

MAY 14, 2007

The City Council of the City of Sulphur, Louisiana, met in regular session at its regular meeting place at City Hall, Sulphur, Louisiana, on May 14, 2007, at 5:30 p.m., after full compliance with the convening of said meeting with the following members present:

DRU ELLENDER, Council Representative of District 1
MIKE KOONCE, Council Representative of District 2
CHRIS DUNCAN, Council Representative of District 3
NANCY TOWER, Council Representative of District 4
STUART MOSS, Council Representative of District 5

After the meeting was called to order and the roll called with the above result, prayer was led by Rev. David Holder, Sulphur First Baptist, followed by the reciting of the Pledge of Allegiance led by Stuart Moss.

The Chairman asked if there were any changes to the minutes of the previous meeting. With no changes made, motion was made by Mrs. Tower seconded by Mr. Moss that the minutes stand as written. Motion carried.

The Chairman then asked if there were any changes to the agenda. Motion was made by Mrs. Tower seconded by Mr. Moss that item #26 be added to the agenda. Motion carried. Mr. Tower then asked Mr. Drost if these items were considered routine administrative matters. Mr. Drost stated that these items were resolutions which are routine and they need to be addressed in a timely manner and Administration needs to be able to proceed. Motion was then made by Mr. Moss seconded by Mrs. Tower that item #27 be added to the agenda. Motion carried. Motion was then made by Mr. Moss seconded by Mrs. Ellender that item #28 be added to the agenda. Motion carried.

At this time motion was made by Mr. Moss seconded by Mrs. Ellender that #28 be moved to #7A and #14 be moved to #8. Motion carried. Motion was then made by Mr. Moss seconded by Mr. Koonce that the agenda be adopted as changed. Motion carried.

The first item on the agenda a resolution electing a new City Council Chairman and Vice-Chairman. Motion was made by Mr. Koonce seconded by Mrs. Tower that the following resolution be adopted to-wit:

RESOLUTION NO. 1984, M-C SERIES

Resolution electing a chairman and vice-chairman for fiscal year 2007-2008.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby elect Nancy Tower as Chairman, and Stuart Moss as Vice-Chairman for fiscal year 2007-2008.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

At this time Mrs. Tower then presented Mr. Duncan with a plaque and gift certificate in appreciation for being Chairman for 1 ½ years.

The next item on the agenda presentation to Volunteer of the Month of May. Mayor LeLeux presented a certificate to Pat Davis.

The next item on the agenda a presentation to Dare to be Different for the Month of May. Mayor LeLeux presented certificates to the following students: Sulphur High School, CiCi MacKnight; Sulphur High School 9th Grade Campus, Blake Sanner;

LeBlanc Middle School, Tyler Hutchinson; Our Lady's Catholic School, Andrew Wingate; Maplewood Middle School, Daniel Garner; WW Lewis Middle School, Matthew Hurley.

The next item on the agenda a presentation to Teachers of the Month for May. Mayor LeLeux presented certificates to the following teachers: Sulphur High School, Rose Villery; Sulphur High School 9th Grade Campus, Chuck Kinney; WW Lewis Middle School, Stacey Blanchard; Frasc Elementary, Allison Brown.

The next item on the agenda a presentation to W.W. Lewis and R.W. Vincent students who participated in the Quiz Bowl. At this time Mr. Duncan presented certificates to the following students from W.W. Lewis: Kelsey Broussard, Austin Casteel, Kaleb Cole, John Dennis, Jacob Dietz, Cassidy Hayes, Hannah Hunter, Curtis Killian, Cole Laverne, Jacob Sharp, Patrick Murray, Colby Navarre, Terrah O'Quinn, Ty Prudhomme, Keyes McDonald, Griffin Schlamp, Bayne Smith, Lauren Sylvest, Sarah Underwood and Sponsor – Craig Richardson

Mr. Duncan then presented certificates to the students from R.W. Vincent Elementary: Britt Qualls, Taylor Ashworth, Cory Atkinson, Tanner Broussard and Sponsor – Claire Sylvest.

The next item on the agenda a proclamation declaring National Tourism Week. Mayor LeLeux presented a certificate to the Tourism Bureau declaring National Tourism Week.

The next item on the agenda John Hamilton to address the Council on Southland Field activity. Mr. Hamilton stated that the weekend of April 13-15 Southland Field hosted the aerobatics competition. It was a three day competition with two of those days

being rained out. The economic impact from this showed was \$60,000 from hotel rentals to money spent in our restaurants. Southland Field also sold 850 gallons of fuel.

The next item on the agenda a resolution authorizing employment of Special Counsel to represent City in Petition for Damages filed by oyster fishermen. Mr. Drost stated that Plauche, Smith & Nieset will be handling this case. Motion was made by Mr. Duncan seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 1985, M-C SERIES

Resolution authorizing employment of Special Counsel to represent City in Petition for Damages filed by oyster fishermen.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, that they do hereby authorize employment of Plauche, Smith & Nieset as Special Counsel to represent City in Petition for Damages filed by oyster fishermen.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss
NAYS: None
ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a public hearing on ordinance amending Ordinance 665, No-Smoking. Motion was made by Mr. Duncan seconded by Mr. Moss that the following ordinance be tabled:

ORDINANCE AMENDING CHAPTER 13.5, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO ADOPT A NO-SMOKING ORDINANCE.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss
NAYS: None
ABSENT: None

And the said ordinance was declared tabled on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a resolution authorizing the extension of a six month temporary permit which allows for temporary placement of travel trailers and/or mobile homes on residential property for living purposes during reconstruction of damages caused by Hurricane Rita for the following addresses:

914 North Claiborne – Motion was made by Mrs. Ellender seconded by Mr. Duncan that the above address be granted a six month extension. Motion carried.

613 South Crocker – Motion was made by Mr. Duncan seconded by Mr. Moss that the above address be granted a six month extension. Motion carried.

215 Evelyn – Motion was made by Mr. Koonce seconded by Mrs. Ellender that the above address be granted a six month extension. Motion carried.

605 Stanford – Motion was made by Mr. Koonce seconded by Mr. Moss that the above address be granted a six month extension. Motion carried.

1122 Verdine #34 – Motion was made by Mrs. Ellender seconded by Mr. Koonce that the above address be granted a six month extension. Motion carried.

219 Pearl – Motion was made by Mr. Koonce seconded by Mr. Moss that the above address be granted a six month extension. Motion carried.

607 Cass – Motion was made by Mrs. Ellender seconded by Mr. Duncan that the above address does not receive an extension. Motion carried.

The next item on the agenda Rule to Show Cause for the condition of the following addresses:

1039 Live Oak Lot E – Mrs. VanderHey, Ordinance Enforcement, stated that the owner assured her that everything would be cleaned up the last time this address was on the agenda. Mrs. Tower stated that they would have 30 days to clean if the Council Rules to Show Cause. Motion was then made by Mr. Duncan seconded by Mr. Moss to Rule to Show Cause pending an asbestos inspection. Motion carried.

1122 West Verdine #122 – Mrs. Ellender stated that this home needs to be gone. James McCartney, owner of #81, #89, #121 and #122 stated that he only owns the property, not the trailers. They are abandoned homes. He can't destroy these homes because the owners could come back and sue him. Mrs. Tower stated that he is the owner of the park and it is his responsibility for all the maintenance. She also stated that he needs to state in a contract that it is his property if they abandon the trailer. Mr. Drost stated that he would help Mr. McCartney by giving him the state statute which would allow him to get rid or condemn these trailers. Motion was made by Mr. Duncan seconded by Mr. Koonce that the owners or the city secure this property in 30 days and reset rule for 30 days. Mr. Koonce stated that the lumber also needs to be hauled off and cleaned-up. Motions were then withdrawn by Mr. Duncan and Mr. Koonce. Motion was then made by Mr. Duncan seconded by Mr. Koonce that the property had to be secured and all the

debris removed in 30 days and to reset the rule for 30 days. Motion carried. Mr. Koonce then stated that if the property isn't cleaned in 30 days then the city will clean it and charge the owner. Motion by Mr. Duncan and Mr. Koonce were withdrawn again. Motion was then made by Mr. Moss seconded by Mrs. Ellender to Rule to Show Cause on the above address. Motion carried.

1122 West Verdine #121 – Motion was made by Mrs. Ellender seconded by Mr. Moss that they Rule to Show Cause. Motion carried.

1122 West Verdine #89 – Motion was made by Mrs. Ellender seconded by Mr. Koonce that they Rule to Show Cause on the above address. Motion carried.

1122 West Verdine #81 – Motion was made by Mr. Duncan seconded by Mr. Moss that the above address be given a 30 day extension. Motion carried.

925 Brandi Street – Mrs. VanderHey stated that these owners are doing the work but doing it slowly. The structure is gone but the debris is still there. Motion was made by Mr. Koonce seconded by Mr. Duncan that they Rule to Show Cause on the above address. Motion carried.

1019 Mathew Street – Mr. Koonce stated that there was a buy/sell agreement but no work has been done. Mr. Duncan stated that the owners are wanting to do the repairs themselves but they are waiting on the Council to vote. Motion was made by Mr. Koonce seconded by Mr. Moss that a 30 day extension be granted. Motion carried.

307 Navarre Street – Mr. Koonce stated that FEMA was suppose to tear this house down but they didn't. Mr. Crochet, owner, addressed the Council and stated that hurricane Rita blew the windows out. They leveled the house and had

it inspected for termites. He started remodeling but his health stopped him. He also stated that his son was disabled and his son wants the home. They have applied for Road to Home and they have an application number. Mr. Crochet stated that he can board up the windows and dress up the front. Mrs. Tower stated that there has been lots of talk about cleaning up this property but no action has been taken. Mayor LeLeux stated that there has been lots of weather come through this home since 2005, especially without having windows on the home. Mrs. VanderHey stated that since she has been working for the City she has condemned this home twice. Motion was then made by Mr. Koonce seconded by Mr. Duncan that a 30 day extension be given for this address and they need to secure, clean and make presentable. Motion carried.

400 Maple Street – Gerald Simien, owner, stated that she has applied to Road to La. as rental property. The City has told me to tear it down before but she is waiting on a grant to either tear it down or fix it up. Mr. Duncan asked Mrs. Simien when the last time someone rented this home. Mrs. Simien stated, a very long time. She has trouble with people throwing litter in her yard all the time. She has asked the police department to help her keep the people from trespassing. Motion was made by Mr. Duncan seconded by Mr. Moss that the above address be demolished. Mrs. Simien state that if it gets tore down then she can't get the grant to tear it down herself. Mr. Koonce stated that she had plenty of time to take care of this problem. It is an eyesore. If you can mow the grass now, why couldn't you take care of business and mow it then. Motion carried.

At this time Mrs. Simien stated that she would contact her attorney.

1319 Cypress Street – Mr. Duncan stated that Mr. Latiolas is in the process of obtaining an asbestos certificate and he received a list of inspectors. Motion was made by Mr. Duncan seconded by Mr. Koonce that a 30 day extension be granted. Motion carried.

106 Hazel Street – Mrs. Alexander, owner, stated that the addition will be tore down. Mr. Moss stated that this home was in this shape several months ago and no work has been done. Mrs. VanderHey stated that the backyard is all overgrowth. She also told Mrs. Alexander not to put all the debris to the road because there are no utilities turned on and Allied Waste will not pick it up. Neighbors addressed the Council and stated that they have to look at this everyday and it has brought their property value down. There are rats and termites in this house. Mrs. Tower stated that Mrs. Alexander was confused the last time she came before the Council and thought she was given 90 days, not 60 days. Motion was then made by Mr. Duncan seconded by Mr. Moss that the above address be given a 30 day extension in order to clean up outside, secure the house and cut the grass. Motion carried.

303 Davis – Mr. Moss stated that the mortgage company has still not responded. Motion was made by Mr. Moss seconded by Mr. Koonce to Rule to Show Cause. Motion carried.

The next item on the agenda a public hearing on ordinance amending Ordinance No. 283 to provide for Section 4 – Cost of Living Adjustment. Motion was made by Mr. Duncan seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 772, M-C SERIES

ORDINANCE AMENDING ORDINANCE NO. 283, M-C SERIES TO PROVIDE FOR SECTION 4 – COST OF LIVING ADJUSTMENT.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that Ordinance No. 283, M-C Series is hereby amended to read as follows:

SECTION 4. COST OF LIVING ADJUSTMENT:

The Council Clerk is entitled to any cost of living adjustment which shall be presented to other City employees within a fiscal year.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a public hearing on ordinance amending Chapter 18-22 of the Code of Ordinances to provide for section (n) for Letter of No Objection (Drainage). Motion was made by Mr. Duncan seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 773, M-C SERIES

ORDINANCE AMENDING CHAPTER 18, SECTION 22 OF THE CODE OF ORDINANCE OF THE CITY OF SULPHUR TO PROVIDE FOR SECTION 18-22 (n) DRAINAGE.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that Chapter 18, Section 22 of the Code of Ordinances of the City of Sulphur be amended to add Section 18-22 (n) as follows:

Sec. 18-22. Drainage.

- (n) Prior to the commencement of any construction, site improvements, or landscape alterations for any development, the Developer shall submit all drainage plans to Gravity Drainage District 5 of Ward 4 for approval.

This ordinance shall become effective upon the Mayor's signature.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER Chairman

The next item on the agenda a public hearing on ordinance approving the Intergovernmental Agreement with the City of Westlake for Wastewater Transport and Treatment Services. Motion was made by Mr. Moss seconded by Mr. Duncan that the following ordinance be adopted to-wit:

ORDINANCE NO. 774, M-C SERIES

Ordinance approving the Intergovernmental Agreement with the City of Westlake for Wastewater Transport and Treatment Services.

BE IT ORDAINED that the City Council does approve the Intergovernmental Agreement with the City of Westlake for Wastewater Transport and Treatment Services.

BE IT FURTHER ORDAINED that Mayor, Ron LeLeux, is authorized to sign Intergovernmental Agreement with the City of Westlake for Wastewater Transport and Treatment Services and said agreement shall commence on July 1, 2007 and expire June 30, 2027.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a public hearing on ordinance declaring certain surplus property for the City of Sulphur (vehicle). Motion was made by Mr. Moss seconded by Mr. Duncan that the following ordinance be adopted to-wit:

ORDINANCE NO. 775, M-C SERIES

AN ORDINANCE DECLARING CERTAIN SURPLUS MOVABLE PROPERTY OF THE CITY OF SULPHUR AND PROVIDING FOR THE TRANSFER THEREOF.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, and in accordance with LA. R.S. 33:4712, that the following described surplus movable property of the City of Sulphur, not needed for public purposes, after having been duly advertised be declared surplus:

Olathe Chipper, Model 986
2000 Buick Century, Vin #2G4WS52J911153145
1987 Ford F150, Vin #IFTDF15N2HNB31276
1993 Chevy Astro, Vin #1GNDM15ZXRB154405
1999 Ford Crown Victoria, Vin # 2FAFP71W6XX160063
6500 Watt Generator

BE IT FURTHER ORDAINED that ownership of the afore-mentioned 1999 Ford Crown Victoria surplus vehicle be donated to the town of Robeline Police Department and the 6500 Watt Generator will be donated to Sewerage District No. 13 of Ward Four.

BE IT FURTHER ORDAINED that Mayor Ron LeLeux is hereby authorized to sign all documents in connection therewith.

BE IT ALSO FURTHER ORDAINED that this ordinance shall become effective immediately upon the Mayor's signature.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None
ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a public hearing on ordinance accepting Forest Park Garden Homes Subdivision Phase II. Mr. Bergeron stated that all the items on the punch list have been competed except one item (see below). Motion was made by Mr. Moss seconded by Mr. Duncan that the following ordinance be adopted to-wit:

ORDINANCE NO. 776, M-C SERIES

AN ORDINANCE ACCEPTING (WITH PROVISIONS) FOREST PARK GARDEN HOMES SUBDIVISION, PHASE II AS A SUBDIVISION IN THE CITY OF SULPHUR, LOUISIANA.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, in regular session convened that:

WHEREAS, Forest Park, LLC, has subdivided a parcel of land in the City of Sulphur, Parish of Calcasieu, State of Louisiana, known as "FOREST PARK GARDEN HOMES SUBDIVISION, PHASE II, a subdivision of a portion of property more particularly described as:

A subdivision of a portion of the Northeast quarter of the Southeast Quarter of Section 36, Township 9 South, Range 10 West, Calcasieu Parish, Louisiana, and all of Lots 12 through 18 of Forest Park Garden Homes Subdivision, a subdivision in the Northeast Quarter of the Southeast Quarter of said Section 36, all of which being inclusively described as follows:

Commencing at the Northwest corner of the Northeast Quarter of the Southeast Quarter of said Section 36; thence South 00'4'58" E a distance of 337.66 feet to a point 30.00 feet North of the Northwest corner of Lot 52 of Forest Park Subdivision; thence North 89'37'55" East a distance of 1134.35 feet, to the Northeast corner of Lot 61 of said Forest Park Subdivision; thence North 85'38'33" East a distance of 50.16 feet to the Northwest corner of Lot 14 of Forest Park Garden Homes Subdivision; thence

North 89°37'55" East, along the said North line, a distance of 121.87 feet to the East line of said Forest Park Garden Homes Subdivision; thence North 00°01'57" East along said East line, a distance of 327.52 feet to a point, said point being 30 feet South 89°58'58" West of the Northeast corner of the Northeast Quarter of the Southeast Quarter of said Section 36; thence South 89°58'58" West, along the North line of the Northeast Quarter of the Southeast Quarter of said Section 36, a distance of 1306.88 feet to the point of commencement, containing 10.70 acres more or less.

WHEREAS, the said Forest Park, LLC, has dedicated and conveyed to the general public for public use, the streets and servitudes for utilities, drainage and sewerage removal in said subdivision, in accordance with the plat plan attached; and

WHEREAS, this body believes it to be to the public interest that it accept and approve the said streets and servitudes for utilities, drainage and sewerage removal in said subdivision, in accordance with the plat plan attached and with the following provision:

1. The road curb was not constructed monolithic with the street paving and as per approved plans. The City will address this issue and determine the appropriate action.

WHEREAS, the afore-mentioned provision for acceptance shall be completed within forty-five (45) days from date of introduction of this ordinance (i.e. June 1, 2007); and

WHEREAS, Forest Park, LLC, has complied with all requirements (excluding the afore-mentioned provision) of City of Sulphur Code of Ordinances, Section 18-1, et seq., and in particular, the procedures set forth in Section 18-24 thereof; and

WHEREAS, all plans and improvements in the subdivision have been approved by the City Engineer as is required.

NOW, THEREFORE, BE IT ORDAINED that the subdivision designated as "FOREST PARK GARDEN HOMES SUBDIVISION – PHASE II", described above, is hereby accepted and approved, pending completion of the afore-mentioned provision.

BE IT FURTHER ORDAINED that the City of Sulphur does hereby accept the dedication and conveyance to the public made by the said Forest Park, LLC, of the streets and servitudes for utilities, drainage and sewerage removal in said subdivision, in accordance with the plat plan attached in said FOREST PARK GARDEN HOMES SUBDIVISION-PHASE II.

BE IT ALSO FURTHER ORDAINED that this Ordinance shall become effective upon the Mayor's signature.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a public hearing on ordinance amending Article II, Section 2 Definitions, to provide for Modular Homes.

ORDINANCE NO. 777, M-C SERIES

Ordinance amending Article II, Section 2 Definitions, to provide for Modular Homes.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend Article II, Section 2- Definitions to read as follows:

Modular Home

A Modular home is a home that is built in modules at a factory. Modules are transported to the home site on flat bed trucks. Unlike manufactured homes, Modular homes conform to all state, local and regional codes where the home is to be located.

BE IT FURTHER ORDAINED that this ordinance shall become effective upon Mayor's signature.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda an introduction of ordinance amending Chapter 8-1 (f) of the Code of Ordinances of the City of Sulphur (unnecessary noise). Motion was made by Mr. Duncan seconded by Mr. Moss that the following ordinance be introduced:

ORDINANCE AMENDING CHAPTER 8-1 (F) OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – UNNECESSARY NOISE.

Motion was then made by Mr. Duncan seconded by Mr. Moss that the said ordinance be filed and remain on file with the Clerk of the Council, in final form, for public inspection and that the Mayor is hereby authorized and instructed to publish the Public Notice of Introduction of the above proposed ordinance in “The Southwest Daily News”, the official journal of the City of Sulphur, Louisiana, and that the said Notice of Introduction of the above ordinance is substantially in the following form:

PUBLIC NOTICE

PUBLIC NOTICE is hereby given, in accordance with Section 2-12B of the Home Rule Charter of the City of Sulphur, the following ordinance:

ORDINANCE AMENDING CHAPTER 8-1 (F) OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – UNNECESSARY NOISE.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11th day of June, 2007, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

NANCY TOWER, Chairman

Motion carried.

The next item on the agenda an introduction of ordinance amending Chapter 4-69 (9) of the Code of Ordinances of the City of Sulphur (declaration as a public nuisance).

Motion was made by Mr. Duncan seconded by Mr. Koonce that the following ordinance be introduced:

ORDINANCE AMENDING CHAPTER 4-69 (9) OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – DECLARATION AS A PUBLIC NUISANCE.

Motion was then made by Mr. Duncan seconded by Mr. Koonce that the said ordinance be filed and remain on file with the Clerk of the Council, in final form, for public inspection and that the Mayor is hereby authorized and instructed to publish the Public Notice of Introduction of the above proposed ordinance in “The Southwest Daily News”, the official journal of the City of Sulphur, Louisiana, and that the said Notice of Introduction of the above ordinance is substantially in the following form:

PUBLIC NOTICE

PUBLIC NOTICE is hereby given, in accordance with Section 2-12B of the Home Rule Charter of the City of Sulphur, the following ordinance:

ORDINANCE AMENDING CHAPTER 4-69 (9) OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – DECLARATION AS A PUBLIC NUISANCE.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11th day of June, 2007, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

NANCY TOWER, Chairman

Motion carried.

The next item on the agenda an introduction of ordinance amending Chapter 8, Article I of the Code of Ordinances of the City of Sulphur to provide for Section 4 – Purchasers of copper, copper wire, alloy, bronze, zinc, aluminum, or brass; purchasers of

railroad track materials; requirement to keep register and report; penalties. Motion was made by Mr. Moss seconded by Mr. Duncan that the following ordinance be introduced:

ORDINANCE AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO PROVIDE FOR SECTION 4 – PURCHASERS OF COPPER, COPPER WIRE, ALLOY, BRONZE ZINC, ALUMINUM, OR BRASS; PURCHASERS OF RAILROAD TRACK MATERIALS, REQUIREMENTS TO KEEP REGISTER AND REPORT; PENALTIES.

Motion was then made by Mr. Moss seconded by Mr. Duncan that the said ordinance be filed and remain on file with the Clerk of the Council, in final form, for public inspection and that the Mayor is hereby authorized and instructed to publish the Public Notice of Introduction of the above proposed ordinance in “The Southwest Daily News”, the official journal of the City of Sulphur, Louisiana, and that the said Notice of Introduction of the above ordinance is substantially in the following form:

PUBLIC NOTICE

PUBLIC NOTICE is hereby given, in accordance with Section 2-12B of the Home Rule Charter of the City of Sulphur, the following ordinance:

ORDINANCE AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO PROVIDE FOR SECTION 4 – PURCHASERS OF COOPER, COOPER WIRE, ALLOY, BRONZE ZINC, ALUMINUM, OR BRASS; PURCHASERS OF RAILROAD TRACK MATERIALS, REQUIREMENTS TO KEEP REGISTER AND REPORT; PENALTIES.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11th day of June, 2007, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____
NANCY TOWER, Chairman

Motion carried.

The next item on the agenda an introduction of ordinance amending and re-adopting the Sales Tax Fund Budget and Capital Projects Budget for fiscal year ending June 30, 2007. Motion was made by Mr. Duncan seconded by Mr. Moss that the following ordinance be introduced:

AN ORDINANCE AMENDING AND RE-ADOPTING THE GENERAL FUND BUDGET, SALES TAX FUND BUDGET AND CAPITAL PROJECTS BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2007.

Motion was then made by Mr. Duncan seconded by Mr. Moss that the said ordinance be filed and remain on file with the Clerk of the Council, in final form, for public inspection and that the Mayor is hereby authorized and instructed to publish the Public Notice of Introduction of the above proposed ordinance in “The Southwest Daily News”, the official journal of the City of Sulphur, Louisiana, and that the said Notice of Introduction of the above ordinance is substantially in the following form:

PUBLIC NOTICE

PUBLIC NOTICE is hereby given, in accordance with Section 2-12B of the Home Rule Charter of the City of Sulphur, the following ordinance:

AN ORDINANCE AMENDING AND RE-ADOPTING THE GENERAL FUND BUDGET, SALES TAX FUND BUDGET AND CAPITAL PROJECTS BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2007.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11th day of June, 2007, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

NANCY TOWER, Chairman

Motion carried.

The next item on the agenda a resolution awarding low bid received for aluminized steel pipe and bituminous coated corrugated steel pipe. Motion was made by Mr. Duncan seconded by Mrs. Ellender that the following resolution be adopted to-wit:

RESOLUTION NO. 1982, M-C SERIES

Resolution awarding bids for aluminized steel pipe and bituminous coated corrugated steel pipe.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for the aluminized steel pipe and bituminous coated corrugated steel pipe were opened and read aloud in an open and public bid session on May 1, 2007, at 10:00 a.m., and the bids were as follows:

**TABULATION FOR ALUMINIZED STEEL PIPE
MAY 1, 2007**

COASTAL CULVERT:

ROUND PIPE

<u>SIZE</u>	<u>GAUGE</u>	<u>CORRUGATION</u>	<u>PRICE PER FOOT</u>	<u>BANDS EACH</u>
12"	16	2-2/3" x 1/2"	\$ 9.73	\$ 14.60
15"	16	2-2/3" x 1/2"	\$ 12.47	\$ 18.71
18"	16	2-2/3" x 1/2"	\$ 15.15	\$ 22.73
24"	14	2-2/3" x 1/2"	\$ 23.36	\$ 35.04
30"	14	2-2/3" x 1/2"	\$ 28.82	\$ 43.23
36"	14	2-2/3" x 1/2"	\$ 34.45	\$ 51.67
42"	14	2-2/3" x 1/2"	\$ 40.00	\$ 60.00

CORRUGATED METAL CATCH BASINS

	<u>EACH</u>
24" Basin with (2) 18" stubs-including (2) 18" dimple bands	\$450.00
24" Basin with (2) 15" stubs-including (2) 15" dimple bands	\$430.00
24" Basin with (2) 12" stubs-including (2) 12" dimple bands	\$415.00
24" Basin with (2) 24" stubs-including (2) 24" dimple bands	\$485.00

SADDLE TEES

	<u>EACH</u>
12" Saddle Tee 16 gauge for 15" Pipe	\$ 150.00
15" Saddle Tee 16 gauge for 18" Pipe	\$ 170.00
15" Saddle Tee 16 gauge for 24" Pipe	\$ 180.00
15" Saddle Tee 16 gauge for 30" Pipe	\$ 200.00
15" Saddle Tee 16 gauge for 36" Pipe	\$ 220.00
15" Saddle Tee 16 gauge for 42" Pipe	\$ 240.00

ARCHED PIPE

	<u>PRICE PER FOOT</u>	<u>BANDS EACH</u>
17 x 13 – 16 Gauge	\$ 13.38	\$ 20.06
21 x 15 – 16 Gauge	\$ 16.12	\$ 24.18
24 x 18 – 16 Gauge	\$ 18.71	\$ 28.07
28 x 20 – 14 Gauge	\$ 24.70	\$ 37.05
35 x 24 – 14 Gauge	\$ 30.39	\$ 45.58

SADDLE TEES FOR ARCHED PIPE

	<u>EACH</u>
12" Saddle Tee 16 gauge for 15" Arch Pipe	\$ 150.00
15" Saddle Tee 16 gauge for 18" Arch Pipe	\$ 170.00
15" Saddle Tee 16 gauge for 24" Arch Pipe	\$ 180.00
15" Saddle Tee 16 gauge for 30" Arch Pipe	\$ 200.00
15" Saddle Tee 16 gauge for 36" Arch Pipe	\$ 220.00
15" Saddle Tee 16 gauge for 42" Arch Pipe	\$ 240.00

CORRUGATED METAL

	<u>EACH</u>
ALT2 Corr. Metal Pipe 16 gauge 30"	\$ 24.55
ALT2 Corr. Metal Pipe 16 gauge 24"	\$ 19.81
ALT2 Corr. Metal Pipe 16 gauge 18"	\$ 15.15

ALT2 Corr. Metal Pipe 16 gauge 15"	\$ 12.47
ALT2 Corr. Metal Pipe 16 gauge 12"	\$ 9.73

FITTINGS

	<u>EACH</u>
24" PVC Adaptor	\$ 225.00
18" PVC Adaptor	\$ 55.00
15" PVC Adaptor	\$ 39.00
12" PVC Adaptor	\$ 36.00

METAL GRATING

	<u>EACH RISER</u>	<u>EACH GRATE</u>
24" Risers on 24" CMP	\$ 245.00	\$ 100.00
24" Risers on 30" CMP	\$ 245.00	\$ 100.00
24" Risers on 36" CMP	\$ 245.00	\$ 100.00

******AWARDED BIDDER-COASTAL CULVERT**

**TABULATION FOR BITUMINOUS COATED CORRUGATED STEEL PIPE
MAY 1, 2007**

COASTAL CULVERT:

ROUND PIPE

<u>SIZE</u>	<u>GAUGE</u>	<u>CORRUGATION</u>	<u>PRICE PER FOOT</u>	<u>BANDS EACH</u>
12"	16	2-2/3" x 1/2"	\$ 9.73	\$ 14.60
15"	16	2-2/3" x 1/2"	\$ 12.47	\$ 18.71
18"	16	2-2/3" x 1/2"	\$ 15.15	\$ 22.73
24"	14	2-2/3" x 1/2"	\$ 23.36	\$ 35.04
30"	14	2-2/3" x 1/2"	\$ 28.82	\$ 43.23
36"	14	2-2/3" x 1/2"	\$ 34.45	\$ 51.67

42"	14	2-2/3" x 1/2"	\$ 40.00	\$ 60.00
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CORRUGATED METAL CATCH BASINS

	<u>EACH</u>
24" Basin with (2) 18" stubs-including (2) 18" dimple bands	\$ 450.00
24" Basin with (2) 15" stubs-including (2) 15" dimple bands	\$ 430.00
24" Basin with (2) 12" stubs-including (2) 12" dimple bands	\$ 415.00

SADDLE TEES

	<u>EACH</u>
12" Saddle Tee 16 gauge for 15" Pipe	\$ 150.00
15" Saddle Tee 16 gauge for 18" Pipe	\$ 170.00
15" Saddle Tee 16 gauge for 24" Pipe	\$ 180.00
15" Saddle Tee 16 gauge for 30" Pipe	\$ 200.00
15" Saddle Tee 16 gauge for 36" Pipe	\$ 220.00
15" Saddle Tee 16 gauge for 42" Pipe	\$ 240.00

ARCHED PIPE

	<u>PRICE PER FOOT</u>	<u>BANDS EACH</u>
17 x 13 – 16 Gauge	\$ 13.38	\$ 20.06
21 x 15 – 16 Gauge	\$ 16.12	\$ 24.18
24 x 18 – 16 Gauge	\$ 18.71	\$ 28.07
28 x 20 – 14 Gauge	\$ 24.70	\$ 37.05
35 x 24 – 14 Gauge	\$ 30.39	\$ 45.58

SADDLE TEES FOR ARCHED PIPE

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CORRUGATED METAL

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ALT2 Corr. Metal Pipe 16 gauge 18"	\$ 15.15
ALT2 Corr. Metal Pipe 16 gauge 15"	\$ 12.47
ALT2 Corr. Metal Pipe 16 gauge 12"	\$ 9.73

FITTINGS

	<u>EACH</u>
24" PVC Adaptor	\$ 225.00
18" PVC Adaptor	\$ 55.00
15" PVC Adaptor	\$ 39.00
12" PVC Adaptor	\$ 36.00

METAL GRATING

	<u>EACH RISER</u>	<u>EACH GRATE</u>
24" Risers on 24" CMP	\$ 245.00	\$ 100.00
24" Risers on 30" CMP	\$ 245.00	\$ 100.00
24" Risers on 36" CMP	\$ 245.00	\$ 100.00

******AWARDED BIDDER-COASTAL CULVERT**

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a resolution that informs LADEQ that the following actions were taken by City Council on MWPP Environmental Audit Report 2006-2007.

Motion was made by Mr. Duncan seconded by Mrs. Ellender that the following

resolution be adopted to-wit:

RESOLUTION NO. 1988, M-C SERIES

Resolution that informs LADEQ that the following actions were taken by City Council on MWPP Environmental Audit Report 2006-2007.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby accept the Environmental Audit Report 2006-2007.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a resolution to continue filming the City Council meetings. Mr. Koonce stated that he wishes to continue the filming because this is good

information for the citizens. Motion was made by Mr. Koonce seconded by Mr. Duncan

to allow for discussion. After discussion, the vote was as follows:

YEAS: Mr. Koonce, Mrs. Tower

NAYS: Mrs. Ellender, Mr. Duncan, Mr. Moss

ABSENT: None

And the said resolution failed on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a resolution authorizing the advertisement of bids for 6 month supply of pipe and fittings, diesel, chemicals, limestone and asphalt mix. Motion was made by Mr. Moss seconded by Mr. Duncan that the following resolution be adopted to-wit:

RESOLUTION NO. 1989, M-C SERIES

Resolution authorizing advertisement for bids for a six (6) month supply of pipe and fittings, diesel, limestone and asphalt mix and chemical supplies for the City.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize advertisement for bids for a six (6) month supply of pipe and fittings, diesel, limestone and asphalt mix and chemical supplies for the City, said bids to be in accordance with the quantities and specifications on file with the City of Sulphur Purchasing Department.

BE IT FURTHER RESOLVED that the advertisement of bids will be in "The Southwest Daily News, the official journal of the City of Sulphur, in three separate publications, giving notice as follows:

NOTICE TO BIDDERS

Separate and sealed bids for the advertisement of bids for a six (6) month supply of pipe and fittings, diesel, limestone and asphalt mix and chemical supplies for the City will be received by the Clerk of the Council until 10:00 a.m. on the 1st day of June, 2007, at which time bids will be opened and read aloud in an open and public bid opening session to be conducted by the Director of Finance in the Conference Room at the City Hall, and the City Council shall at a regular meeting on the 11th day of June, 2007, at 5:30 p.m. proceed to award the bid to the lowest bidder, to waive irregularities, or to reject any and all bids, or otherwise proceed thereto as provided by law.

CITY OF SULPHUR, LOUISIANA

BY _____

NANCY TOWER, Chairman

BE IT FURTHER RESOLVED that the City Council of the City of Sulphur, Louisiana will meet in open and public session at the regular place in the Council Chambers at City Hall on the 11th day of June, 2007, at 5:30 p.m. and shall then and there proceed to award the bids to the lowest bidder or to reject any and all bids, otherwise proceed thereto as provided by law.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a public hearing on ordinance amending Chapter 8, Article I to provide for Section 3 – Urinating and defecating in public place prohibited. Motion was made by Mr. Moss seconded by Mrs. Ellender that the following ordinance be adopted to-wit:

ORDINANCE NO. 778, M-C SERIES

ORDINANCE AMENDING CHAPTER 8 TO PROVIDE FOR ARTICLE I, SECTION 3 – URINATING AND DEFECATING IN PUBLIC PLACES PROHIBITED.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that Chapter 8, Article I, Section 3 of the Code of Ordinances be amended to provide the following:

Sec. 8-3. Urinating and defecating in public places prohibited.

It shall be unlawful for any person to urinate on the streets, in the gutters, on the sidewalks, or in alleys, driveways, or other places near the streets, alleys, sidewalks, or other places of public resort.

The violation of or failure to comply with this provision shall subject the offender to a fine not in excess of five hundred dollars (\$500.00), or imprisonment of not more than six (6) months, or both.

This ordinance shall become effective upon the Mayor's signature.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda a resolution authorizing the Mayor to enter into a Joint Services Agreement with Calcasieu Parish Police Jury for Residential Asbestos Inspection. Motion was made by Mr. Moss seconded by Mrs. Ellender that the following resolution be adopted to-wit:

RESOLUTION NO. 1990, M-C SERIES

Resolution authorizing Mayor Ron LeLeux to enter into a Joint Services Agreement with Calcasieu Parish Police Jury for Residential Asbestos Inspection.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, that they do hereby authorize Mayor Ron LeLeux to enter into a Joint Services Agreement with Calcasieu Parish Police Jury for Residential Asbestos Inspection.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2007.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

The next item on the agenda an introduction of ordinance abolishing Chapter 13.5-22 through 13.5-31 – Smoking Prohibited; Public Places. Mr. Duncan stated that this was strictly housecleaning. Motion was made by Mr. Duncan seconded by Mr. Moss that the following ordinance be introduced:

ORDINANCE ABOLISHING CHAPTER 13.5-22 THROUGH 13.5-31 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR (SMOKING PROHIBITED; PUBLIC PLACES).

Motion was then made by Mr. Duncan seconded by Mr. Moss that the said ordinance be filed and remain on file with the Clerk of the Council, in final form, for public inspection and that the Mayor is hereby authorized and instructed to publish the Public Notice of Introduction of the above proposed ordinance in “The Southwest Daily News”, the official journal of the City of Sulphur, Louisiana, and that the said Notice of Introduction of the above ordinance is substantially in the following form:

PUBLIC NOTICE

PUBLIC NOTICE is hereby given, in accordance with Section 2-12B of the Home Rule Charter of the City of Sulphur, the following ordinance:

ORDINANCE ABOLISHING CHAPTER 13.5-22 THROUGH 13.5-31 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR (SMOKING PROHIBITED; PUBLIC PLACES).

A public hearing on said ordinance will be held at 5:30 p.m. on the 11th day of June, 2007, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

NANCY TOWER, Chairman

Motion carried.

The next item on the agenda Public to Address Council. Mr. Wallace, Woodland Drive, addressed the Council and stated that the drains in Woodland Terrace need to be corrected because it brings his property value down. The culverts and drains have not been cleaned since October 2006.

Mr. Vergadamo, 794 Fiegal Street, stated that he is soaked because he has been cleaning his ditches trying to make it drain. There is so much trash in the ditches that it's backing up.

Bill LeBlanc, Roberta Drive, stated that he was in favor of filming the meetings. Take the extra \$2 million and use some of that for the filming.

Geoff Russell stated that the city may not pay for the continuation of the filming of the Council meetings but individuals will.

CJ Vincent stated that he thought it would be a good idea for the Council Clerk to get certified in parliamentary procedure and come back and enlighten the Council.

There being no other business to come before the Council, the Chairman declared the meeting adjourned.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

5/14/07
8:10 P.M.