

**PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF NATCHITOCHES, STATE OF LOUISIANA,
REGULAR MEETING HELD ON
MONDAY, October 11, 2021 AT 5:30 P.M.**

The City Council of the City of Natchitoches met in legal and regular session at the Natchitoches Council Chambers, 716 Second Street, Natchitoches, Louisiana on Monday, October 11, 2021 at 5:30 p.m.

There were present:

Mayor Ronnie Williams
Councilwoman At Large Betty Sawyer-Smith
Councilman Eddie Harrington
Councilman Dale Nielsen
Councilman Christopher Petite
Councilwoman Rosemary Elie

Guests: None

Absent: None

Mayor Ronnie Williams called the meeting to order and welcomed everyone for coming. Dr. Aill R. Harris, Pastor of Abundant Life Church led the invocation and Councilman Harrington led the Pledge of Allegiance.

Mayor Williams then called for the reading and approval of the minutes for the September 27, 2021 meeting. Councilwoman At Large Smith moved that we dispense with the reading of the minutes and approval of same. Seconded by Councilman Nielsen.

A roll call vote was as follows:

Ayes: Elie, Nielsen, Smith, Harrington, Petite
Nays: None
Absent: None
Abstain: None

The following Ordinance was Introduced by Mrs. Smith, October 11, 2021 at the City Council Meeting as follows:

ORDINANCE NO. 052 OF 2021

**AN ORDINANCE AMENDING ORDINANCE NO. 64 OF 2001 BY CHANGING ZONING CLASSIFICATION OF PROPERTY DESCRIBED AS FOLLOWS:
UNIT NUMBER 103 OF THE NAKATOSH CONDOMINIUMS AS SHOWN ON PLAT RECORDED IN CONVEYANCE BOOK 577, PAGE 127 AND ALSO CONTAINS 3.9553 PERCENT OF THE “COMMON AREA”**

(584 FRONT ST.)

WHEREAS, the Planning Commission of the City of Natchitoches, State of Louisiana, has recommended at their meeting of **October 5, 2021** that the application of Clay Mayeaux, Mayeaux to rezone the property described above from B-3 Commercial to B-3 commercial with additional B-A zoning, be **APPROVED**.

THIS ORDINANCE was introduced on October 11, 2021 and published in the *Natchitoches Times* on October 14, 2021.

Clay Mayeux spoke on behalf of his new business formerly Front Street Market Place now Natchitoches Deli and Pub.

The following Ordinance was Introduced by Mr. Harrington and Seconded by Mrs. Smith as follows, to-wit:

ORDINANCE NO. 049 OF 2021

AN ORDINANCE APPROVING AN AMENDMENT TO A FRANCHISE IN FAVOR OF PAUL’S PARTY BOAT, TO OPERATE A TOUR BOAT BUSINESS WITHIN THE CITY LIMITS OF THE CITY OF NATCHITOCHEES, ALLOWING THE OPERATION OF A SECOND VESSEL AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT TO THE FRANCHISE AGREEMENT ON BEHALF OF THE CITY PROVIDING FOR ADVERTISING, FURTHER PROVIDING FOR SEVERABILITY, AND FURTHER PROVIDING FOR A REPEALER AND EFFECTIVE DATE OF ORDINANCE.

WHEREAS, pursuant to Louisiana Revised Statute 33:4404, municipalities may grant a franchise to use or occupy the streets or other public places therein for the operation of forms of transportation within the municipal limits of said municipality; and

WHEREAS FURTHER, the City of Natchitoches (sometimes hereinafter "CITY") and Paul’s Party Boat, L.L.C. (sometimes hereinafter “Paul’s”) entered into a Franchise Agreement and Lease dated November 21, 2018, which was recorded November 26, 2018 at Mortgage Book 1104, page 1 of the records of Natchitoches Parish, Louisiana (sometimes hereinafter “Original Agreement”); and

WHEREAS FURTHER, the CITY and Paul’s negotiated an extension of the franchise agreement, for the purpose of continuing to allow Paul’s to operate a business offering tours on Cane River Lake and allowing use of CITY public places, including parking areas and river front for its operation, which said extension provided for an additional period of one year, and an option for one additional one year term; and

WHEREAS FURTHER, the City and Paul’s then entered into a Renewal of Franchise Agreement dated March 1, 2021, which was recorded March 2, 2021 at Conveyance Book 744, page 750 of the records of Natchitoches Parish, Louisiana (sometimes hereinafter “Renewal Agreement”): and

WHEREAS FURTHER, Paul’s has now requested that the Renewal Agreement be amended to allow for the operation of a second vessel on Cane River Lake, and after consideration, the CITY believes that it is in the interest of the CITY to make the amendment to the Renewal Agreement; and

WHEREAS FURTHER, the Renewal Agreement and any amendment thereto are permitted and authorized under the authority of Louisiana Revised Statutes 33:4404 and the Home Rule Charter of the City of Natchitoches, Section 2:10, and is compliance with Sections 28-50 et seq, of the Code of Ordinances; and

WHEREAS FURTHER, the proposed Amendment to Renewal Agreement has been reviewed by the City Council and has been approved; and

WHEREAS FURTHER, the City Council is of the opinion that the services that Paul's offers on Cane River Lake helps promote tourism and will further offer additional recreational opportunities to the citizens of the City and that a second vessel will further the promotion of tourism and increase recreational opportunities; and

NOW THEREFORE BE IT ORDAINED that the City Council takes cognizance of and approves the Amendment to Renewal of Agreement, a copy of which is attached hereto, and authorizes the Mayor, Ronnie Williams, Jr., to execute the said Amendment to Renewal of Franchise Agreement with Paul's Party Boat, L.L.C..

BE IT FURTHER ORDAINED that the terms and conditions of the Amendment to Renewal of Franchise Agreement are hereby approved by the City Council.

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

BE IT FURTHER ORDAINED that if any portion of this Ordinance is declared to be invalid or unconstitutional in any manner, the invalidity shall be limited to that particular section or provision, and shall not affect the remaining portions of the ordinance, which shall remain valid and enforceable, it being the intention of the City Council that each separate provision shall be deemed independent of all other provisions herein.

BE IT FURTHER ORDAINED that this Ordinance shall go into effect upon publication and in accordance with law.

THIS ORDINANCE was introduced on September 27, 2021 and published in the *Natchitoches Times* on September 30, 2021.

The above Ordinance having been duly advertised in accordance with law and public hearing had on same, was put to a vote by the Mayor and the vote was recorded as follows:

AYES: Elie, Nielsen, Smith, Harrington, Petite
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Ordinance passed by a vote of 5 Ayes to 0 Nays this 11th day of October, 2021.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO TEMPORE

Delivered to the Mayor on the 12th day of October, 2021 at 10:00 A.M.

The following Ordinance was Introduced by Mrs. Elie and Seconded by Mr. Nielsen as follows, to-wit:				
ORDINANCE NO. 050 OF 2021				
AN ORDINANCE AMENDING THE 2021 - 2022 BUDGET TO REFLECT ADDITIONAL REVENUES AND EXPENDITURES				
WHEREAS , L.R.S. 39:1310 requires that the City amend its operating budgets when fund balance is being budgeted, and there is a 5% unfavorable variance in revenues and expenditures; and				
WHEREAS , in accordance with L.R.S. 39:1305, the following specifies the Mayor's authority to make budgetary amendments without approval of the governing authority, as well as those powers reserved solely to the governing authority.				
<i>The Home Rule Charter of the City of Natchitoches states in part "...at any time during the fiscal year the Mayor may transfer part or all of any unencumbered appropriation balance among programs within a department, office or agency request by the Mayor, the Council may by ordinance transfer part or all of any unencumbered appropriation balance from one department, office, or agency to another..."(Section 5.05 D) Supplemental, emergency, and reductions in appropriations must be submitted to the Council for approval by ordinance. (Section 5.05 A-C)</i>				
NOW, THEREFORE BE IT RESOLVED , that the special funds budget be amended to reflect these additional revenues and expenditures as follows:				
<u>REVENUE ACCOUNTS</u>				
CODE		2021-22		
(Revenue/Expense)	BUDGET ITEM	APPROVED BUDGET	BUDGET ADJUSTMENT	REVISED BUDGET
REVENUE				
001-0000-460-0205	Sky Box	\$ -	\$ 535	\$ 535

001-0000-460-0401	Land Leases	\$ -	\$ 500	\$ 500
				\$ -
002-0000-481-0300	Bad Debt Recovery	\$ 3,917	\$ 3,917	\$ 4,000
002-0000-481-0400	Sale of City Property	\$ -	\$ 10,000	\$ 15,000
				\$ -
012-0000-446-0900	False Alarm Fees	\$ -	\$ 1,650	\$ 1,650
012-0000-446-0400	Sale of City Property	\$ -	\$ 6,500	\$ 6,500
064-0000-481-0000	Misc income	\$ -	\$ 4,800	\$ 4,800
071-0000--432- 0700	NHDDC Reimbursement	\$ -	\$ 10,000	\$ 10,000
081-0000-491-7000	Transfer In from 70 Bond 18/19/20	\$ -	\$ 1,107,393	\$ 1,107,393
084-0000-491-9100	Transfer in from 91- 2015 Revenue pmt	\$ -	\$ 185,694	\$ 185,694
091-0000-491-0170	Transfer from 170 for 2015 Rev Note	\$ -	\$ 38,965	\$ 38,965
091-0000-591-0101	Tranfer from 001- for 2015 Rev Note		\$ 108,000	\$ 108,000

099-0000-481-0000	Misc Income	\$ -	\$ 2,500	\$ 2,500
140-000-470-0700	RW 7/25-B1- Recons/Consr	\$ -	\$ 2,250,000	\$ 2,250,000
160-0000-414-0100	Tif Dist A Sales Tax	\$ 29,876	\$ 29,876	\$ 59,752
162-0000-414-0100	Tif Dist C Sales Tax	\$ 125,000	\$ 85,000	\$ 210,000
163-0000-414-0300	Tif Dist D Sales Tax	\$ 18,301	\$ 12,500	\$ 30,801
170-0000-410-0101	Economic Dev Tif A	\$ 23,965	\$ 15,000	\$ 38,965
172-0000-410-0103	Economic Dev Tif C	\$ 18,301	\$ 75,000	\$ 93,301
	TOTAL REVENUE	\$ 219,360	\$ 3,947,830	\$ 4,168,356
EXPENSE ACCOUNTS				
001-5700-570-9002	Machinery/Equipme nt Sweeper	\$ 140,500	\$ 12,000	\$ 152,500
001-5800-580-9100	Transfer to Fund 091 for 2015 Revenue Note	\$ -	\$ 108,000	\$ 108,000
002-0000-660-4561	Transfer ouf to Airport	\$ 50,000	\$ (25,000)	\$ 25,000

002-0000-660-4571	Transfer out to 071	\$ 50,000	\$ (25,000)	\$ 25,000
002-0000-660-5002	Interest Coupons	\$ 36,807	\$ 45,000	\$ 81,807
070-0000-591-4581	Transfer to 081 Bonds 18, 19 & 21	\$ -	\$ 1,192,393	\$ 1,192,393
081-0000-591-5002	Pay Interest Bond 18	\$ -	\$ 26,997	\$ 26,997
081-0000-591-5005	Pay Principal Bond 18	\$ -	\$ 760,000	\$ 760,000
081-0000-591-5002	Pay Interest Bond 21	\$ -	\$ 235,395	\$ 235,395
084-0000-591-5005	Principal -2015 Revenue pmt	\$ -	\$ 123,000	\$ 123,000
084-0000--591- 5002	Interest-2015 Revenue pmt	\$ -	\$ 62,694	\$ 62,694
071-0000-591-9199	Road Annexation- Moose Lodge	\$ -	\$ 7,700	\$ 7,700
071-0000-591-2603	Building and Grounds	\$ 16,426.00	\$ 16,000.00	\$ 32,426.00
071-0000-591-4501	General Fund	\$ 500,000.00	\$ (500,000)	\$ -

071-0000-591-4572	Capital Projects - transfer	\$ 500,000.00	\$ (250,000)	\$ 250,000
071-0000-591-9004	Building/Todd Oil Lease	\$ -	\$ 50,000	\$ 50,000
072-0000-591-7100	Capital Improvements	\$ 500,000.00	\$ 250,000	\$ 750,000
072-0000-591-1009	Part time Wages	\$ 116,479.00	\$ (75,000)	\$ 41,479
072-0000-591-2003	Engineering Services	\$ 50,000.00	\$ (50,000)	\$ -
072-0000-591-3016	Tools & Equip	\$ -	\$ 50	\$ 50
072-0000-591-9031	Streets	\$ 1,000,000	\$ (500,000)	\$ 500,000
073-0000-591-9014	Elec Distribution Equip	\$ -	\$ 13,000	\$ 13,000
084-0000-591-5002	Interest / Coupons	\$ -	\$ 31,347	\$ 31,347
054-0000-491-0093	Transfer in from Community Dev to Green Market-- correction	\$ -	\$ 10,000	\$ 10,000
104-0000-591-3025	Mach/equipment	\$ 2,543	\$ 7,500	\$ 10,043

160-0000-591-3585	NSU	\$ 14,331	\$ 15,398	\$ 29,729
160-0000-591-4509	Sports Parc	\$ 18,301	\$ 26,287	\$ 44,588
162-0000-591-3585	NSU	\$ 90,969	\$ 75,000	\$ 165,969
162-0000-591-4509	Sports Parc	\$ 33,301	\$ 150,000	\$ 183,301
170-0000-591-091	Transfer to 091-for 2015 Revenue Note	\$ -	\$ 38,965	\$ 38,965
	TOTAL	\$ 3,119,657	\$ 1,831,726	\$ 4,951,383
This ordinance was introduced on Sept 27 , 2021 and published in the Natchitoches Times on September 30, 2021.				
The above Ordinance having been duly advertised in accordance with law and public hearing had on same,				
was put to a vote by the Mayor and the vote was recorded as follows:				
AYES:		Elie, Nielsen, Smith, Harrington, Petite		
NAYES:		None		
ABSENT:	None			
Petite				
ABSTAIN:		None		

THEREUPON, Mayor Ronnie Williams declared the Ordinance passed by a vote of 4 Ayes to 0				
Nays this 11th day of October, 2021.				
_____				_____
Ronnie Williams, Jr., MAYOR MAYOR PRO TEMPORE				Betty Smith,

The following Ordinance was Introduced by Mr. Nielsen and Seconded by Mrs. Elie as follows, to-wit:

ORDINANCE NUMBER 051 OF 2021

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 8-4 OF THE CODE OF ORDINANCES OF THE CITY OF NATCHITOCHEs, WHICH SECTION PROVIDES FOR PERMIT FEES FOR PERMITS FOR NEW CONSTRUCTION, ALTERATION, REPAIR AND REMODELING OF STRUCTURES IN THE CITY OF NATCHITOCHEs AND SECTION 8-4.1 OF THE CODE OF ORDINANCES OF THE CITY OF NATCHITOCHEs, WHICH SECTION PROVIDES FOR PERMIT FEES FOR REMOVAL OR DEMOLITION OF EXISTING BUILDINGS OR STRUCTURES, PROVIDING FOR ADVERTISING, FURTHER PROVIDING FOR SEVERABILITY, AND FURTHER PROVIDING FOR A REPEALER AND EFFECTIVE DATE OF ORDINANCE.

WHEREAS, Chapter 8 of the Code of Ordinances of the City of Natchitoches provides for the regulation of buildings and building regulations in the City of Natchitoches; and

WHEREAS FURTHER, Section 8.4 of Chapter 8 provides for permit fees for the issuance of permits for new construction, alteration, repair and remodeling of structures in the City of Natchitoches and Section 8-4.1 of Chapter 8 provides for permit fees for the removal or demolition of existing buildings or structures in the City of Natchitoches; and

WHEREAS FURTHER, Sections 8-4 and 8-4.1 of the Code of Ordinances have not been amended since 1993, and the Director of Planning and Zoning has recommended that Sections 8-4 and 8-4.1 be amended to provide for a new schedule of fees that is more in line with fees charged by other municipalities; and

WHEREAS FURTHER, Section 8-4 of the Code of Ordinances currently provides as follows, to-wit:

“Section 8-4. - Permit fees generally.

(a) No permit, as required by the code adopted by section 8-1 of this chapter, shall be issued until the fees described in this section shall have been paid;

nor, shall an amendment to a permit be approved until the additional fee, if any, due to an increase in the estimated cost of the building or structure, shall have been paid.

(b) There shall be no fee for work less than one thousand dollars (\$1,000.00).

(c) Residential. Seventy-five one-hundredths of one percent (.75 of 1%) of the estimated cost.

(d) Commercial. Seventy-five one-hundredths of one percent (.75 of 1%) of the estimated cost.

(e) Alteration, repair, remodeling, removal or demolition. For a permit for the alteration, repair or remodeling of an existing structure, the fee shall be fixed and graded as follows:

(1) Residential. Seventy-five one-hundredths of one percent (.75 of 1%) of the estimated cost.

(2) Commercial. Seventy-five one-hundredths of one percent (.75 of 1%) of the estimated cost.

(f) Swimming pools. For a permit for the construction of a swimming pool, the fee shall be ten cents (\$0.10) per square foot.

(g) House-moving permit. For a permit for the moving of a house or other structure, the fee shall be fifty dollars (\$50.00) per section.

(h) Mobile home permit. For a permit for the locating or placing of a mobile home, the fee shall be fifty dollars (\$50.00).

(i) The term "estimated cost", as used in this section, means the reasonable value of all services, labor, materials and use of scaffolding and other appliances or devices entering into and necessary to the prosecution and completion of the work ready for occupancy; provided that the cost of excavation or grading, and of painting, decorating or other work that is merely for embellishment or not necessary for the safe and lawful use of the building or structure, is not deemed a part of such estimated cost.

(j) When a building or structure is constructed by the owner and no contract is involved, the building permit fee shall be based on the valuation of average current building costs per square foot, multiplied by thirty-five hundredths of one percent (.75 of 1%).

(k) A double permit fee shall be paid for all construction, alteration, repair or remodeling of a building or structure if work is begun before first securing a permit from the building official as provided for in this chapter.”

WHEREAS FURTHER, Section 8-4.1 of the Code of Ordinances currently provides as follows, to-wit:

WHEREAS FURTHER, the City Council of the City of Natchitoches is of the opinion that the recommended updates to the schedule of fees for building permits should be updated as recommended by the Director of Planning and Zoning; and

WHEREAS FURTHER, the City Council of the City of Natchitoches has reviewed the proposed amendment to Sections 8-4 and 8-4.1 of the Code of Ordinances, and agrees that the amendments are advisable and in the best interest of the City of Natchitoches and its citizens; and

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Natchitoches, Louisiana, as follows:

SECTION 1. Section 8-4 of the Code of Ordinances of the City of Natchitoches is hereby amended to provide as follows:

“Section 8-4. - Permit fees generally.

(a) No permit, as required by the code adopted by section 8-1 of this chapter, shall be issued until the fees described in this section shall have been paid; nor, shall an amendment to a permit be approved until the additional fee, if any, due to an increase in the estimated cost of the building or structure, shall have been paid.

(b) For work less than one thousand dollars (\$1,000.00) the permit fee shall be fifty dollars (\$50.00).

(c) Residential. Seventy-five one-hundredths of one percent (.75 of 1%) of the estimated cost.

(d) Commercial. Seventy-five one-hundredths of one percent (.75 of 1%) of the estimated cost.

(e) Alteration, repair, remodeling, removal or demolition. For a permit for the alteration, repair or remodeling of an existing structure, the fee shall be fixed and graded as follows:

(1) Residential. Seven Dollars and fifty cents (\$7.50) per One Thousand Dollars (\$1,000.00) of the estimated cost.

(2) Commercial. Seven Dollars and fifty cents (\$7.50) per One Thousand Dollars (\$1,000.00) of the estimated cost.

(f) Swimming pools. For a permit for the construction of a swimming pool, the fee shall be fifty cents (\$0.50) per square foot.

(g) House-moving permit. For a permit for the moving of a house or other structure, the fee shall be one hundred dollars (\$100.00) per section.

(h) Mobile home permit. For a permit for the locating or placing of a mobile home, the fee shall be one hundred dollars (\$100.00).

(i) The term "estimated cost", as used in this section, means the reasonable value of all services, labor, materials and use of scaffolding and other appliances or devices entering into and necessary to the prosecution and completion of the work ready for occupancy; provided that the cost of excavation or grading, and of painting, decorating or other work that is merely for embellishment or not necessary for the safe and lawful use of the building or structure, is not deemed a part of such estimated cost.

(j) When a building or structure is constructed by the owner and no contract is involved, the building permit fee shall be based on the valuation of average current building costs per square foot, multiplied by seventy-five hundredths of one percent (.75 of 1%).

(k) A double permit fee shall be paid for all construction, alteration, repair or remodeling of a building or structure if work is begun before first securing a permit from the building official as provided for in this chapter.

(l) All permits for construction, alteration, repair or remodeling are subject to inspection and re-inspection fees. The number of required inspections shall be determined by the Building Official. The fees for inspections shall be Seventy-Five Dollars (\$75.00) per inspection.

(m) The fee for the issuance of a Certificate of Occupancy shall be Twenty-five Dollars (\$25.00).

(n) There shall be the following fees for residential new construction or additions:

Plan review fee - \$150.00

Driveway Drainage - \$50.00”

SECTION 2. Section 8-4.1 of the Code of Ordinances of the City of Natchitoches is hereby amended to provide as follows:

“Sec. 8-4.1. - Permit fees for removal or demolition of existing buildings or structures.

Before an existing building or structure may be demolished by the owner or his agent, a permit must be issued by the city through the department of community affairs. The base fee for the permit is hereby fixed at seventy-five dollars (\$75.00). In addition, the following fee schedule shall be applicable with the additional fees to be fixed and graded as follows:

(1) When the estimated cost is less than five hundred dollars (\$500.00), the additional fee shall be twenty-five dollars (\$25.00).

(2) When the estimated cost is five hundred dollars (\$500.00) or more, and less than twenty-five thousand dollars (\$25,000.00), the additional permit fee shall be fifty dollars (\$50.00).

(3) When the estimated cost is twenty-five thousand dollars (\$25,000.00) or more, and less than fifty thousand dollars (\$50,000.00), the additional permit fee shall be fifty dollars (\$50.00).

(4) When the estimated cost is fifty thousand dollars (\$50,000.00) or more, and less than one hundred thousand dollars (\$100,000.00), the additional permit fee shall be one hundred dollars (\$100.00).

(5) When the estimated cost exceeds one hundred thousand dollars (\$100,000.00), an additional five dollars (\$5.00) shall be charged for each additional one thousand dollars (\$1,000.00) of estimated cost.”

SECTION 3. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 4. If any portion of this Ordinance is declared to be invalid or unconstitutional in any manner, the invalidity shall be limited to that particular section or provision, and shall not affect the remaining portions of the ordinance, which shall remain

valid and enforceable, it being the intention of the City Council that each separate provision shall be deemed independent of all other provisions herein.

SECTION 5. This Ordinance shall go into effect upon publication and in accordance with law.

THIS ORDINANCE was introduced on September 27, 2021 and published in the *Natchitoches Times* on September 30, 2021.

The above Ordinance having been duly advertised in accordance with law and public hearing had on same, was put to a vote by the Mayor and the vote was recorded as follows:

AYES: Elie, Nielsen, Smith, Harrington, Petite
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Ordinance passed by a vote of 5 Ayes to 0 Nays this 11th day of October, 2021.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO TEMPORE

Delivered to the Mayor on the 12th day of October, 2021 at 10:00 A.M.

The following Ordinance was Introduced by Mr. Harrington at the October 11,2021 City Council Meeting as follows:

ORDINANCE NO. 053 OF 2021

ORDINANCE OF THE CITY OF NATCHITOCHES, LOUISIANA, GRANTING TO SOUTHERN LIGHTS, LLC THE FRANCHISE AND RIGHTS TO LAY, CONSTRUCT, LEASE AND/ OR OPERATE A CABLE OPTICS TRANSMISSION CABLE, WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY AND THE RIGHT TO USE THE PRESENT AND FUTURE STREET, ROADS, HIGHWAYS, ALLEYS, BRIDGES, AND PUBLIC WAYS IN SUCH CITY AND OWNED AND CONTROLLED BY SUCH CITY FOR SUCH PURPOSES; PRESCRIBING TERMS AND CONDITIONS TO WHICH SUCH FRANCHISE AND RIGHTS ARE SUBJECT; AND PRESCRIBING THE TERM OF SUCH FRANCHISE AND RIGHTS.

WHEREAS, the City of Natchitoches is authorized under Louisiana Revised Statutes 33:4401, et seq, to grant a non-exclusive franchise, right, and privilege to use and occupy the streets, alleys and public places therein to construct maintain and operates for telephone, telegraph and electric transmission and distribution systems; the right to operate and maintain cable television equipment and systems on, over, under, along, upon, and across all of the present and future streets, roads, highways, alleys, bridges, and public spaces of the City of Natchitoches, subject to applicable zoning and building requirements and obligations provided herein; the right to repair, replace or remove same or any portion thereof; and the right to connect any such facilities to any other facilities for the purpose of distributing or transmitting signals into, through, or beyond the boundaries of the City of Natchitoches; and

WHEREAS FURTHER, the City Council of the City of Natchitoches, Louisiana, desires to grant a franchise to Southern Light, LLC, under the terms and conditions as set in the attached Franchise Agreement; and

BE IT THEREFORE ORDAINED by the City Council of the City of Natchitoches, Louisiana

(hereinafter “the City”) that, subject to the terms and conditions set forth in the attached Franchise Agreement, hereby desires to grant to Southern Light, LLC, doing and authorized to do business in the State of Louisiana, and in the City of Natchitoches, with its principal office in New Orleans, Louisiana (hereinafter “Company”), a non-exclusive franchise, right, and privilege to use and occupy the streets, alleys and public places therein to construct maintain and operates for telephone, telegraph and electric transmission and distribution systems; the right to operate and maintain cable television equipment and systems on, over, under, along, upon, and across all of the present and future streets, roads, highways, alleys, bridges, and public spaces of the City of Natchitoches, subject to applicable zoning and building requirements and obligations provided herein; the right to repair, replace or remove same or any portion thereof; and the right to connect any such facilities to any other facilities for the purpose of distributing or transmitting signals into, through, or beyond the boundaries of the City of Natchitoches.

BE IT FURTHER ORDAINED, that the Franchise Agreement shall be in the form as the attached agreement.

BE IT FURTHER ORDAINED, that all other ordinances of the City or portions thereof that are in conflict or inconsistent with any of the terms of this ordinance shall be repealed are hereby repealed to the extent of such conflict or inconsistency.

BE IT FURTHER ORDAINED, that nothing in this ordinance granting a non-exclusive franchise or this non-exclusive Franchise shall be construed as superseding, repealing, canceling, modifying, or in any way affecting any of the rights enjoyed by any other entity having a franchise in the City.

BE IT FURTHER ORDAINED, nothing herein shall be construed to constitute the grant of a franchise for the provision of any service other than as set forth in the Franchise Agreement.

BE IT FURTHER ORDAINED, that this Ordinance and the Franchise and rights granted herein may be amended only by written agreement of the City and the Company to such amendment.

BE IT FURTHER ORDAINED, that in the event any part of this Ordinance is determined to be invalid or illegal for any reason whatsoever, such invalidity or illegality shall not affect the validity or legality of this Ordinance as a whole or any parts thereof.

BE IT FURTHER ORDAINED that the Mayor of the City of Natchitoches, Ronnie Williams, Jr., be authorized and empowered to execute the attached Franchise Agreement on behalf of the City of Natchitoches, Louisiana.

THIS ORDINANCE was introduced on October 11, 2021 and published in the *Natchitoches Times* on October 14, 2021.

Mr. Wayne Halm ask if would this involve digging up the streets. Matt Anderson explained that before any fiber is installed a permit has to be issued and the City will control where the fiber is laid. Usually they bore under the street to keep from breaking the streets surface.

The following Resolution was introduced by Mr. Petite and Seconded by Mrs. Smith as follows, to –wit:

RESOLUTION NO. 086 OF 2021

A RESOLUTION TO APPOINT JANICE BOLTON TO FILL THE UNEXPIRED TERM OF MIKE HILTON AS COMMISSIONER ON THE NATCHITOCHEES AIRPORT ADVISORY COMMISSION FOR THE CITY OF NATCHITOCHEES

WHEREAS, Mike Hilton has offered his resignation as a member of the City of Natchitoches Airport Advisory Commission; and

WHEREAS, upon the resignation of Mike Hilton, the Natchitoches City Council wishes to show its support and approval of Janice Bolton for appointment to the Natchitoches Airport Advisory Commission.

NOW, THEREFORE, BE IT RESOLVED, that Janice Bolton be and hereby is appointed as a member of the Natchitoches Airport Advisory Commission beginning immediately.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES: Elie, Nielsen, Smith, Harrington, Petite
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 11th day of October, 2021.

RONNIE WILLIAMS, JR., MAYOR

ANNOUNCEMENTS

- Next schedule City Council Meeting will be **October 25, 2021 At 5:30pm**
- Pray with the Mayor every **Thursday at 7:30am -7:45am**
- NSU vs McNeese, **Saturday, October 16 at 3pm**
- Pumpkin Glow, Thursday **October 29, 2021 from 5:30-8:30**
- Cane River Fall Festival, **Saturday October 16, 2021**
- Witch Way to Main Street, **October 30, 2021 from 9am-11am**

With no further discussion, Mayor Williams made a motion for adjournment and all were in favor. The meeting was adjourned at 5:52 p.m.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO-TEMPORE