

PROCEEDINGS OF THE COUNCIL OF THE CITY OF ALEXANDRIA, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD ON NOVEMBER 29, 2016.

The Council of the City of Alexandria, Louisiana, met in a regularly scheduled meeting session at its regular meeting place, on Tuesday, November 29, 2016 at 5:00 P.M. Those present were the Honorable Lee Rubin, Roosevelt Johnson, Jim Villard, Jules Green, Ed Larvadain, Chuck Fowler and Harry Silver. Also present were Council Staff and Council Attorney Trey Gist.

The Council of the City of Alexandria, State of Louisiana, was duly convened as the governing authority of said City by the Honorable Lee Rubin, who stated that the Council was ready for the transaction of business. The Invocation was pronounced by Mr. Larvadain and the Pledge of Allegiance was led by Mr. Johnson.

APPROVAL OF MINUTES

On a motion of Mr. Johnson and seconded by Mr. Fowler the minutes taken from a regular meeting held November 15, 2016 were unanimously approved by the Council.

CONSENT CALENDAR

The Council next read all items found under the heading Consent Calendar and assigned them to committees.

Mr. Villard moved for the adoption or introduction of all items appearing under the heading of Consent Calendar.

Mr. Fowler seconded the motion. It was unanimously carried by the Council.

Upon recommendation of the administration the following ordinance was delayed for two weeks:

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE LOW BID SUBMITTED FOR WATER SYSTEM IMPROVEMENTS PHASE 5 ELECTRIC IMPROVEMENTS AT ADAMS PUMP STATION AND OTHER MATTERS WITH RESPECT THERETO.

On a motion of Mr. Villard and seconded by Mr. Fowler the following ordinance was introduced, to wit:

AN ORDINANCE AUTHORIZING THE MAYOR TO RENEW THE EXISTING CONTRACT WITH LOTT OIL COMPANY FOR FUEL-BULK FOR VEHICLES AND EQUIPMENT AND OTHER MATTERS WITH RESPECT THERETO.

RESOLUTION

Mr. Villard moved for the adoption of the following resolution which was seconded by Mr. Fowler.

RESOLUTION NO. 9605-2016

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR ELECTRICAL IMPROVEMENTS AT THE WASTEWATER TREATMENT PLANT AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Villard, Green, Larvadain, Fowler, Silver, Rubin, Johnson.

NAYS: None.

ABSENT: None.

This resolution was thereupon declared adopted on this the 29th day of November, 2016.

ORDINANCES FOR FINAL ADOPTION
SUBJECT TO PUBLIC HEARING

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Fowler and seconded by Mr. Villard.

ORDINANCE NO. 168-2016

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE LOW BID SUBMITTED FOR A DIGITAL FULL COLOR PRINTING PRESS FOR THE PRINT SHOP AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Fowler, Silver, Rubin, Johnson, Villard, Green, Larvadain.

NAYS: None.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was

brought up for final adoption on a motion of Mr. Villard and seconded by Mr. Fowler.

ORDINANCE NO. 169-2016

AN ORDINANCE ADJUSTING THE RATES FOR GREEN FEES AND CART RENTALS AT LINKS ON THE BAYOU GOLF COURSE AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Villard, Green, Larvadain, Fowler, Silver, Rubin, Johnson.

NAYS: None.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Fowler and seconded by Mr. Johnson.

ORDINANCE NO. 170-2016

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE PROPOSAL FROM KRONOS INCORPORATED FOR THE KRONOS WORKFORCE CENTRAL SOLUTION, AN ELECTRONIC TIME AND ATTENDANCE SYSTEM AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Fowler, Silver, Rubin, Johnson, Villard, Green, Larvadain.

NAYS: None.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Villard and seconded by Mr. Johnson.

ORDINANCE NO. 171-2016

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT WITH THE RAPIDES PARISH SHERIFF'S OFFICE AND OTHER MATTERS WITH RESPECT THERETO AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Villard, Green, Larvadain, Fowler, Silver, Rubin, Johnson.

NAYS: None.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Villard and seconded by Mr. Johnson.

ORDINANCE NO. 172-2016

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE PROPOSAL SUBMITTED BY MEYER, MEYER, LACROIX AND HIXSON FOR LEGACY WATER AND WASTEWATER MAIN REPLACEMENT AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Villard, Green, Larvadain, Fowler, Silver, Rubin, Johnson.

NAYS: None.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Fowler and seconded by Mr. Villard.

ORDINANCE NO. 173-2016

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE LOWEST PROPOSAL SUBMITTED BY STERICYCLE ENVIRONMENTAL SOLUTIONS

FOR HOUSEHOLD HAZARDOUS WASTE TRANSPORTING, DISPOSAL AND RECLAMATION SERVICES AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Fowler, Silver, Rubin, Johnson, Villard, Green, Larvadain.

NAYS: None.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Fowler and seconded by Mr. Villard.

ORDINANCE NO. 174-2016

AN ORDINANCE AUTHORIZING THE 2016-2017 MAJOR BUDGET AMENDMENT AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Fowler, Silver, Rubin, Johnson, Villard, Green, Larvadain.

NAYS: None.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Fowler and seconded by Mr. Villard.

ORDINANCE NO. 175-2016

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE LOW BID SUBMITTED FOR CONSTRUCTION OF DOG PARK AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Fowler, Silver, Rubin, Johnson, Villard.

NAYS: Green, Larvadain.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Fowler and seconded by Mr. Villard.

ORDINANCE NO. 176-2016

AN ORDINANCE RELATIVE TO THE WEISS AND GOLDRING BUILDING AND ITS PHYSICAL STATE; TO ACCEPT OR REJECT DONATION OF THE PROPERTY TO THE CITY OF ALEXANDRIA; TO PROVIDE FOR CONDITIONS AND COOPERATIVE ENDEAVORS WITH REGARD TO THE WEISS AND GOLDRING BUILDING AND ITS OWNER; TO AUTHORIZE COOPERATIVE ENDEAVORS, ACCEPTANCE OF DONATIONS, OR OTHER REMEDIAL MEASURES WITH REGARD TO THE PROPERTY; TO PROVIDE FOR CONDITIONS PRECEDENT; AND TO PROVIDE WITH RESPECT TO MATTERS RELATED THERETO AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Fowler, Silver, Rubin, Johnson, Villard.

NAYS: Green, Larvadain.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Fowler and seconded by Mr. Villard.

ORDINANCE NO. 177-2016

AN ORDINANCE RELATIVE TO THE AUTHORITY OF THE RATEMAKER TO PROVIDE FOR THE ALEXANDRIA UTILITY SYSTEM (THE "AUS"), ITS CREATION, AND ITS GOVERNANCE; TO PROVIDE FOR POLICIES AND PROCEDURES FOR DISPUTES AS TO RATE APPLICATION AND THE "FRANKLIN LITIGATION"; TO PROVIDE FOR REBATE PROCESSES FROM PREVIOUS LITIGATION AND TO STUDY AND VERIFY RATEMAKING FINDINGS; TO PROVIDE FOR RATE STUDY AND THE PROCEDURES CONDITION PRECEDENT TO MODIFICATION OF EXISTING RATES, BOND COVENANTS, SALE OR MODIFICATIONS TO THE USE OF PHYSICAL GENERATING ASSETS; AND OTHER STRICTURES ON MODIFYING AUS OPERATIONS WITHOUT PROPER STUDY; AND TO PROVIDE WITH RESPECT TO MATTERS RELATED THERETO AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Fowler, Silver, Rubin, Johnson, Villard.

NAYS: Green, Larvadain.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Fowler and seconded by Mr. Villard.

ORDINANCE NO. 178-2016

AN ORDINANCE RELATIVE TO THE SETTLEMENT OF PREVIOUS LITIGATION, ITS PROCEEDS, VALUE, REIMBURSEMENT OF COSTS, AND MILESTONE PAYMENT IN THE MATTER OF THE CITY OF ALEXANDRIA VERSUS CLECO CORPORATION, DOCKET NO. SUIT NO. 1:05-CV-01121 ("CITY-CLECO LITIGATION"); TO AUTHORIZE THE PROCESSES FOR DETERMINING THE AVAILABILITY, ENTITLEMENT, AND ELIGIBLE CLASSES OF INDIVIDUALS, COMMERCIAL ENTITIES, AND OTHER JURIDICAL AND PUBLIC ENTITIES FOR CASH PAYMENTS AND REBATES; TO AUTHORIZE THE MAYOR TO CONTRACT THE NECESSARY PROFESSIONAL SERVICES, ATTORNEYS, AND EXPERTS FOR DETERMINING AND CERTIFYING THE VALUE OF ANY AND/OR ALL ADDITIONAL REBATES OWED TO CITIZENS THROUGH SETTLEMENT OF THE CITY-CLECO LITIGATION; TO AUTHORIZE THE CITY ATTORNEY TO INSTITUTE THE NECESSARY PROCEEDINGS IN ANY PROPER LOUISIANA

COURT BY INTERPLEADER, CONCURSUS, OR DECLARATORY ACTION, WITHIN THE DEFINED CIRCUMSTANCES AS PROVIDED HEREIN, IF NEEDED, IN THE CITY ATTORNEY'S DISCRETION; AND TO AUTHORIZE AND DIRECT THE MAYOR TO IMPLEMENT THE PROCEDURES OUTLINED HEREIN, IN HIS DISCRETION AS REQUIRED, AND AS ARE NECESSARY AND PROPER TO EFFECTUATE THE GOALS STATED HEREIN; TO PROVIDE FOR THE BUDGETARY MATTERS AND USE OF FUNDS RELATED TO THE CONTRACTS AND PROCEDURES HEREIN; AND WITH RESPECT TO ALL MATTERS RELATED THERETO, INCLUDING TO PRESENT THOSE FINDINGS TO THE CITY COUNCIL AS RATEMAKING AUTHORITY FOR ACTION AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Fowler, Silver, Rubin, Johnson, Villard.

NAYS: Green, Larvadain.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

The following ordinance which was previously introduced and laid over for publication of notice and no objection having been filed thereto was brought up for final adoption on a motion of Mr. Fowler and seconded by Mr. Villard.

ORDINANCE NO. 179-2016

AN ORDINANCE RELATIVE TO THE "ALEXANDRIA UTILITIES SUSTAINABILITY PROJECT" ("AUSP") AND TO PROVIDE FOR THE AUSP TRANSITION AND CONTINUANCE AS THE ALEXANDRIA UTILITY SYSTEM ("AUS"); TO IMPLEMENT THE PLAN OF TRANSITION AND CONTINUANCE OF AUSP ACTIVITY TO BE SUBSUMED BY THE AUS; AND TO AUTHORIZE THE CONTINUED SECURITY OF THE BONDED INDEBTEDNESS, RATE STRUCTURE, AND AGREEMENTS NECESSARY TO FUND THE PROJECT ENDEAVOR AND RELATED EXPENSES, AS THEY EXIST AND ARE PLANNED TO BE RESOURCED IN THE FUTURE, BASED ON THE AUSP ASSUMPTIONS AND TRANSITION NEEDS FOR THE AUS; TO AUTHORIZE CONTINUING AUTHORITIES OF THE EXECUTIVE BRANCH AND MAYOR TO OPERATE THE NEW AUS THROUGH EXISTING AND OTHER NECESSARY AND PROPER AGREEMENTS RELATED TO THE FUNCTION AND OPERATION OF THE AUSP AND THE EXISTING AUTHORITY CREATED AND ARISING FROM SEVERAL ARTICLES OF PREVIOUS LEGISLATION MORE PARTICULARLY DESCRIBED AS ALEXANDRIA CITY COUNCIL ORDINANCE 64-2010 (AND

ITS REQUIREMENT OF A RESOURCE PLAN CONSIDERING ALEXANDRIA'S SELF-SUSTAINABILITY GOALS AS OUTLINED IN THE CERTIFICATION PROCESS AFFIRMED BY ALEXANDRIA CITY COUNCIL RESOLUTION NO. 8760-2010) AND MORE FORMALLY INDICATED AND CONFIRMED BY ALEXANDRIA CITY COUNCIL ORDINANCE 9-2013 (THE "ENABLING LEGISLATION"); AUTHORIZING THE CONTINUATION AND RENEWAL OF CONTRACTS WITH BOND UNDERWRITERS AND BOND COUNSELS FOR CONTINUING ADVICE ON THE DEBT INSTRUMENTS AND FURTHER AUTHORIZING THE MAYOR TO EXECUTE ALL NECESSARY DOCUMENTS, AGREEMENTS, CONTRACTS, AND ENDEAVORS FOR ANY REMEDIAL WORK RELATED TO FINANCING, THE BOND WORK RELATED TO THE ISSUANCE OF THE EXISTING BONDED INDEBTEDNESS, AND THE PREVIOUS SALE OF THOSE BONDS FORMING THE BASIS OF THE AUSP (BUT NOT AUTHORIZING NEW BONDED INDEBTEDNESS WHICH IS SPECIFICALLY REPUDIATED HEREIN AS UNAUTHORIZED); AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE ANY NECESSARY AND PROPER AMENDMENT OF THE TERMS RELATED TO THE BONDS THAT WOULD NOT INCREASE BONDED INDEBTEDNESS OR ALTER THE MATERIAL ASSUMPTIONS OF THE ENABLING LEGISLATION WITHOUT NEW COUNCIL APPROVALS; CONTINUING THOSE COURSES OF ACTION AND RATIFYING THE ACTS TO DATE IN THE USE OF SUCH BONDS TO FINANCE AND IMPLEMENT THE PROJECT ENDEAVOR KNOWN AS THE AUSP AND BEING AUTHORIZED HEREIN TO CONTINUE AS THE AUS; TO AUTHORIZE CONTINUATION OF THOSE 9-2013 AND ENABLING LEGISLATION JOINT OPERATING AGREEMENTS; AND FOR THE CONTINUING EFFICACY OF THOSE AGREEMENT ALLOWING FOR OPERATIONS OF THE GENERATING ASSETS PROVIDING EQUAL TO OR JUST EXCEEDING AN EVENTUAL PLAN TOTAL OF 225 MW OF NET TOTAL DEPENDABLE GENERATING CAPACITY OR AS AUTHORIZED FOR GROWTH BY THE ENABLING LEGISLATION; AND ALL MATTERS RELATED THERETO INCLUDING AUTHORIZATION FOR FEDERAL ENERGY REGULATORY COMMISSION ("FERC") ENFORCEMENT ACTIONS OR ANY OTHER CIVIL OR REGULATORY ACTION INCLUDING WITH THE LOUISIANA PUBLIC SERVICE COMMISSION ("LPSC") INCIDENT TO IMPLEMENTATION OF THE AUS AND OPERATION OF THE AUS; AND APPROVAL FOR REIMBURSEMENT OF ALL RELATED COSTS, CAPITAL MONIES, PROFESSIONAL FEES AND SERVICES, AND ANY OTHER FUNDS EXPENDED AS INCIDENT THERETO FOR AUS-RELATED EXPENDITURES TO BE PAID OUT OF THE AUS OR THE BOND PROCEEDS BUT ONLY AS APPROVED THROUGH BUDGETING LINE ITEMS FOR APPROVED PURPOSES OR INCIDENT TO AUTHORITY FOR TRANSFERS CONTAINED BY THE CITY CHARTER AND AS ENABLED BY THE CURRENT FISCAL BUDGET, THE FISCAL YEAR 2016-2017 MAJOR BUDGET AMENDMENT, AND THE FUTURE ACTIONS OF NEW COUNCIL LEGISLATION; AND PROVIDING FOR ALL MATTERS RELATED TO THE AUSP AND TRANSITION

OF THE AUSB TO THE AUS, AND THOSE COOPERATIVE, INTERGOVERNMENTAL, AND PROFESSIONAL SERVICES ENDEAVORS, WITH RESPECT THERETO, INCLUDING, BY WAY OF ILLUSTRATION, WÄRTSILÄ MANUFACTURING COMPANY, BAYOU COVE PEAKING POWER LLC ("BYC"), CLECO POWER LLC AND/OR CLECO CORPORATION ("CLECO"), THE SOUTHWESTERN POWER ADMINISTRATION ("SWPA"), THE LOUISIANA ENERGY AND POWER AUTHORITY ("LEPA"), ENTERGY LOUISIANA, THE MID-CONTINENT INDEPENDENT SYSTEM OPERATOR ("MISO"), NRG GENERATING, BAYOU COVE PEAKING POWER, LLC AND THEIR ALL PARENT, SUBSIDIARY AND AFFILIATE COMPANIES AND OTHER MATTERS WITH RESPECT THERETO.

The President called for any discussion, a vote was called for and resulted as follows:

YEAS: Fowler, Silver, Rubin, Johnson, Villard.

NAYS: Green, Larvadain.

ABSENT: None.

This ordinance was thereupon declared adopted on this the 29th day of November, 2016.

COMMITTEES

There were no reports from Finance and Legal Affairs Committee, Utility Committee, Personnel/Insurance Committee, Public Safety, Works and Transportation Committee, Economic Workforce and Planning Development Committee, Community Affairs, Services and Events Committee and A & E Committee.

Mr. Johnson presented Mr. Rubin with a plaque honoring him for his four years of service to the City of Alexandria and each council member spoke a few words about serving the city alongside Mr. Rubin.

/S/ Lee Rubin

President

ATTEST:

/S/ Donna P. Jones

City Clerk