveport.

Ms. Scott: And just for the purposes of record and the people who may be watching at home, there is - - - your statement is correct, however there a provision that states, except for nuisance - - - I'm sorry, except for negligence, and that is not the situation that we have here. Given the zoning application that is before the City Council, you are absolutely correct that the law has changed, and that provides, that takes away our opportunity with regard to any zoning with this particular application. It is unfortunate, but that is the status of the law.

Councilwoman Bowman: At this time, I withdraw my second, and let somebody else do it. It only did it for discussion.

Councilman Shyne: I'll second.

Councilman Webb: Councilwoman Bowman withdraws her second, and second is made by Councilman Shyne.

Motion by Councilman Lester, seconded by Councilman Shyne to uphold the decision of the Zoning Board of Appeals.

Councilman Webb: Any other discussion?

Councilman Walford: Yes. Because this business has significant negative impact on two entities in which I have a substantial economic interest as defined by the State Ethics Law, and two properties, which I also have a substantial economic interest in by the State Ethics Law, I will step out of the room.

Councilman Long: Abstain.

Councilman Shyne: Mr. Chairman, I don't have no economic interest in anything in that area, so I'm free to vote.

Councilman Walford: Sometimes, I would say you're lucky.

Councilman Webb: Well unfortunately, I can't vote today, so I don't have to leave the room.

Councilman Lester: Mr. Chairman, make it clear. I'm not clicking my heels about this at all. I mean it is a bad, bad situation. I think our legislature let us down. Again. And I'm just going to be quite.

Councilman Long: I met with Councilman Lester and we worked out the compromise by legislative action that we had not control over, and I too feel like that we've really been let down

by the state in this matter, and certain lobbyists and certain legislators. And be it as it may, we're having to deal with it accordingly.

Councilman Webb: Big Brother running local government.

Councilman Walford: Mr. Chairman, one could almost say it stinks.

Motion approved by the following vote: Ayes: Councilmen Lester, Long, Wooley, Shyne, and Bowman. 5. Nays: None. Abstained: Councilman Walford. 1. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

10. PROPERTY STANDARDS APPEALS:

HBO0700145 – 426 Woodrow, Shreveport, LA (F/Shyne) *Ms. Carolyn Miller*, 424 Woodrow, Shreveport, LA 71105 (F/Shyne) (*Tabled August 25, 2008*)

PSD0700058: 557 Egan Street, Shreveport, LA (B/Walford) *Mr. Daniel Markulus*, 853 Place, Shreveport, LA (B/Walford) (*Postponed April 27, 2009 until November 9, 2009*)

PSD0700214: 2732 Logan Street. Shreveport, LA (G/Bowman) *Willie Roberson*, 6915 Quilen Rd, Shreveport, LA (E/Webb) (*Postponed September 21, 2009 until October 26, 2009*)

PSD0700131: 1530 Arlington, Good Samaritan Funeral Home, Inc., Shreveport, La (A/Lester) *Mr. Winnifred Jackson*, 2200 Laurel St, Shreveport, La (A/Lester) (*Tabled June 9, 2008*)

HBO0800039: 7221 Bethany Street, Shreveport, LA (C/Long) *Mr. Ellis Pope*, 11085 Sandwood Drive, Keithville, LA 71047) (*Postponed September 21, 2009 until October 26, 2009*)

HBO0900005: 241 Wichita Street, Shreveport, LA 71101 (B/Walford) *Ms. Deborah McCauley*, 241 Wichita Street, Shreveport, LA 71101 (B/Walford) (*Postponed July 27, 2009 until October 26, 2009*)

PSD0800336: 1652 ½ Cross Lake Blvd, Shreveport, LA (G/Bowman) *Mr. Donald R. Pelham*, 150 Humming Bird Lane Blvd, Stonewall, LA 71078 (*Postponed September 21, 2009 until October 26, 2009*)

PSD00900103: 2860 Looney Street, Shreveport, LA (G/Bowman) *Mr. Reginald Mims*, 527 East 85th Street, Shreveport, LA 71106 (D/Wooley) (*Postponed September 4, 2009 until October 12, 2009*)

PSD0900006: 2006 Looney Street, Shreveport, LA (A/Lester) *Ms. Niakia Cook-Jones*, 6777 Raspberry Lane, Apartment 1421, Shreveport, LA (G/Bowman) (*Postponed August 24, 2009 until November 20, 2009*)

PSD0900177: 171 Ardmore, Shreveport, LA (C/Long) *Ms. Shelia Wharton*, 3215 Knight Street #147, Shreveport, LA (C/Long) (*Postponed September 21, 2009 until October 12, 2009*)

PSD0800344: 2723 W. Jordan, Shreveport, LA (B/Walford) *Mr. Clarence Davis*, 906 N. Victory Drive, Houston, TX 77088 (*Postponed September 21, 2009 until October 26, 2009*)

HBO00900028: 1824 St. Paul Street, Shreveport, LA (A/Lester) Mr. Roosevelt Taylor, Jr., 5309 Avon Avenue, Shreveport, LA 71109 (F/Shyne) (*Postponed September 8, 2009 until October 12, 2009*)

PSD0900204: 1048 Rutherford, Shreveport, LA (B/Walford) Mrs. Janet Hummer, 5824 Fern Avenue, Shreveport, LA 71106 (C/Long) (*Postponed September 4, 2009 until November 9, 2009*)

PSD0900029: 2639 West College, Shreveport, LA (G/Bowman) Mr. Kevin Belcher, P.O. Box 3313, Shreveport, LA 71133 (*Postponed September 21, 2009 until October 26, 2009*)

11. ALCOHOL APPEALS:

Denial of Application for renewal of alcohol permit for Pizza Town Café, 2905 Youree Drive, Shreveport, LA 71104 (B/Walford) (*Postponed September 8, 2009 until October 12, 2009*)

Denial of application for renewal of alcohol beverage permit for Food Fast #88, 4025 Jewella, Shreveport, LA 71109 (G/Bowman) *Mr. Robert Strong* 4703 DC Drive, Tyler TX 75701 (*Postponed September 21, 2009 until October 12, 2009*)

NEW BUSINESS

PROPERTY STANDARDS APPEAL:

CAB0902279: 3503 Bellaire Ave, Shreveport, LA (G/Bowman). Ms. Leona Lee. Citizen's Request for Waiver of Property Standards Ordinance Provisions.

ZONING BOARD OF APPEALS:

BAC-57-09: Property located at 4400 Hilry Huckaby III Ave, Shreveport, LA 71107 (A/Lester)

Motion by Councilman Lester, seconded by Councilman Walford to postpone until the next regular meeting.

Councilman Shyne: I was waiting Mr. Chairman, I was wondering if we were going to give him an opportunity to say a word or two.

Mr. Yves Veret: (628 Stoner) Do we have a date?

Mr. Thompson: That's the 27th.

Councilman Webb: Were you in favor of the postponement?

Mr. Veret: Yes.

Councilman Lester: Yes, he asked for it.

Councilman Webb: He asked for it? Well I just wanted that to be part of the record.

Okay now that's postponed until the 27th?

Mr. Thompson: Yes.

Councilman Webb: Okay, 27th of October.

Motion approved by the following vote: Ayes: Councilmen Lester, Walford, Long, Wooley, Shyne, and Bowman. 6. Nays: None. Did not cast a vote: Councilman Webb. 1. (Mayor Pro Tem)

REPORTS FROM OFFICERS, BOARDS, AND COMMITTEES

CLERK'S REPORT

THE COMMITTEE RISES AND REPORTS: (Reconvenes Regular Council Meeting)

ADJOURNMENT: There being no further business to come before the Council, the meeting adjourned at approximately 5:40 p.m.

//s// Ron Webb, Chairman

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