

FACT SHEET

**CITY OF SHREVEPORT,
LOUISIANA**

A RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF SHREVEPORT AND OVERTON BROOKS VA MEDICAL CENTER RELATIVE TO A TEMPORARY CONSTRUCTION SERVITUDE AND A PERMANENT SERVITUDE ON CITY-OWNED PROPERTY, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

DATE
February 7, 2024

ORIGINATING DEPARTMENT
SPAR
COUNCIL DISTRICT

SPONSOR
COUNCILWOMAN TABATHA
TAYLOR

PURPOSE

To authorize an agreement with Overton Brooks VA Medical Center (OBVAMC) relative to a temporary and permanent servitude on City-owned property.

BACKGROUND INFORMATION

The Shreveport City Council previously authorized an agreement between the City of Shreveport and the OBVAMC wherein Overton Brooks VA Medical Center is granted a temporary construction servitude and a permanent servitude on City-owned property. (Resolution 47 of 2023). Subsequent to this authorization, OBVAMC requested the temporary and permanent servitudes cover additional City-owned property not included in the original agreements submitted to the Council. This resolution authorizes the agreements attached hereto encumbering the additional property as requested by OBVAMC.

TIMETABLE

Introduction: February 13, 2024

Final Passage: February 27, 2024

ATTACHMENT(S)

Temporary Construction Servitude and Permanent Servitude Agreements

SPECIAL PROCEDURAL REQUIREMENTS

None

ALTERNATIVES

(1) Adopt the resolution as submitted, or (2) Amend the resolution, or (3) Reject the resolution.

RECOMMENDATION

Approval of this ordinance is recommended.

FACT SHEET PREPARED BY: Edward F. Jones
Assistant City Attorney

RESOLUTION NO. _____ OF 2024

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BY COUNCILMEMBER: TABATHA TAYLOR

WHEREAS, the City of Shreveport desires to cooperate with the Overton Brooks VA Medical Center in the implementation of expanding its potable water storage capacity for their facility located at 510 E. Stoner in Shreveport, Louisiana; and

WHEREAS, the City of Shreveport has the authority to enter into these agreements as evidenced by its governmental purpose of rights, powers, privileges and authority that it has or could claim under the Constitution and laws of the United States and of this state; and

WHEREAS, these agreements provide for the health and safety of citizens and visitors of the City of Shreveport while visiting the Overton Brooks VA hospital. In addition, it will aid the Overton Brooks VA Medical Center during times of water emergencies and low water volume; and

WHEREAS, the City of Shreveport will benefit from this work as it will protect further erosion of the bank onto the existing park area and will also clean-up and improve the area; and

WHEREAS, the City of Shreveport has a reasonable expectation of receiving a benefit or value that is at least equivalent to or greater than the consideration described in these Agreements; and

WHEREAS, the use of public property is not a gratuitous donation; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Shreveport, in due, regular and legal session convened, that in consideration of the premises and the mutual covenants herein contained, the parties hereto agree to the terms and condition in the attached agreements.

BE IT FURTHER RESOLVED that if any provisions 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 ordinance are hereby declared severable.

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

APPROVED AS TO LEGAL FORM:

City Attorney's Office