

April 14, 2008

The City Council of the City of Sulphur, Louisiana, met in regular session at its regular meeting place at City Hall, Sulphur, Louisiana, on April 14, 2008, 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. Stephen Fife, Henning Methodist Church, followed by the reciting of the Pledge of Allegiance led by Mr. Duncan.

The Chairman asked if there were any changes to the minutes of the previous meeting. With no changes made, motion was made by Mr. Duncan 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 Mr. Koonce seconded by Mr. Moss that item #36 be moved up to 4A. Motion carried.

Motion was then made by Mr. Duncan seconded by Mr. Moss that the agenda stand as changed. Motion carried.

The first item on the agenda a presentation to Volunteer of the Month of April. Mayor LeLeux presented a certificate to Leslie Cubbage.

The next item on the agenda is a presentation to Dare to be Different for the Month of April. Mayor LeLeux presented certificates to the following students: Sarah

Duplechin, Leblanc Middle School; Amber Paul, W.W. Lewis Middle School; Malvin Singh, Maplewood Middle School; Jacqueline Perry, Our Lady`s School; Jamal Jones, Sulphur High 9th Grade Campus; Leslie Lynn Wells, Sulphur High School.

The next item on the agenda is a presentation to Teachers of Month for April. Mayor LeLeux presented a certificate to the following teachers: Anita Prejean, R.W. Vincent; Mary Lee, LeBlanc Middle School; Deanna Cooper- Smith, Sulphur High 9th Grade Campus; Marketta Parker, Sulphur High School.

The next item on the agenda a presentation by Southland Field Airport announcing award from the FAA. Mr. Hamilton addressed the Council and stated that the airport received an award from the Federal Aviation Administration for an Outstanding Louisiana Airport for 2007 and for showing growth and efficiency. This is an award for the Louisiana/Mexico area.

The next item on the agenda a resolution electing a new City Council Chairman and Vice-Chairman. Motion was made by Mr. Duncan seconded by Mr. Koonce that the following amendment be made:

Stuart Moss – Chairman
Dru Ellender – Vice Chairman

Motion carried.

Motion was then made by Mrs. Ellender seconded by Mr. Koonce that the following amendment be made:

- with said term to be effective immediately

At this time Mrs. Tower stated that typically Chairman and Vice Chairman are elected in May of each year. Every Councilman performing has had the opportunity to serve their full term. She placed this item on the agenda so the in-coming Chairman

would have a full 30 days to prepare for the next meeting. She wished this wasn't political and asked that she get her chance to serve her full term as Chairman. She asked the Council to vote against this amendment.

A vote was then called with the results as follows:

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

And the said amendment was declared duly adopted on this 14th day of April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

NANCY TOWER, Chairman

Motion was then made by Mr. Koonce seconded by Mr. Duncan that the following resolution be adopted to-wit:

RESOLUTION NO. 2074, M-C SERIES

Resolution electing a chairman and vice-chairman for City Council.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby elect Stuart Moss as Chairman and Dru Ellender as Vice-Chairman for City Council with said term to be effective immediately.

A vote was then called with the results as follows:

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

And the said resolution was declared duly adopted on this 14th day of April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, 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:

308 West Verdine – Motion was made by Mrs. Ellender seconded by Mrs. Tower that this address does not receive an extension. Motion carried.

612 Miller – Motion was made by Mrs. Ellender seconded by Mr. Duncan that this address be granted a six month extension. Motion carried.

522 Phillips – Motion was made by Mr. Koonce seconded by Mrs. Ellender that this address be granted a three month extension. Motion carried.

220 Oak – Motion was made by Mr. Duncan seconded by Mr. Koonce that this address be granted a four month extension. Motion carried.

939 Alice – Motion was made by Mr. Duncan seconded by Mr. Koonce that this address be granted a one month extension. Motion carried.

827 Elm – Motion was made by Mr. Duncan seconded by Mr. Koonce that this address be granted a one month extension. Motion carried.

2392 Tammy – Motion was made by Mrs. Tower seconded by Mr. Koonce that this address be granted a two month extension. Motion carried.

2145 Cedar – Motion was made by Mrs. Tower seconded by Mr. Koonce that this address be granted a 6 month extension. Motion carried.

112 Vine – Motion was made by Mrs. Ellender seconded by Mr. Koonce that this address be granted a six month extension. Motion carried.

112.1 Vine – Motion was made by Mrs. Ellender seconded by Mr. Koonce that this address be granted a one month extension. Motion carried.

The next item on the agenda a public hearing on ordinance revoking the original permit issued to BoBel Construction on July 25, 2007 for the construction of a truck stop at 225 North Cities Service Hwy. and any subsequent extensions of said permit. Mr. Moss stated that he spoke with Tim O’Dowd, attorney for Redman Gaming, and he said that they should be fully permitted by the beginning of June. Motion was then made by Mr. Duncan seconded by Mrs. Tower that this ordinance be postponed until July, 2008. Motion carried.

The next item on the agenda a public hearing on ordinance amending Chapter 5, Section 15 of the Code of Ordinances of the City of Sulphur – Truck Stops. Motion was made by Mr. Duncan seconded by Mr. Koonce that this ordinance be postponed until July, 2008. Motion carried.

The next item on the agenda a public hearing on ordinance amending Chapter 3, Section 22 of the Code of Ordinances of the City of Sulphur – Required; fees (alcoholic beverages). Motion was made by Mrs. Ellender seconded by Mr. Duncan that the following ordinance be adopted to-wit:

ORDINANCE AMENDING CHAPTER 3, SECTION 22 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – REQUIRED FEES.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby amend Chapter 3, Section 22 of the Code of Ordinances of the City of Sulphur to read as follows:

Sec. 3-22. Required; fees.

Before engaging in the business of dealing or doing any act as a dealer in

alcoholic beverages in the city, all wholesale and retail dealers shall obtain from the collector, annually, for the period from January first, a permit to conduct each separate wholesale or retail business and shall pay for each permit according to the following schedule:

- (1) Dealers in beverages of low alcoholic content:
 - a. Wholesalers--One hundred dollars (\$100.00);
 - b. Retailers, class "A", which authorizes the retailer to sell for consumption on or off the premises--Forty dollars (\$40.00);
 - c. Retailers, class "B", which authorizes the retailer to sell in sealed containers prepared for transportation and consumption off the leased premises--Thirty dollars (\$30.00);

- (2) Dealers in beverages of high alcoholic content:
 - a. Wholesalers--Five hundred dollars (\$500.00);
 - b. Retailers, class "A", which authorizes the retailer to sell for consumption on or off the leased premises--Four hundred dollars (\$400.00);
 - c. Retailers, class "B", which authorizes the retailer to sell in sealed containers prepared for transportation and consumption off the leased premises--Three hundred dollars (\$300.00).

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

A vote was then called with the results as follows:

YEAS: Mrs. Ellender

NAYS: Mr. Koonce, Mr. Duncan, Mrs. Tower, Mr. Moss

ABSENT: None

And the said ordinance failed on this 14th day of April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance amending Chapter 3, Section 28 of the Code of Ordinance of the City of Sulphur – Location – Affecting issuance (alcoholic beverage). Motion was made by Mrs. Tower seconded by Mr.

Duncan that the following ordinance be postponed until July, 2008.

Motion carried.

The next item on the agenda a public hearing on ordinance abolishing Ordinance No. 085, M-C Series which established charges for customers outside the city limits; setting forth tie-in fees for outside sewer and water; setting forth monthly fee for sewer and water outside the city limits; providing for cycle billing and rate payment penalty charge for all city utility customers; providing for effective date thereof. Motion was made by Mr. Duncan seconded by Mrs. Tower that the following ordinance be adopted to-wit:

ORDINANCE NO. 836, M-C SERIES

AN ORDINANCE ABOLISHING ORDINANCE NO. 085, M-C SERIES WHICH ESTABLISHED CHARGES FOR CUSTOMERS OUTSIDE THE CITY LIMITS; SETTING FORTH TIE-IN FEES FOR OUTSIDE SEWER AND WATER; SETTING FORTH MONTHLY FEE FOR FOR SEWER AND WATER OUTSIDE THE CITY LIMITS; PROVIDING FOR CYCLE BILLING AND RATE PAYMENT PENALTY CHARGE FOR ALL CITY UTILITY CUSTOMERS; PROVIDING FOR EFFECTIVE DATE THEREOF.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that Ordinance No. 085, M-C Series, is hereby abolished.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance setting forth procedure for cycle billing and late penalty for utility customers inside and outside the corporate limits of the City of Sulphur. Motion was made by Mr. Duncan seconded by Mr. Koonce that the following ordinance be adopted to-wit:

ORDINANCE NO. 837, M-C SERIES

AN ORDINANCE SETTING FORTH PROCEDURE FOR CYCLE BILLING AND LATE PENALTY FOR UTILITY CUSTOMERS INSIDE AND OUTSIDE THE CORPORATE LIMITS OF THE CITY OF SULPHUR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof that the following procedure is hereby set forth:

Section 1. Billing for utility services for utility customers **inside** and **outside** the corporate limits of the City of Sulphur will be billed on a varying monthly cycle. A late penalty of 10% will be added to an account not paid by 2:00 p.m. on the due date.

BE IT 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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance setting forth procedure for rates or charges for water, sewer, and garbage services, bills monthly, delinquency, and cutting off and reconnection charge for utility customers inside and outside the

corporate limits of the City of Sulphur. Motion was made by Mr. Duncan seconded by Mr. Koonce that the following ordinance be adopted to-wit:

ORDINANCE NO. 838, M-C SERIES

AN ORDINANCE SETTING FORTH PROCEDURE FOR RATES OR CHARGES FOR WATER, SEWER, AND GARBAGE SERVICES, BILLS MONTHLY, DELINQUENCY, AND CUTTING OFF AND RECONNECTION CHARGE FOR UTILITY CUSTOMERS INSIDE AND OUTSIDE THE CORPORATE LIMITS OF THE CITY OF SULPHUR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that the following procedure for rates or charges applies for water, sewer and garbage services for customers **inside and outside** the corporate limits of the City of Sulphur::

SECTION 1. The rates or charges for sewer, water, and garbage services shall be provided by ordinance of the City Council from time to time and are on file in the Office of the Director of Finance. Bills for these services shall be rendered and payable monthly, and shall be rendered jointly. Failure to pay such charges by the due date, shall cause the water service to be delinquent and customer to be disconnected. In addition to the charges due for service, the sum of fifteen dollars (\$15.00) shall be charged for the resumption of water service, with said charge to be paid by cash or money order.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance setting forth procedure for deposit for utility service for customers inside and outside the corporate limits of the City of Sulphur. Motion was made by Mr. Koonce seconded by Mr. Duncan that the following ordinance be adopted to-wit:

ORDINANCE NO. 839, M-C SERIES

AN ORDINANCE SETTING FORTH PROCEDURE FOR DEPOSIT FOR UTILITY SERVICE FOR CUSTOMERS INSIDE AND OUTSIDE THE CORPORATE LIMITS OF THE CITY OF SULPHUR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that the procedure for deposit for utility service for customers **inside and outside** the corporate limits of the City of Sulphur is as follows:

SECTION 1. A \$50.00 deposit shall be required for water, sewer, and garbage service, individually or collectively, if the customer does not own the property. In lieu of the \$50.00 deposit, one (1) co-signer may sign as guarantor. Co-signer is defined as an existing City of Sulphur Utility Department customer in good standing.

BE IT 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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance setting forth tie-in fees for water and sewer customers inside the corporate limits of the City of Sulphur. Motion

was made by Mr. Duncan seconded by Mr. Koonce that the following ordinance be adopted to-wit:

ORDINANCE NO. 840, M-C SERIES

AN ORDINANCE SETTING FORTH TIE-IN FEES FOR WATER AND SEWER CUSTOMERS INSIDE THE CORPORATE LIMITS OF THE CITY OF SULPHUR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that the following fees apply for tie-ins for water and sewer customers **inside** the corporate limits of the City of Sulphur:

Section 1. Tie-in fees for water and sewer customers **inside** the corporate limits of the City of Sulphur:

Water:

1" Residential Water Tap.....	\$375.00
3/4" Residential Water Tap & Backflow Preventer.....	\$225.00
3/4" Retrofitted Meter.....	\$100.00
3/4" Water Tap & Meter.....	\$400.00
1" Commercial Water Tap & Meter.....	\$550.00
1" Retrofitted Meter.....	\$150.00
2" Commercial Water Tap & Meter.....	\$1,200.00
2" Retrofitted Meter.....	\$540.00
4" Commercial Water Tap & Meter.....	\$2,250.00
4" Commercial Water Tap.....	\$1,000.00
6" Tap (Sprinkler System).....	\$1,200.00
8" Tap (Sprinkler System).....	\$1,400.00

Sewer:

Residential Sewer Tap.....	\$300.00 + \$15.00 inspection fee
Commercial Sewer Tap.....	\$500.00 + \$15.00 inspection fee

BE IT 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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance setting forth rates for charges and water and sewer service outside the corporate limits of the City of Sulphur. Motion was made by Mrs. Tower seconded by Mr. Duncan that the following amendment be made:

-except as otherwise contracted with governmental agency's

Motion carried.

Motion was made by Mr. Koonce seconded by Mr. Duncan that the following ordinance be adopted to-wit:

ORDINANCE NO. 841, M-C SERIES

AN ORDINANCE SETTING FORTH RATES OR CHARGES FOR WATER AND SEWER SERVICE OUTSIDE THE CORPORATE LIMITS OF THE CITY OF SULPHUR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that the following rates or charges for water and sewer service **outside** the corporate limits of the City of Sulphur are hereby set forth:

Section 1. Water and Sewer Service (Outside)

The monthly fee for water and sewer service outside the corporate limits of the City of Sulphur is hereby set at two (2) times the present rate or two (2) times the rate which may be established in the future for customers inside the corporate limits of Sulphur, except as otherwise contracted with governmental agency's.

In addition, the City will require an inspection fee in the amount of \$30.00.

BE IT 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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance amending Chapter 4, Section 2 of the Code of Ordinances of the City of Sulphur – Mistreatment. Motion was made by Mrs. Tower seconded by Mr. Duncan that the following amendment be made:

Allows the animal within ten feet of the street right-of-way or the nearest edge of a sidewalk alongside a roadway, whichever is more restrictive.

Motion carried.

Motion was then made by Mrs. Tower seconded by Mr. Duncan that the following ordinance be adopted to-wit:

ORDINANCE NO. 842, M-C SERIES

ORDINANCE AMENDING CHAPTER 4, SECTION 2 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – MISTREATMENT.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that Chapter 4, Section 2 of the Code of Ordinances of the City of Sulphur be amended to read as follows:

Sec. 4-2. Mistreatment.

- (a) It shall be unlawful for any person to abuse, misuse, beat, torture, or maltreat any animal or fowl or for the owner or person having custody for any animal or fowl to deprive the animal or fowl of proper shelter, defined as a structure with four (4) sides, roof, and solid floor off the ground, food,

water, care and attention. It shall also be unlawful for any person to leave, dump or abandon the animal or fowl on the highway, roads, streets or private property, be it private or public property.

- (b) It shall be unlawful for the owner of any animal or the person having custody of any animal to leave any animal or fowl on any uninhabited property or in an uninhabited dwelling or structure.
- (c) It shall be unlawful for the owner or person having custody of any animal to restrain the animal outside by any method which:
 - 1. Fails to provide protection from the elements.
 - 2. Fails to provide protection from entanglements.
 - 3. Fails to provide the animal with sufficient “off restraint” time to encourage training, health and socialization.
 - 4. Utilize a chain around the animal’s neck.
 - 5. Utilizes a tether with a length less than five times that of the animal or ten feet, whichever is greater.
 - 6. Allows the animal within ten feet of the street right-of-way or the nearest edge of a sidewalk alongside a roadway, whichever is more restrictive.
 - 7. Utilizes a public utility, such as water service assemblies, natural gas meters, electric meters and service poles, as part of the restraint mechanism.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing amending Chapter 9, Section 21 of the Code of Ordinances of the City of Sulphur – Fire Prevention Code Adopted. Motion was made by Mrs. Tower seconded by Mr. Duncan that the following amendment be made:

-(and any future revisions)

Motion carried.

Motion was then made by Mrs. Tower seconded by Mr. Duncan that the following ordinance be adopted to-wit:

ORDINANCE NO. 843, M-C SERIES

ORDINANCE AMENDING CHAPTER 9, SECTION 21 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – FIRE PREVENTION CODE ADOPTED.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that Chapter 9, Section 21 of the Code of Ordinances of the City of Sulphur be amended as follows:

Sec. 9-21. Adopted.

That a certain document, three (3) copies of which are on file with the Permit Department of the City of Sulphur, being marked and designated as the International Fire Code, 2006 edition, (and any future revisions) including Appendix Chapters B, C & D (see International Fire Code Section 101.2.1, 2003 edition), as published by the International Code Council, be and is hereby adopted as the Fire Code of the City of Sulphur, in the State of Louisiana regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file with the office of the Permit Department of the City of Sulphur are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance [the International Fire Code, 2006 edition].

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance granting a variance to Ronald Mounce, 202 North Claiborne Street, to allow for an addition to an existing storage building to be located 4 feet from the rear property line instead of the required 10 feet. Motion was made by Mrs. Ellender seconded by Mrs. Tower that the following ordinance be adopted to-wit:

ORDINANCE NO. 844, M-C SERIES

AN ORDINANCE GRANTING A VARIANCE TO ARTICLE IV, PART 3, SECTION 2 (2) OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR, LOUISIANA, TO RONALD MOUNCE, 202 NORTH CLAIBORNE STREET, SULPHUR, LOUISIANA, TO EXEMPT CERTAIN PROPERTY AND IMPROVEMENTS.

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, is owned by Ronald Mounce, 202 North Claiborne Street, Sulphur, Louisiana 70663, to-wit:

LOT 9 BEN DER HOMES SUB. OF LOT D MINERVA LYONS SUB
34.9.10

WHEREAS, improvements on the property will include an addition to an existing storage building to be located 4 feet from the rear property line instead of the required 10 feet; and

WHEREAS, no variance shall be valid for a period longer than 6 months unless a building permit is issued and construction has commenced, or unless a Certificate of Occupancy is issued and a use commenced within such period; and

WHEREAS, said variance is valid only to property owner issued to.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SULPHUR, LOUISIANA, IN REGULAR SESSION CONVENED THAT:

The Land Use Ordinance of the City of Sulphur is hereby amended to grant a variance to Johnny Mounce, of Article IV, Part 3, Section 2 (2) to exempt the following described property to wit:

LOT 9 BEN DER HOMES SUB. OF LOT D MINERVA LYONS SUB
34.9.10

This variance is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said variance interfere with the rights and privileges owned by the City of Sulphur pursuant to a pre-existing right of way, servitude or easement. If withdrawn, any improvements constructed thereon shall be removed at the expenses of owner thereof.

Grantee hereby agrees and contracts to hold Grantor harmless from any damages created and/or caused by the granting of this variance, including, but not limited to, litigation defense, litigation costs, violation of subdivision restrictive covenants, building code violations or any other damages, property and/or monetary or otherwise, relating thereto.

That the owner of this variance shall be responsible for the recordation thereof, with the Clerk of Court, Calcasieu Parish, Louisiana, and shall provide the City of Sulphur a receipt evidencing recordation within 10 days of the effective date of this variance.

No work shall commence until all applicable permits are obtained. In the event work is commenced prior to obtaining all applicable permits, this variance shall be withdrawn and considered null and void.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance granting a variance to Earl Ellender, Jr., 1315 Ruth Street, to allow a travel trailer to be temporarily located behind Elegant Creations while home is being built. Motion was made by Mr. Duncan seconded by Mrs. Tower that the following amendment be made:

WHEREAS, said variance shall require proper tie-in for connections.

Motion carried.

Motion was then made by Mr. Koonce seconded by Mrs. Ellender that the following ordinance be adopted to-wit:

ORDINANCE NO. 845, M-C SERIES

AN ORDINANCE GRANTING A VARIANCE TO ARTICLE IV, PART 3, SECTION 2 (2) OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR, LOUISIANA, TO EARL ELLENDER, JR., 1315 RUTH STREET, SULPHUR, LOUISIANA, TO EXEMPT CERTAIN PROPERTY AND IMPROVEMENTS.

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, is owned by Earl Ellender, Jr., 1315 Ruth Street, Sulphur, Louisiana 70663, to-wit:

COM 109 FT S OF SE COR OF 1 AC TRACT SOLD BENNIE ELLENDER, RUN S ON W SIDE OF SULPHUR HACKBERRY ROAD 100 FT W 140 FT ETC LESS PARCEL 3-2 I-10 SAID PROPERTY FURTHER DESC AS BEG ON N-S CENTER LINE SEC 34.9.10 AT PT 1093.4 FT (DEED CALL 1097 FT) S & 32 FT W OF NE COR SE SW SAID PT BEING ON W LINE LA HWY NO 27 TH S 89 DEG 21 MIN 34 SEC W 140 FT N 100 FT N 89 DEG 21 MIN 34 SEC E 123.3 FT TO W LINE OF HWY TH SLY ALONG ARC OF CURVE TO RIGHT 93.55 FT (RADIUS OF CURVE-542.96 FT) S 8.24 FT TO BEG

WHEREAS, improvements on the property will include a travel trailer to be temporarily located behind Elegant Creations while home is being built; and

WHEREAS, said variance is for a one year period (i.e. April, 2009); and

WHEREAS, said variance shall require proper tie-in for connections; and

WHEREAS, no variance shall be valid for a period longer than 6 months unless a building permit is issued and construction has commenced, or unless a Certificate of Occupancy is issued and a use commenced within such period; and

WHEREAS, said variance is valid only to property owner issued to.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SULPHUR, LOUISIANA, IN REGULAR SESSION CONVENED THAT:

The Land Use Ordinance of the City of Sulphur is hereby amended to grant a variance to Earl Ellender, of Article IV, Part 3, Section 2 (2) to exempt the following described property to wit:

COM 109 FT S OF SE COR OF 1 AC TRACT SOLD BENNIE ELLENDER, RUN S ON W SIDE OF SULPHUR HACKBERRY ROAD 100 FT W 140 FT ETC LESS PARCEL 3-2 I-10 SAID PROPERTY FURTHER DESC AS BEG ON N-S CENTER LINE SEC 34.9.10 AT PT 1093.4 FT (DEED CALL 1097 FT) S & 32 FT W OF NE COR SE SW SAID PT BEING ON W LINE LA HWY NO 27 TH S 89 DEG 21 MIN 34 SEC W 140 FT N 100 FT N 89 DEG 21 MIN 34 SEC E 123.3 FT TO W LINE OF HWY TH SLY ALONG ARC OF CURVE TO RIGHT 93.55 FT (RADIUS OF CURVE-542.96 FT) S 8.24 FT TO BEG

This variance is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said variance interfere with the rights and privileges owned by the City of Sulphur pursuant to a pre-existing right of way, servitude or easement. If withdrawn, any improvements constructed thereon shall be removed at the expenses of owner thereof.

Grantee hereby agrees and contracts to hold Grantor harmless from any damages created and/or caused by the granting of this variance, including, but not limited to, litigation defense, litigation costs, violation of subdivision restrictive covenants, building code violations or any other damages, property and/or monetary or otherwise, relating thereto.

That the owner of this variance shall be responsible for the recordation thereof, with the Clerk of Court, Calcasieu Parish, Louisiana, and shall provide the City of Sulphur a receipt evidencing recordation within 10 days of the effective date of this variance.

No work shall commence until all applicable permits are obtained. In the event work is commenced prior to obtaining all applicable permits, this variance shall be withdrawn and considered null and void.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance granting a variance to Azema Hebert, 507 West Verdine Street, to allow for a travel trailer to be temporarily located behind home while home is being repaired. Motion was made by Mr. Duncan seconded by Mrs. Tower that the following amendment be made:

WHEREAS, said variance shall require proper tie-in for connections

Motion carried.

Motion was then made by Mrs. Ellender seconded by Mr. Koonce that the following ordinance be adopted to-wit:

ORDINANCE NO. 846, M-C SERIES

AN ORDINANCE GRANTING A VARIANCE TO ARTICLE IV, PART 3, SECTION 2 (2) OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR, LOUISIANA, TO AZEMA HEBERT, 507 WEST VERDINE STREET, SULPHUR, LOUISIANA, TO EXEMPT CERTAIN PROPERTY AND IMPROVEMENTS.

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, is owned by Azema Hebert, 507 West Verdine Street, Sulphur, Louisiana 70663, to-wit:

COM 100 FT. W OF NE COR BLK D SUL. 34.9.10 S 200 FT W 100 FT.

WHEREAS, improvements on the property will include a travel trailer to be temporarily located behind home while home is being repaired; and

WHEREAS, said variance is for a one year period (i.e. April, 2009); and

WHEREAS, said variance shall require proper tie-in for connections; and

WHEREAS, no variance shall be valid for a period longer than 6 months unless a building permit is issued and construction has commenced, or unless a Certificate of Occupancy is issued and a use commenced within such period; and

WHEREAS, said variance is valid only to property owner issued to.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SULPHUR, LOUISIANA, IN REGULAR SESSION CONVENED THAT:

The Land Use Ordinance of the City of Sulphur is hereby amended to grant a variance to Azema Hebert, of Article IV, Part 3, Section 2 (2) to exempt the following described property to wit:

COM 100 FT. W OF NE COR BLK D SUL. 34.9.10 S 200 FT W 100 FT.

This variance is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said variance interfere with the rights and privileges owned by the City of Sulphur pursuant to a pre-existing right of way, servitude or easement. If withdrawn, any improvements constructed thereon shall be removed at the expenses of owner thereof.

Grantee hereby agrees and contracts to hold Grantor harmless from any damages created and/or caused by the granting of this variance, including, but not limited to, litigation defense, litigation costs, violation of subdivision restrictive covenants, building code violations or any other damages, property and/or monetary or otherwise, relating thereto.

That the owner of this variance shall be responsible for the recordation thereof, with the Clerk of Court, Calcasieu Parish, Louisiana, and shall provide the City of Sulphur a receipt evidencing recordation within 10 days of the effective date of this variance.

No work shall commence until all applicable permits are obtained. In the event work is commenced prior to obtaining all applicable permits, this variance shall be withdrawn and considered null and void.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a public hearing on ordinance amending Article III, Part 2, Section 1 (1) of the Land Use Ordinance of the City of Sulphur – Application Submission Requirements. Motion was made by Mrs. Tower seconded by Mr. Duncan that the following ordinance be adopted to-wit:

ORDINANCE NO. 847, M-C SERIES

ORDINANCE AMENDING ARTICLE III, PART 2, SECTION 1 (1) OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR – APPLICATION SUBMISSION REQUIREMENTS.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana that they do hereby amend Article III, Part 2, Section 1 (1) of the Land Use Ordinance to read as follows:

Section 1 PROCEDURES OF GENERAL APPLICABILITY

(1) Application Submission Requirements

- (a) All applications for development approval shall be submitted to the Land Use Administrator and contain the information and support data required in **Appendix C**.
- (b) All applications for development approval shall be submitted by the record owner (or his/her lawful and/or duly appointed agent) or the grantee of a written option to purchase of subject property and shall provide written evidence of said ownership, agency or option to purchase.
- (c) If said applicant has a pending violation(s) of this ordinance, or any ordinance of the Code of Ordinances

in and for the City of Sulphur, any application for development approval shall be suspended until said violation is concluded.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda an introduction of ordinance abolishing Chapter 3, Section 25 of the Code of Ordinances of the City of Sulphur – Same – Action thereon; probationary period (alcoholic beverage). Motion was made by Mr. Koonce seconded by Mr. Duncan that the following ordinance be introduced:

ORDINANCE ABOLISHING CHAPTER 3, SECTION 25 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – SAME – ACTION THEREON; PROBATIONARY PERIOD.

Motion was then made by Mr. Koonce 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 ABOLISHING CHAPTER 3, SECTION 25 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – SAME – ACTION THEREON; PROBATIONARY PERIOD.

A public hearing on said ordinance will be held at 5:30 p.m. on the 12th day of May, 2008, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

STUART MOSS, Chairman

Motion carried.

The next item on the agenda an introduction ordinance authorizing issuance of paving certificates for the paving of Driftwood, Augustine, Acadienne, Chestnut and Gabriel Streets. Motion was made by Mrs. Tower seconded by Mr. Duncan that the following ordinance be introduced:

AN ORDINANCE AUTHORIZING ISSUANCE, EXECUTION, NEGOTIATION, SALE AND DELIVERY OF \$259,683.18 CITY OF SULPHUR, LOUISIANA PAVING CERTIFICATES (CHESTNUT, ACADIENNE, GABRIEL, AUGUSTINE AND DRIFTWOOD PROJECTS) SERIES 2008, PRESCRIBING THE FORM AND FIXING THE DETAILS THEREOF; PROVIDING FOR THE SECURITY AND PAYMENT OF SAID PAVING CERTIFICATES IN PRINCIPAL AND INTEREST; AND CERTAIN OTHER MATTERS IN CONNECTION THEREWITH.

Motion was then made by Mrs. Tower 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:

AN ORDINANCE AUTHORIZING ISSUANCE, EXECUTION, NEGOTIATION, SALE AND DELIVERY OF \$259,683.18 CITY OF SULPHUR, LOUISIANA PAVING CERTIFICATES (CHESTNUT, ACADIENNE, GABRIEL, AUGUSTINE AND DRIFTWOOD PROJECTS) SERIES 2008, PRESCRIBING THE FORM AND FIXING THE DETAILS THEREOF; PROVIDING FOR THE SECURITY AND PAYMENT OF SAID PAVING CERTIFICATES IN PRINCIPAL AND INTEREST; AND CERTAIN OTHER MATTERS IN CONNECTION THEREWITH.

A public hearing on said ordinance will be held at 5:30 p.m. on the 12th day of May, 2008, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

STUART MOSS, Chairman

Motion carried.

The next item on the agenda a resolution approving and adopting the Request For Proposals in connection with the purchase of certificates for the Driftwood, Augustine, Acadienne, Chestnut and Gabriel Streets paving project. Motion was made by Mrs.

Tower seconded by Mr. Duncan that the following resolution be adopted to-wit:

RESOLUTION NO. 2075, M-C SERIES

A RESOLUTION APPROVING AND ADOPTING THE REQUEST FOR PROPOSALS IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF \$276,867.44 CITY OF SULPHUR, LOUISIANA PAVING CERTIFICATES, SERIES 2008 (CHESTNUT, ACADIENNE, GABRIEL,

AUGUSTINE AND DRIFTWOOD PROJECTS), AND AUTHORIZING ITS DISTRIBUTION TO PROSPECTIVE PURCHASERS FOR SAID CERTIFICATES, AND AUTHORIZING PUBLICATION OF THE NOTICE OF CERTIFICATE SALE.

WHEREAS, the sale of \$276,867.44 of City of Sulphur, Louisiana Paving Certificates, Series 2008 (the “Certificates”), will be held on May 12, 2008; and

WHEREAS, the City of Sulphur, Louisiana (the “Issuer”) must distribute to prospective purchasers for the initial sale of the Certificates certain information to aid and assist those persons or institutions interested in bidding for the Certificates; and

NOW, THEREFORE, BE IT RESOLVED by the City Council, the governing authority of the City of Sulphur, Louisiana, as follows:

SECTION 1. The Request for Proposals (a copy of which is on file in the office of the Clerk of the Council) is hereby approved and adopted and copies thereof shall be distributed to prospective purchasers for the Certificates.

SECTION 2. The City Council hereby adopts the Notice of Certificate Sale attached hereto as Exhibit “A” and authorizes its publication.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda an introduction of ordinance amending Chapter 24 of the Code of Ordinances of the City of Sulphur to provide for Section 42 – Letter of No Objection. Motion was made by Mr. Duncan seconded by Mrs. Tower that the following ordinance be introduced:

ORDINANCE AMENDING CHAPTER 24 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO PROVIDE FOR SECTION 42 – LETTER OF NO OBJECTION.

Motion was then made by Mr. Duncan seconded by Mrs. Tower 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 24 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO PROVIDE FOR SECTION 42 – LETTER OF NO OBJECTION.

A public hearing on said ordinance will be held at 5:30 p.m. on the 12th day of May, 2008, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

STUART MOSS, Chairman

Motion carried.

The next item on the agenda an introduction of ordinance abolishing Chapter 18, Section 22 (n) of the Code of Ordinances of the City of Sulphur. Motion was made by Mr. Duncan seconded by Mrs. Tower that the following ordinance be introduced:

ORDINANCE ABOLISHING CHAPTER 18, SECTION 22 (n) OF THE CODE OF ORDINANCE OF THE CITY OF SULPHUR.

Motion was then made by Mr. Duncan seconded by Mrs. Tower 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 18, SECTION 22 (n) OF THE CODE OF ORDINANCE OF THE CITY OF SULPHUR.

A public hearing on said ordinance will be held at 5:30 p.m. on the 12th day of May, 2008, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____
STUART MOSS, Chairman

Motion carried.

The next item on the agenda an introduction of ordinance enlarging and extending the boundaries of the City of Sulphur, (South Cities Service Hwy., south of Winner’s Choice Truck Stop). Motion was made by Mr. Duncan seconded by Mrs. Tower that the following amendment be made:

WHEREAS, said property will be zoned Commercial District.

Motion carried.

Motion was then made by Mrs. Tower seconded by Mr. Koonce that the following ordinance be introduced:

ORDINANCE ENLARGING AND EXTENDING THE BOUNDARIES OF THE CITY OF SULPHUR, LOUISIANA, PROVIDING FOR THE EFFECTIVE DATE THEREOF, AND REVOKING ANY AND ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH.

Motion was then made by Mrs. Tower 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 ENLARGING AND EXTENDING THE BOUNDARIES OF THE CITY OF SULPHUR, LOUISIANA, PROVIDING FOR THE EFFECTIVE DATE THEREOF, AND REVOKING ANY AND ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH.

A public hearing on said ordinance will be held at 8:00 a.m. on the 28th day of April, 2008, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____
STUART MOSS, Chairman

Motion carried.

The next item on the agenda an introduction of ordinance declaring certain surplus property and authorizing donation of said property to Town of Iowa Police Department (lap top computers). Motion was made by Mr. Duncan seconded by Mr. Koonce that the following ordinance be introduced:

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

Motion was then made by Mrs. Tower 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:

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

A public hearing on said ordinance will be held at 5:30 p.m. on the 12th day of May, 2008, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

STUART MOSS, Chairman

Motion carried.

The next item on the agenda an introduction of ordinance providing for the approval of a Cooperative Endeavor Agreement with Allstar Pontiac GMC. Motion was made by Mr. Koonce seconded by Mrs. Tower that the following ordinance be introduced:

AN ORDINANCE providing for the approval of a Cooperative Endeavor Agreement and authorizing issuance, execution, negotiation, sale and delivery of a certificate of indebtedness, note or other evidence of indebtedness of the City of Sulphur, State of Louisiana; prescribing the form, terms and conditions of said Agreement and indebtedness; designating the date, amount, time and place of payment of said certificate of indebtedness; providing for the payment thereof in principal; and providing for any other matters in connection therewith. (Allstar Pontic)

Motion was then made by Mr. Koonce seconded by Mrs. Tower 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 providing for the approval of a Cooperative Endeavor Agreement and authorizing issuance, execution, negotiation, sale and delivery of a certificate of indebtedness, note or other evidence of indebtedness of the City of Sulphur, State of Louisiana; prescribing the form, terms and conditions of said Agreement and indebtedness; designating the date, amount, time and place of payment of said certificate of indebtedness; providing for the payment thereof in principal; and providing for any other matters in connection therewith. (Allstar Pontic)

A public hearing on said ordinance will be held at 5:30 p.m. on the 12th day of May, 2008, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____
STUART MOSS, Chairman

Motion carried.

The next item on the agenda an introduction of ordinance amending the 2007-2008 Budget (Exhibit A of General Fund Budget adopted November 13, 2007). Motion was made by Mrs. Tower seconded by Mr. Duncan that the following ordinance be introduced:

**INTRODUCTION OF ORDINANCE AMENDING THE 2007-2008 BUDGET
(Exhibit A ONLY of General Fund Budget adopted November 13, 2007)**

Motion was then made by Mrs. Tower 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:

**INTRODUCTION OF ORDINANCE AMENDING THE 2007-2008 BUDGET
(Exhibit A ONLY of General Fund Budget adopted November 13, 2007)**

A public hearing on said ordinance will be held at 5:30 p.m. on the 12th day of May, 2008, at City Hall in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

STUART MOSS, Chairman

Motion carried.

The next item on the agenda a resolution appointing a member from District 3 to fill the unexpired term of Johnny Bergeron on the Land Use Commission. Motion was made by Mr. Duncan seconded by Mrs. Tower that the following name be submitted:

- Johnny Peel

Motion carried.

Motion was then made by Mr. Duncan seconded by Mrs. Tower that the following resolution be adopted to-wit:

RESOLUTION NO. 2076, M-C SERIES

Resolution appointing a member from District 3 to fill the unexpired term of Johnny Bergeron on the Land Use Commission

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint Johnny Peel to fill the unexpired term of Johnny Bergeron on the Land Use Commission.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a resolution authorizing the advertisement of bids for aluminized steel pipe and bituminous coated corrugated steel pipe. Motion was made by Mr. Duncan seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2077, M-C SERIES

Resolution authorizing advertisement for bids for aluminized steel pipe and bituminous coated corrugated steel pipe for the City of Sulphur.

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 aluminized steel pipe and bituminous coated corrugated steel pipe 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 aluminized steel pipe and bituminous coated corrugated steel pipe for the City will be received by the Clerk of the Council until 10:00 a.m. on the 6th day of May, 2008, 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 12th day of May, 2008, 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 _____

STUART MOSS, 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 12th day of May, 2008, 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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a resolution requesting every member of the Calcasieu Parish Legislative Delegation to vigorously support local administration in the collection of sales and use taxes. Motion was made by Mr. Duncan seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2078, M-C SERIES

Resolution requesting the Southwest Louisiana Legislative delegation to vigorously support local administration and collection of sales and use taxes.

WHEREAS, the Constitution of the State of Louisiana grants local governments the right to levy and collect local sales and use taxes; and

WHEREAS, sales and use tax revenues for the City of Sulphur represent approximately 75% of our tax revenues; and

WHEREAS, local administration and collection of sales and use taxes are the best means to protect our most important revenue source; and

WHEREAS, local governments do not wish to be dependent on outside agencies to manage this critical function; and

WHEREAS, the Louisiana Association of Business and Industry is proposing to have the State of Louisiana collect local sales and use taxes.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Sulphur, Louisiana, the governing authority thereof, hereby urge and request every member of the Southwest Louisiana Legislative delegation to vigorously support local administration and collection of sales and use taxes.

BE IT FURTHER RESOLVED, that the City Council Clerk is hereby authorized to forward a copy of this resolution to the members of the Southwest Louisiana Legislative delegation so that they will be made aware of our position on this matter.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

ABSTAIN: Mrs. Tower

And the said resolution was declared duly adopted on this 14th day of April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a resolution authorizing Mayor to enter into a Joint Services Agreement with Calcasieu Parish Police Jury for the Arena Road Project (150 feet extension). Motion was made by Mr. Koonce seconded by Mrs. Ellender that the following resolution be adopted to-wit:

RESOLUTION NO. 2079, M-C SERIES

Resolution authorizing a Joint Services Agreement between the City of Sulphur and the Calcasieu Parish Police Jury for the “Extension of Arena Road” Project.

WHEREAS, Article VII, Section 14C of the Constitution of the State of Louisiana provides that “For a public purpose, the state and its political subdivisions or political corporations may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private association, corporation, or individual”; and

WHEREAS, The City of Sulphur has under contract Project No. B6-06062-DA to provide for an initial extension of Arena Road and agrees herein to include in the project an additional extension of said road for a distance of 150’ to the West Calcasieu Community Center Complex east property line with construction consisting of a two-lane 28 feet wide PCC Pavement with curb and sub-surface drainage; and

WHEREAS, The Calcasieu Parish Police Jury has agreed to reimburse the City of Sulphur for above-referenced improvements in the amount estimated at \$92,949.30; and

WHEREAS, This is a preliminary cost estimate, and the Police Jury will be invoiced by the City of Sulphur upon completion of the project based on actual quantities and construction costs and not the preliminary estimate;

NOW, THEREFORE, be it resolved by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Ron LeLeux to sign all documents in connection with the Joint Services Agreement between the City of Sulphur and the Calcasieu Parish Police Jury for "Extension of Arena Road" Project.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

The next item on the agenda a resolution approving liquor license for Fifth Wheel Conoco. Motion was made by Mr. Duncan seconded by Mrs. Tower that the following resolution be adopted to-wit:

RESOLUTION NO. 2080, M-C SERIES

Resolution approving liquor license for Fifth Wheel Conoco, 500 North Beglis.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve the liquor license for Fifth Wheel Conoco, 500 North Beglis.

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 April, 2008.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

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

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

4/14/08
6:58 P.M.