

November 9, 2015

The City Council of the City of Sulphur, Louisiana, met in regular session at its regular meeting place in the Council Chambers, Sulphur, Louisiana, on November 9, 2015 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  
DENNIS BERGERON, Council Representative of District 2  
VERONICA ALLISON, Council Representative of District 3  
RANDY FAVRE, 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 Ed Holmes, followed by the reciting of the Pledge of Allegiance led by Mr. Favre.

The Chairman asked if there were any changes to the minutes of the previous meeting. With no changes made, motion was made by Mr. Moss seconded by Ms. Allison 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. Favre seconded by Mr. Moss that item #9 be removed:

INTRODUCTION OF ORDINANCE (*Executive EDD*) providing for the levy and collection of a two percent (2%) sales and use tax (the “*tax*”) by the City of Sulphur, Louisiana (the “*City*”), for a period of thirty (30) years beginning April 1, 2016, in accordance with the provisions and terms of Chapter 2d of Subtitle II, Section 47 of the Louisiana Revised Statutes of 1950, as amended (the *Uniform Local Sales Tax Code*”); and providing for other matters with respect thereto. ORD130-15 (Mayor Duncan)

Motion carried.

Motion was then made by Mr. Favre seconded by Mr. Moss that item #7 be amended to read as follows:

PROVIDING FOR THE LEVY AND COLLECTION OF A TWO PERCENT (2%) SALES AND USE TAX AND A TWO PERCENT (2%) HOTEL OCCUPANCY TAX (COLLECTIVELY, THE “TAX”) BY THE EXECUTIVE ECONOMIC DEVELOPMENT DISTRICT (THE “*DISTRICT*”) FOR A PERIOD OF THIRTY (30) YEARS BEGINNING APRIL 1, 2016, IN ACCORDANCE WITH THE PROVISIONS AND TERMS OF CHAPTER 2D OF SUBTITLE II, SECTION 47 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED (THE “*UNIFORM LOCAL SALES TAX CODE*”); AND PROVIDING FOR OTHER MATTERS WITH RESPECT THERETO.

Motion carried.

Motion was then made by Mr. Moss seconded by Ms. Allison that on item #21 remove the words “ratification from Land Use”.

Motion carried.

Motion was then made by Mr. Favre seconded by Mr. Moss that the agenda stand as amended.

Motion carried.

The first item on the agenda is a presentation by Armed Forces Committee. The Committee presented a certificate to Arthulus Matthews and thanked him for his years of service to our country.

The next item on the agenda is a presentation by Kaitlyn Gallegos, City of Sulphur Public Relations. Ms. Gallegos gave a brief presentation on social media.

The next item on the agenda is Jack Hebert to address Council on property on Napoleon Street. Mr. Hebert addressed Council and stated that he has purchased 924 ½ Elm and 1035 and 1043 Napoleon Street for elite fleet to General Motors.

The next item on the agenda is a Public Hearing on ordinance creating the Executive Economic Development District within the City of Sulphur, Louisiana (THE “*DISTRICT*”); defining the boundaries thereof from which sales tax increments and hotel occupancy tax increments will be determined and used to fund a portion of the costs of an Economic Development Project as described herein, all in accordance with and as authorized by Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended; designating the

governing authority of the District; requiring the baseline sales tax and hotel occupancy tax collection rate in the District to be certified; and providing for other matters in connection with the foregoing (Sulphur Group, LLC, property west of West Cal Community Center). Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1346, M-C SERIES

AN ORDINANCE CREATING THE EXECUTIVE ECONOMIC DEVELOPMENT DISTRICT (THE “*DISTRICT*”) WITHIN THE CITY OF SULPHUR, LOUISIANA; DEFINING THE BOUNDARIES THEREOF FROM WHICH SALES TAX INCREMENTS AND HOTEL OCCUPANCY TAX INCREMENTS WILL BE DETERMINED AND USED TO FUND A PORTION OF THE COSTS OF AN ECONOMIC DEVELOPMENT PROJECT AS DESCRIBED HEREIN, ALL IN ACCORDANCE WITH AND AS AUTHORIZED BY CHAPTER 27 OF TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; DESIGNATING THE GOVERNING AUTHORITY OF THE DISTRICT; REQUIRING THE BASELINE SALES TAX AND HOTEL OCCUPANCY TAX COLLECTION RATE IN THE DISTRICT TO BE CERTIFIED; AND PROVIDING FOR OTHER MATTERS IN CONNECTION WITH THE FOREGOING.

WHEREAS, the Sulphur Group, L.L.C. (the “*Developer*”), has purchased land (the “*Property*”) and plans to construct improvements thereon in the City of Sulphur, State of Louisiana (the “*City*”);

WHEREAS, the Developer intends to develop the Property, through the construction of a development that will include hotels, retail, and general commercial developments but shall not include any residential development, and to thereby stimulate the local economy and facilitate the continuing effort to develop the City (the “*Project*”);

WHEREAS, additional sources of funds are needed in order to complete the Project;

WHEREAS, the Project is expected to create construction jobs during the development phases of the Project and permanent jobs following construction related to the operation of the Project, the majority of which jobs will be entry-level jobs in the retail and commercial market created for lower-income workers, and will thereby be a driving force behind economic development, job creation and growth in the City, and a direct benefit to currently unemployed and low-income residents of the City;

WHEREAS, Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, specifically La R.S. 33:9038.31 through 9038.42, inclusive (the “*Act*”), allows local governmental subdivisions to create economic development districts (the “*Economic Development Districts*”)

and also allows them and other tax recipient entities to use certain of their incremental sales tax receipts, hotel occupancy tax receipts, and *ad valorem* tax receipts attributable to a new retail development within the boundaries of the Economic Development Districts in excess of the receipts received from within such Economic Development Districts over a base year's tax collections (collectively, the "*Tax Increments*") for the development of economic development projects (as defined in the Act), which includes projects that assist commercial, retail and other related industries, as well as any and all projects suitable to any industry determined by the City or an Economic Development District created by the City to create economic development;

WHEREAS, the Act also authorizes Economic Development Districts to levy up to two percent (2%) of sales and use taxes and up to two percent (2%) hotel occupancy taxes, or any combination thereof, within the boundaries of the Economic Development District to assist in financing a project creating economic development;

WHEREAS, the Property currently produces no sales tax or hotel occupancy tax for the City;

WHEREAS, the Developer intends to use tax increment financing in accordance with the Act to provide a portion of the additional funds needed to complete the Project;

WHEREAS, in order to help accomplish the financing of the Project, it is necessary for the City to create an Economic Development District and define its boundaries as hereinafter provided from which the Tax Increments are determined;

WHEREAS, this Council proposes to create an Economic Development District within the City to be known as the "Executive Economic Development District" (the "*District*"), which District shall levy a new sales and use tax in an amount not to exceed two percent (2%) and levy a new hotel occupancy tax in an amount not to exceed two percent (2%) pursuant to the Act, the proceeds of which shall be made available to finance a portion of the Project;

WHEREAS, in accordance with the Act, prior to the adoption of this Ordinance, a notice describing the boundaries of the District has been published two (2) times in the *Southwest Daily News*, the official journal of the City;

WHEREAS, pursuant to the Act, the City desires to designate the City Council of the City of Sulphur, Louisiana (the "*Council*"), as the governing authority of the District;

WHEREAS, the Council desires to direct the Calcasieu Parish School Board Sales and Use Tax Department, as the collector of the sales and use taxes and hotel taxes levied within the City, to certify the baseline sales tax collection rate, the monthly baseline sales tax collection rate, the baseline hotel occupancy tax collection rate, and the monthly baseline hotel occupancy tax collection rate within the District's boundaries by executing the Executive Economic Development District Baseline Sales Tax and Hotel Occupancy Tax Collection Rate Certificate, and, pursuant to the requirements of Section 33:9038.34(C) of the Act, publish the certification in the *Southwest Daily News*, a newspaper of general circulation in the City and the official journal of the City (the

“*Official Journal*”), the form of said certificate being attached hereto and made a part hereof as Exhibit C (the “*Baseline Tax Certificate*”).

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that:

SECTION 1. The development of the Property through the construction of the Project by the Developer to stimulate the continuing effort to develop the City, to provide a significant number of jobs to unemployed and low-income residents of the City and to increase the sales tax and hotel occupancy tax revenues to be collected from retail and commercial development on the Property is declared to be an economic development project as set forth in the Act.

SECTION 2. Pursuant to the Act, this Council does hereby create an economic development district within the City, known as the “Executive Economic Development District,” having the geographical boundaries set forth in Exhibit A attached hereto and hereby incorporated in and made a part of this Ordinance, and as thus created and established, said District shall constitute a political subdivision of the State of Louisiana and shall have all the powers granted by the Constitution, the Act, and all other laws of the State of Louisiana.

SECTION 3. The Council is hereby designated, pursuant to the Act, as the governing authority of the District.

SECTION 4. In accordance with the requirements of the Act, there has been published two (2) times in the *Southwest Daily News*, the official journal of the City, a notice describing the boundaries of the District, as well as a notice of introduction of this Ordinance, in the form attached hereto as Exhibit B.

SECTION 5. The Calcasieu Parish School Board Sales and Use Tax Department is hereby requested to take any and all further action and to sign any and all documents and instruments as may be necessary to carry out the purposes of this Ordinance, including the execution of the Executive Economic Development District Baseline Sales Tax and Hotel Occupancy Tax Collection Rate Certificate in the form attached hereto as Exhibit C.

SECTION 6. The Executive Economic Development District Baseline Sales Tax and Hotel Occupancy Tax Collection Rate Certificate shall be published once in the *Southwest Daily News*, the official journal of the City.

SECTION 7. The Mayor and his staff are hereby authorized to do any and all things necessary and incidental to carry out the provisions of this Ordinance.

SECTION 8. This Ordinance shall become effective January 1, 2016.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss  
NAYS: None  
ABSENT: None

And the said ordinance was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a resolution approving the form of and authorizing the execution and delivery of a Cooperative Endeavor Agreement by and between the City of Sulphur, Louisiana, the Executive Economic Development District, and Sulphur Group, LLC; approving the form of and authorizing the execution of a Joint Agreement for the collection of sales and use and hotel occupancy taxes by and between the City, The District, and the Calcasieu Parish School Board; and otherwise providing with respect thereto. Motion was made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2901, M-C SERIES

A RESOLUTION APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A COOPERATIVE ENDEAVOR AGREEMENT BY AND BETWEEN THE CITY OF SULPHUR, LOUISIANA (THE “*CITY*”), THE EXECUTIVE ECONOMIC DEVELOPMENT DISTRICT (THE “*DISTRICT*”), AND SULPHUR GROUP, L.L.C.; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION OF A JOINT AGREEMENT FOR THE COLLECTION OF SALES AND USE AND HOTEL OCCUPANCY TAXES BY AND BETWEEN THE CITY, THE DISTRICT, AND THE CALCASIEU PARISH SCHOOL BOARD; AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the City Council (the “*Council*”) of the City of Sulphur, the governing authority of the City of Sulphur (the “*City*”), adopted an ordinance on November 9, 2015 (the “*Creation Ordinance*”), creating the Executive Economic Development District (the “*District*”) as an economic development district pursuant to the provisions of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9038.31 through 33:9038.42, inclusive) (the “*Act*”), and other constitutional and statutory authority;

WHEREAS, Sulphur Group, L.L.C. (the “*Company*”), purchased land (the “*Property*”) and intends to construct improvements thereon in the City;

WHEREAS, the Company intends to develop the Property, through the construction of a development that will include hotels, retail, and general commercial developments but shall not include any residential development, and to thereby stimulate the local economy and facilitate the continuing effort to develop and revitalize the City (the “*Project*”);

WHEREAS, additional sources of funds are needed in order to complete the Project;

WHEREAS, the Act authorizes the District to levy up to two percent (2%) of sales and use taxes and up to two percent (2%) hotel occupancy taxes, or any combination thereof, within the boundaries of the District to assist in financing a project creating economic development;

WHEREAS, the District intends to levy a two percent (2%) sales and use tax (the “*Sales Tax*”) and two percent (2%) hotel occupancy tax (the “*Hotel Tax*”) and, together with the Sales Tax, the “*District Taxes*”) within the boundaries of the District to assist in financing the Project;

WHEREAS, the City desires to enter into a cooperative endeavor agreement (the “*Cooperative Endeavor Agreement*”) by and among the City, the District and the Company to provide for the collection of the District Taxes and the distribution of the District Taxes to the Company in order to provide partial financing of the construction, development and operation of the Project in accordance with Section 14(C) of Article VII of the Louisiana Constitution of 1974, as amended, and the Act; and

WHEREAS, to effectuate the most efficient and effective collection of the Sales Tax and the Hotel Tax the City desires to enter into a Joint Agreement for the Collection of Sales and Use and Hotel Occupancy Taxes by and between the City, the District and the Calcasieu Parish School Board, the sole designated sales and use tax and hotel occupancy tax collector for the Parish of Calcasieu (the “*Collection Agreement*”).

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Sulphur that:

SECTION 1. The foregoing preamble clauses are hereby adopted as set forth in the preamble to this Resolution.

SECTION 2. The Council hereby approves the form of and authorizes the execution and delivery of the Cooperative Endeavor Agreement, the form of which is attached hereto as Exhibit A, with such additions, omissions or changes as may be recommended by legal counsel to the City.

SECTION 3. The Council hereby approves the form of and authorizes the execution and delivery of the Collection Agreement, the form of which is attached hereto as Exhibit B, with such additions, omissions or changes as may be recommended by legal counsel to the City.

SECTION 4. The Council hereby authorizes the Mayor and the Council Clerk to execute the Cooperative Endeavor Agreement, the Collection Agreement, and any and all documents, certificates, instruments, and writings as may be necessary to carry out the purposes of this resolution.

SECTION 5. This Resolution does hereby incorporate by reference as though fully set forth herein the provisions and requirements of the Act.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a resolution (*Executive EDD*) giving Notice of Intention of the Executive Economic Development District to levy and collect a two percent sales and use tax and a two percent hotel occupancy tax within the boundaries of the district; and otherwise providing with respect thereto. Motion was made by Mr. Moss seconded by Mr. Bergeron that the following resolution be adopted to-wit:

RESOLUTION NO. 2902, M-C SERIES

EXECUTIVE ECONOMIC DEVELOPMENT DISTRICT

A RESOLUTION GIVING NOTICE OF THE INTENTION OF THE EXECUTIVE ECONOMIC DEVELOPMENT DISTRICT (THE “*DISTRICT*”) TO LEVY AND COLLECT A TWO PERCENT (2%) SALES AND USE TAX AND A TWO PERCENT (2%) HOTEL OCCUPANCY TAX WITHIN THE BOUNDARIES OF THE DISTRICT; AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the City Council (the “*Council*”) of the City of Sulphur, State of Louisiana (the “*State*”), the governing authority of the City of Sulphur (the “*City*”), adopted an ordinance on November 9, 2015 creating the Executive Economic Development District (the “*District*”) as an



economic development district pursuant to the provisions of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9038.31 through 33:9038.42, inclusive) (the “Act”), and other constitutional and statutory authority;

WHEREAS, the Act empowers the District to levy up to two percent (2%) of sales and use taxes and up to two percent (2%) hotel occupancy taxes, or any combination thereof, above and in addition to any other sales taxes, or hotel occupancy taxes, or combination of such taxes, then in existence or permitted to be in existence in the District;

WHEREAS, in accordance with the Act, the District desires to give notice of its intention to levy and collect a sales and use tax of two percent (2%) and a hotel occupancy tax of two percent (2%) within the boundaries of the District (collectively, the “*District Taxes*”), to be used by the District or Sulphur Group, L.L.C. (the “*Company*”), in order to finance a portion of the costs of the construction of a development that will include hotels, retail, and general commercial developments but shall not include any residential development, and to thereby stimulate the local economy and facilitate the continuing effort to develop the City (the “*Project*”), including paying the principal of and interest on the bonds issued by the District, if any, to finance the Project;

WHEREAS, there are no qualified electors residing in the District and therefore no election under La. R.S. 33:9038.39 is required prior to the levy of the District Taxes;

WHEREAS, it is in the public interest and within the power and authority vested in the District under the Act to levy and collect the District Taxes.

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Executive Economic Development District, that:

SECTION 1. Pursuant to the Act, the District hereby gives notice of its intention to levy the District Taxes within the boundaries of the District set forth in Exhibit A attached hereto and hereby incorporated in and made a part of this Resolution.

SECTION 2. Prior to the levy and collection of the District Taxes, the Registrar of Voters for Calcasieu Parish, Louisiana will certify on the certificate attached hereto and incorporated herein as Exhibit B, that there are no qualified electors in the District and therefore no election under La. R.S. 33:9038.39 is required.

SECTION 3. The District hereby calls for a public hearing in the course of the District’s meeting on December 14, 2015 at City Hall, 101 N. Huntington Street, Sulphur, Louisiana, beginning at 5:30 p.m., at which hearing the District will hear any objections to the proposed levy of the District Taxes. A notice of the intent of the District to levy the District Taxes and of the public hearing, in substantially the form attached hereto as Exhibit C, shall be published twice in *Southwest Daily News*, the official journal for the District in accordance with La. R.S. 33:9038.39.

SECTION 4. The Chairman of the District is authorized and empowered to take any and all further action and to sign any and all documents, instruments and writings as may be necessary

to carry out the purposes of this resolution and to file, on behalf of the District, with any governmental board or entity having jurisdiction over the Project, such applications or requests for approval thereof as may be required by law.

SECTION 5. This Resolution does hereby incorporate by reference as though fully set forth herein the provisions and requirements of the Act.

SECTION 6. This Resolution shall become effective immediately upon its adoption.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is an introduction of ordinance (*Executive EDD*) providing for the levy and collection of a two percent (2%) sales and use tax and a two percent (2%) hotel occupancy tax (collectively, the “*tax*”) by the Executive Economic Development District (the “*District*”) for a period of thirty (30) years beginning April 1, 2016, in accordance with the provisions and terms of Chapter 2D of Subtitle II, Section 47 of the Louisiana Revised Statutes of 1950, as amended (the “*uniform local sales tax code*”); and providing for other matters with respect thereto. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be introduced:

ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF A TWO PERCENT (2%) SALES AND USE TAX AND A TWO PERCENT (2%) HOTEL OCCUPANCY TAX (COLLECTIVELY, THE “*TAX*”) BY THE EXECUTIVE ECONOMIC DEVELOPMENT DISTRICT (THE “*DISTRICT*”) FOR A PERIOD OF THIRTY (30) YEARS BEGINNING APRIL 1, 2016, IN ACCORDANCE WITH THE PROVISIONS AND TERMS OF CHAPTER 2D OF SUBTITLE II, SECTION 47 OF THE LOUISIANA REVISED STATUTES OF 1950, AS

AMENDED (THE “*UNIFORM LOCAL SALES TAX CODE*”); AND PROVIDING FOR OTHER MATTERS WITH RESPECT THERETO.

Motion was then made by Mr. Moss seconded by Mr. Favre 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 PROVIDING FOR THE LEVY AND COLLECTION OF A TWO PERCENT (2%) SALES AND USE TAX AND A TWO PERCENT (2%) HOTEL OCCUPANCY TAX (COLLECTIVELY, THE “*TAX*”) BY THE EXECUTIVE ECONOMIC DEVELOPMENT DISTRICT (THE “*DISTRICT*”) FOR A PERIOD OF THIRTY (30) YEARS BEGINNING APRIL 1, 2016, IN ACCORDANCE WITH THE PROVISIONS AND TERMS OF CHAPTER 2D OF SUBTITLE II, SECTION 47 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED (THE “*UNIFORM LOCAL SALES TAX CODE*”); AND PROVIDING FOR OTHER MATTERS WITH RESPECT THERETO.

A public hearing on said ordinance will be held at 5:30 p.m. on the 14<sup>th</sup> day of December, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is a resolution (*Executive EDD*) approving bylaws and designating the officers of the Executive Economic Development District; approving the form of and authorizing the District to enter into a Cooperative Endeavor Agreement by and between the

District, the City of Sulphur, Louisiana and Sulphur Group, LLC; approving the form of a Joint Agreement for the collection of sales and use and hotel occupancy taxes by and between the District, the City, and the Calcasieu Parish School Board; and otherwise providing with respect thereto. Motion was made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2903, M-C SERIES

EXECUTIVE ECONOMIC DEVELOPMENT DISTRICT

A RESOLUTION APPROVING BYLAWS AND DESIGNATING THE OFFICERS OF THE EXECUTIVE ECONOMIC DEVELOPMENT DISTRICT (THE “*DISTRICT*”); APPROVING THE FORM OF AND AUTHORIZING THE DISTRICT TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT BY AND BETWEEN THE DISTRICT, THE CITY OF SULPHUR (THE “*CITY*”), LOUISIANA AND SULPHUR GROUP, L.L.C.; APPROVING THE FORM OF A JOINT AGREEMENT FOR THE COLLECTION OF SALES AND USE AND HOTEL OCCUPANCY TAXES BY AND BETWEEN THE DISTRICT, THE CITY, AND THE CALCASIEU PARISH SCHOOL BOARD; AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the Executive Economic Development District (the “*District*”) is an Economic Development District established by the City Council of the City of Sulphur, Louisiana (the “*Council*”), the governing authority of the City of Sulphur, Louisiana (the “*City*”) by an ordinance adopted by the Council on November 9, 2015 (the “*Creation Ordinance*”) as an economic development district pursuant to the provisions of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9020 through 33:9038.42, inclusive) (the “*Act*”), and other constitutional and statutory authority;

WHEREAS, pursuant to the Act, the Council is the governing authority for the District (the “*District Board*”);

WHEREAS, Sulphur Group, L.L.C., (the “*Company*”), purchased land and intends to construct improvements thereon (the “*Property*”) in the City;

WHEREAS, the Company intends to develop the Property, through the construction of a development that will include hotels, retail, and general commercial developments but shall not include any residential development, and to thereby stimulate the local economy and facilitate the continuing effort to develop and revitalize the City (the “*Project*”);

WHEREAS, additional sources of funds are needed in order to complete the Project;

WHEREAS, the Act authorizes the District to levy up to two percent (2%) of sales and use taxes and up to two percent (2%) hotel occupancy taxes, or any combination thereof, within the boundaries of the District to assist in financing a project creating economic development;

WHEREAS, the District intends to levy a two percent (2%) sales and use tax (the “*Sales Tax*”) and two percent (2%) hotel occupancy tax (the “*Hotel Tax*” and, together with the Sales Tax, the “*District Taxes*”) within the boundaries of the District to assist in financing the Project;

WHEREAS, this District hereby finds that (i) the use of the District Taxes by the Company will comport with a governmental purpose (economic development) that the District has legal authority to pursue, (ii) the use of the District Taxes by the Company is not a gratuitous transfer, and (iii) the City, as a result of increased tax receipts and utility revenues, greater employment opportunities and enhanced quality of life in the City, reasonably expects to receive more than equivalent value in exchange for the use of the District Taxes by the Company;

WHEREAS, to effect tax increment financing for the Project, the District desires to enter into a cooperative endeavor agreement (the “*Cooperative Endeavor Agreement*”) by and among the District, the City and the Company to provide for the collection of the District Taxes and the distribution of the District Taxes to the Company in order to provide partial financing of the construction, development and operation of the Project in accordance with Section 14(C) of Article VII of the Louisiana Constitution of 1974, as amended, and the Act;

WHEREAS, the Council adopted a resolution November 9, 2015, approving the form of and authorizing the execution of the Cooperative Endeavor Agreement by the City, and the District desires to approve the form of and authorize the execution of the same;

WHEREAS, to effectuate the most efficient and effective collection of the Sales Tax and the Hotel Tax the District desires to enter into a Joint Agreement for the Collection of Sales and Use and Hotel Occupancy Taxes by and between the District, the City and the Calcasieu Parish School Board, the sole designated sales and use tax and hotel occupancy tax collector for the Parish of Calcasieu (the “*Collection Agreement*”);

WHEREAS, the District Board now desires to adopt By-Laws in the form attached hereto as Exhibit A (the “*By-Laws*”) and to designate the Chairman of the Council as the Chairman of the District Board and to designate the City Clerk of the Council as Secretary-Treasurer of the District Board, in accordance with the By-Laws;

NOW THEREFORE, BE IT RESOLVED by the District Board of the Executive Economic Development District, that:

SECTION 1. The By-Laws of the Executive Economic Development District, attached hereto as Exhibit A, are approved. The Chairman of the Council is hereby designated as the

Chairman of the District Board and the City Clerk of the Council is hereby designated as Secretary-Treasurer of the District Board, all in accordance with the By-Laws.

SECTION 2. Pursuant to the authority of the Act, the Project as described and defined in the preamble hereto is hereby approved and deemed to be an economic development project and serves a public purpose.

SECTION 3. The District Board hereby approves the form of and authorizes the execution and delivery of the Cooperative Endeavor Agreement by and between the City, the District and the Company (the “*Cooperative Endeavor Agreement*”), the form of which is attached hereto as Exhibit B, with such additions, omissions, or changes as may be recommended by legal counsel to the District.

SECTION 4. The District Board hereby approves the form of and authorizes the execution and delivery of the Joint Agreement for the Collection of Sales and Use and Hotel Occupancy Taxes (the “*Collection Agreement*”), the form of which is attached hereto as Exhibit C, with such additions, omissions or changes as may be recommended by legal counsel to the District.

SECTION 5. The Chairman is hereby authorized to execute the Cooperative Endeavor Agreement, the Collection Agreement any and all documents, certificates, instruments and writings as may be necessary to carry out the purposes of this resolution.

SECTION 6. This Resolution does hereby incorporate by reference as though fully set forth herein the provisions and requirements of the Act.

SECTION 7. This Resolution shall become effective immediately upon its adoption.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance granting an Exception to Thomas Wright and Jeff Coates, southeast corner of West Napoleon and South Stanford Street to allow for mobile homes to each lot. With no motion and second the below ordinance failed:

ORDINANCE GRANTING AN EXCEPTION TO THOMAS WRIGHT AND JEFF COATES, TO ALLOW FOR MOBILE HOMES IN A BUSINESS DISTRICT FOR PROPERTY LOCATED ON THE SOUTHEAST CORNER OF WEST NAPOLEON AND SOUTH STANFORD STREETS.

And the said ordinance failed on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance granting a rezone to Chad Carroll, property located west of 209 Parish Road, from Residential to Mixed Residential to allow for a duplex. With no motion and second the below ordinance failed:

ORDINANCE GRANTING A REZONE TO CHAD CARROLL, PROPERTY LOCATED WEST OF 209 PARISH ROAD, FROM RESIDENTIAL TO MIXED RESIDENTIAL TO ALLOW FOR A DUPLEX.

And the said ordinance failed on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance amending Ordinance No. 1332, M-C Series, adopted September 14, 2015, which granted a rezone to Southern Mobile Home Products, LLC, 130 Mustang Street, from Residential to Business to allow for parking (amend fence from 8' to 6'). Motion was made by Mr. Moss seconded by Ms. Allison that the following ordinance be adopted to-wit:

ORDINANCE NO. 1347, M-C SERIES

ORDINANCE AMENDING ORDINANCE NO. 1332, M-C SERIES, ADOPTED SEPTEMBER 14, 2015, WHICH GRANTED A REZONE TO SOUTHERN MOBILE HOME PRODUCTS, LLC, 130 MUSTANG STREET, FROM RESIDENTIAL TO BUSINESS TO ALLOW FOR PARKING.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby amend Ordinance No. 1332, M-C Series, adopted September 14, 2015, which rezoned property for Southern Mobile Products, LLC, 130 Mustang Street, from Residential to Business to allow for parking with the amendment as follows:

- A 6 foot tall privacy fence shall be constructed along less restricted uses.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance repealing Ordinance No. 1212, M-C Series, adopted June 9, 2014, which amended Ordinance No. 870, M-C Series, which suspended Article IV, Part II, Section 9 of the Land Use ordinance of the City of Sulphur for the issuance of permit to erect billboards within the city limits of Sulphur. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1348, M-C SERIES

ORDINANCE REPEALING ORDINANCE NO. 1212, M-C SERIES,  
ADOPTED JUNE 9, 2014, WHICH AMENDED ORDINANCE NO. 870, M-C  
SERIES, WHICH SUSPENDED ARTICLE IV, PART II, SECTION 9 OF THE  
LAND USE ORDINANCE OF THE CITY OF SULPHUR FOR THE  
ISSUANCE OF PERMIT TO ERECT BILLBOARDS WITHIN THE CITY  
LIMITS OF SULPHUR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby repeal Ordinance No. 1212, M-C Series, adopted June 9, 2014 which amended Ordinance No. 870, M-C Series, which suspended Article IV, Part II, Section 9 of the Land Use Ordinance of the City of Sulphur for the issuance of permits to erect billboards within the city limits of Sulphur.



A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance granting a third extension for a rezone to James Guidry, 1813 Owen Street, from Residential to Commercial to allow for the continuance of the bottling and packaging of non-beverage cooking wines. Motion was made by Mr. Bergeron seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1349, M-C SERIES

ORDINANCE GRANTING A THIRD EXTENSION FOR A REZONE TO JAMES GUIDRY, 1813 OWEN STREET, FROM RESIDENTIAL TO COMMERCIAL TO ALLOW FOR THE CONTINUANCE OF THE BOTTLING AND PACKAGING OF NON-BEVERAGE COOKING WINES.

WHEREAS, on September, 14, 2009, City Council adopted Ordinance No. 943, M-C Series which rezoned 1813 Owen Street from Residential to Commercial for a 24 month period to allow for production, bottling and packaging of non-beverage cooking wines; and

WHEREAS, on November 14, 2011, City Council granted a 24 month extension for said rezone from Residential to Commercial; and

WHEREAS, on November 12, 2013, City Council granted another 24 month extension for said rezone from Residential to Commercial.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant another 2 year extension for the rezone to James Guidry, 1813 Owen Street, from Residential to Commercial to allow for the continuance of the bottling and packaging of non-beverage cooking wines.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss  
NAYS: None  
ABSENT: None

And the said ordinance was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance amending Article IV, Part II, Section 9 (10) (a) of the Land Use Ordinance of the City of Sulphur – Signs; Spacing. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1350, M-C SERIES

ORDINANCE AMENDING ARTICLE IV, PART II, SECTION 9 (10)  
(A) OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR  
– SIGNS; SPACING.

BE IT ORDAINED by the City Council of the City of Sulphur, the governing authority thereof, that they do hereby amend Article IV, Part II, Section 9 (10) (a) of the Land Use Ordinance of the City of Sulphur to read as follows:

- (10) *Spacing.* At intersecting roadway corridors the minimum distance between any off-site sign shall be no closer than five hundred (500) feet in any direction provided that such signs are not visible from one another from any one line of view. Notwithstanding this provision no off-premises sign shall be located less than the following minimum distances:
- (a) If the proposed sign is two hundred fifty (250) sq. ft. or less than two hundred (200) ft. from any other off-premises sign;
  - (b) If the proposed sign is more than two hundred fifty (250) sq. ft. but less than five hundred (500) sq. ft., five hundred (500) ft. from any other off-premises sign;
  - (c) If the proposed sign is more than five hundred (500) sq. ft., seven hundred (700) ft. from any other off-premises sign.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss  
NAYS: None  
ABSENT: None

And the said ordinance was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance setting forth holidays observed by the City of Sulphur for 2016. Motion was made by Ms. Allison seconded by Mr. Moss that the following amendment be made:

- Change Christmas Eve from a floating holiday to a set holiday

Motion carried.

After discussion, motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1351, M-C SERIES AS AMENDED

AN ORDINANCE SETTING FORTH HOLIDAYS OBSERVED BY THE CITY OF SULPHUR IN 2016.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that the following holidays shall be observed by the City of Sulphur in 2016:

- New Year's Day, Friday, January 1, 2016
- Martin Luther King Day, Monday, January 18, 2016
- President's Day, Monday, February 15, 2016
- Mardi Gras, Tuesday, February 9, 2016
- Good Friday, Friday, March 25, 2016
- Memorial Day, Monday, May 30, 2016
- Independence Day, Monday, July 4, 2016
- Labor Day, Monday, September 5, 2016
- Columbus Day, Monday, October 10, 2016
- All Saint's Day, Tuesday, November 1, 2016

- Veteran's Day, Friday, November 11, 2016
- Thanksgiving Day, Thursday, November 24, 2016
- Day After Thanksgiving, Friday, November 25, 2016
- Christmas Eve, Friday, December 23, 2016
- Christmas Day, Monday, December 26, 2016

BE IT FURTHER ORDAINED that Local No. 3765 shall observe holidays according to the Union Contract.

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. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance declaring certain surplus movable properties of the City of Sulphur. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1352, M-C SERIES

AN ORDINANCE DECLARING CERTAIN SURPLUS MOVABLE PROPERTY (EQUIPMENT AND VEHICLES) OF THE CITY OF SULPHUR AND PROVIDING FOR THE DISPOSAL 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:

Item	Qty	Est Value
Cascade Compressed Air System	1	100.00
Small SCBA Mask, Model #10005135	7	50.00 each
Large SCBA Mask, Model #10009779	25	50.00 each
Large SCBA Mask, Model #10005135	1	50.00
Scott Eagle Imager 320 Thermal Camera	1	200.00
**Shorted Out Core		
John Deere LT 155 Riding Mower 33" cut Model #CV155	1	15.00
**Inoperable		
1996 Dixon Commercial ZTR Riding Mower 42" cut Serial#DM-542-3886	1	15.00
**Inoperable		
Troy Bilt Pressure Washer, Model# 020344 2600 PSI 2.3 GPM	1	5.00
**Inoperable		
Miscellaneous Parts for John Deere, Dixon and Bushhog Mowers Belts, air filters, oil filters, pulleys & cables, blades, bolts & bushings, fuel filters	N/A	1.00
**obsolete		
Barnstead Controlled Temperature Refrigerator, Model#3212-5, 5.5 cu ft	1	1.00
**Inoperable		
Revco BOD50 Refrigerated Incubator, Model#BOD5015, 20 cu ft	1	1.00
**Inoperable		
US Motor, Vertical Shaft, 1175 rpm, 460/230 Volts, Frame #364VPZ	1	25.00
US Motor, Vertical Shaft 1175 rpm, 460/230 Volts, Frame #365VPZ	1	25.00
Teco Elec. & Mach. Co., Horizontal Shaft, 1775 rpm, 230/460 volts, Serial#492239039	1	25.00
GE, Vertical Shaft, 1170 rpm, 230/460 volts, Model#5K256DP305ARH-DYF	1	15.00
US Motor, Vertical Shaft, 1180 rpm, 230/460 Volts, Model#E1101001253-100F	1	15.00
US Motor, Hostile Duty, Horizontal Shaft 1740 rpm, 230/460 Volts, Model# E398A-Z05Z072R143	1	15.00
US Motor, Hostile Duty, Horizontal Shaft, 3540 rpm, 230/460 Volts, Model#E406-Z05Z045R227M	1	15.00
US Motor, Hostile Duty, Horizontal Shaft, 1765 rpm, 233/460 Volts, Model#E411-50-W10W229R108M	1	15.00
Goulds Submersible Pump, 1725 rpm, 230 Volts, Model#WS1512D3	1	10.00
Goulds Submersible Pump, 1725 rpm, 230 Volts, Model#Ws1512D3	1	10.00
Hydromatic Submersible Pump, hp -5, 460/6/60, Model#S4N500M4-4	1	5.00
Crane Deming Water Pump, Size X1 1/2X8, Serial# DL529887	1	15.00
Water Pump, No information available	1	5.00
Mueller 12" Check Valve, W/O Arm	1	20.00
2006 Honda Accord, Vin# 1HGCM82646A004428	1	1500.00
2001 Chevrolet PU, Vin# 2GCEK19T911137964	1	1500.00
Manitowoc Lift, Model# F52C-40	1	125.00
Gilbarco Lift, Model# GBT-90	1	125.00
Bushhog M2672	1	20.00
Goodyear Eagle RS-A P255/60 R16 Tires	11	5.00 Each
32" Dixon Riding Mower 20 hp	1	25.00
**engine blown		
42" XMark Riding Mower engine blown	1	25.00 **

20" Push Mower 8.5 hp engine blown	1	25.00 **
10' Homemade Trailer with toolbox	1	25.00
6" Contractor Jagger Pump on trailer	1	25.00

BE IT FURTHER ORDAINED that Mayor Christopher L. Duncan is authorized to dispose of the afore-mentioned surplus movable property and 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. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance amending Ordinance No. 1240, M-C Series adopted August 13, 2014 to set forth city plumbing connection permit fee and inspection fee. Motion was made by Mr. Moss seconded by Mr. Bergeron that the following ordinance be adopted to-wit:

ORDINANCE NO. 1353, M-C SERIES

ORDINANCE AMENDING ORDINANCE NO. 1240, M-C SERIES,  
ADOPTED AUGUST 13, 2014 TO SET FORTH OUTSIDE CITY PLUMBING  
CONNECTION PERMIT FEE AND INSPECTION FEE.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the government authority thereof, that they do hereby amend Ordinance No. 1240, M-C Series, adopted August 13, 2014 to set forth outside city plumbing connection permit fee and inspection fee as set forth in the table below:

## **Permit Fee Schedule**

### **Cost Schedule**

0 - 300	\$0
301 – 1000	\$15.00
1001 – 2000	\$20.00
2001 – 3000	\$25.00
3001 – 5000	\$30.00
5001 – 10,000	\$35.00
10,001 – 25,000	\$50.00
25,001 – 26,000	\$100.00
26,001 – 150,000	\$101.25 – \$255.00
150,001 – 500,000	\$327.50 - \$1200.00
500,001 – UP	\$1201.50 - Up

In addition to permit fees, inspection fees for each craft on new or renovated commercial establishments will be as follows:

26,001 – 150,000	\$100.00
150,001 – 500,000	\$200.00
500,001 – UP	\$300.00

**The following projects are “cost of job” permits (see cost schedule)** - Signs, paved parking, swimming pools, re-roofs, fences, gasoline tanks, remodeling, repairs and/or alterations

### **Demolition Permit**

\$30.00	Demo-Commercial
\$15.00	Demo-Residential

### **Electrical Permit**

\$15.00	Electrical Permit
\$15.00	Electrical-Pole Service
\$4.00	Electrical-Breaker Double Pole
\$8.00	Electrical-Breaker Quad Pole
\$2.00	Electrical-Breaker Single Pole
\$6.00	Electrical-Breaker Triple Pole
\$4.00	Electrical-Breaker Main
\$6.00	Electrical-Breaker Main 3 Phase

**Fire Permit**

\$80.00	Fire-Construction
\$80.00	Fire-Operation

**Gas Permit**

\$15.00	Gas Permit
\$1.00	Gas-Outlet
\$15.00	Gas-Pressure Test

**House Moving Permit**

\$100.00	House Moving
\$50.00	Site visit to determine approval of structure up to 30 mile radius

**Mechanical Permit**

\$15.00	Mechanical Inspect
\$15.00	Mechanical Permit-1 <sup>st</sup> Ton
\$2.00	Mechanical-Per Add'l ton

**Mobile Home Permit**

\$80.00	Mobile Home-DBL Wide Permit
\$40.00	Mobile Home-SGL Wide Permit
\$50.00	Site visit to determine approval of structure up to 30 mile radius

**Plumbing Permit**

\$15.00	Plumbing-Change sewer line
\$15.00	Plumbing Permit
\$5.00	Plumbing-A/C
\$5.00	Plumbing-Bathtub
\$5.00	Plumbing-Dishwasher
\$5.00	Plumbing-Disposal
\$5.00	Plumbing-Drink Fountain
\$5.00	Plumbing-Grease Trap
\$5.00	Plumbing-Hose Bib
\$15.00	Plumbing-Inspection Fee



\$5.00	Plumbing-Lavatories
\$5.00	Plumbing-Refrigeration
\$5.00	Plumbing-Sewer
\$5.00	Plumbing-Shower/Floor Drain
\$5.00	Plumbing-Sink
\$5.00	Plumbing-Urinal
\$5.00	Plumbing-Washing Machine
\$5.00	Plumbing-Water Closet
\$5.00	Plumbing-Water Heater
\$5.00	Plumbing-Water Line
\$30.00	Plumbing- Commercial Back-Flow
\$60.00	Plumbing-Outside City Sewer Connection
\$30.00	Plumbing-Outside City Sewer Inspection

### **Portable Building Permit**

\$40.00	Portable Bldg-over 12' Wide
\$15.00	Portable Bldg-under 12' Wide

### **Grading**

\$50.00	Grading Permit
\$15.00	Portable Bldg-under 12'Wide

### **Demolition Bond** (Cashier's Check or Money Order)

\$1000.00	Demolition Bond-Commercial
.10	Demolition Bond-Commercial Sq Ft
\$ 500.00	Demolition Bond-Residential

### **Other Fees**

\$25.00	Re-inspection fee
\$50.00	Plan Review fee-Residential
\$60.00	Plan Review fee-Commercial
Double permit fee	"No Permit"
\$45.00	Generator Installation
Cost of Job + pre-construction inspection fee + final inspection fee (plan review fee if required)	Solar Panel
\$50.00	Change Contractor
\$50.00	Culvert Inspection Fee
\$50.00 (30 mile radius)	Any site visit required outside of city limits

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. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is an introduction of ordinance creating the Opelram Economic Development District within the City of Sulphur, Louisiana (THE "DISTRICT"); defining the boundaries thereof from which sales tax increments and hotel occupancy tax increments will be determined and used to fund a portion of the costs of an Economic Development Project as described herein, all in accordance with and as authorized by Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended; designating the governing authority of the District; requiring the baseline sales tax and hotel occupancy tax collection rate in the District to be certified; and providing for other matters in connection with the foregoing. (property located on north side of West Cal Boulevard). Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be introduced:

AN ORDINANCE CREATING THE OPELRAM ECONOMIC DEVELOPMENT DISTRICT (THE “*DISTRICT*”) WITHIN THE CITY OF SULPHUR, LOUISIANA; DEFINING THE BOUNDARIES THEREOF FROM WHICH SALES TAX INCREMENTS AND HOTEL OCCUPANCY TAX INCREMENTS WILL BE DETERMINED AND USED TO FUND A PORTION OF THE COSTS OF AN ECONOMIC DEVELOPMENT PROJECT AS DESCRIBED HEREIN, ALL IN ACCORDANCE WITH AND AS AUTHORIZED BY CHAPTER 27 OF TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; DESIGNATING THE GOVERNING AUTHORITY OF THE DISTRICT; REQUIRING THE BASELINE SALES TAX AND HOTEL OCCUPANCY TAX COLLECTION RATE IN THE DISTRICT TO BE CERTIFIED; AND PROVIDING FOR OTHER MATTERS IN CONNECTION WITH THE FOREGOING.

Motion was then made by Mr. Moss seconded by Mr. Favre 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 CREATING THE OPELRAM ECONOMIC DEVELOPMENT DISTRICT (THE “*DISTRICT*”) WITHIN THE CITY OF SULPHUR, LOUISIANA; DEFINING THE BOUNDARIES THEREOF FROM WHICH SALES TAX INCREMENTS AND HOTEL OCCUPANCY TAX INCREMENTS WILL BE DETERMINED AND USED TO FUND A PORTION OF THE COSTS OF AN ECONOMIC DEVELOPMENT PROJECT AS DESCRIBED HEREIN, ALL IN ACCORDANCE WITH AND AS AUTHORIZED BY CHAPTER 27 OF TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; DESIGNATING THE GOVERNING AUTHORITY OF THE DISTRICT; REQUIRING THE BASELINE SALES TAX AND HOTEL OCCUPANCY TAX COLLECTION RATE IN THE DISTRICT TO BE CERTIFIED; AND PROVIDING FOR OTHER MATTERS IN CONNECTION WITH THE FOREGOING.

A public hearing on said ordinance will be held at 5:30 p.m. on the 14<sup>th</sup> day of December, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Chapter 12, Section 52 of the Code of Ordinances of the City of Sulphur – Transportation routes for hazardous materials and trucks passing through city. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be introduced:

ORDINANCE AMENDING CHAPTER 12, SECTION 52 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – TRANSPORTATION ROUTES FOR HAZARDOUS MATERIALS AND TRUCKS PASSING THOROUGH CITY.

Motion was then made by Mr. Moss seconded by Mr. Favre 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 12, SECTION 52 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR – TRANSPORTATION ROUTES FOR HAZARDOUS MATERIALS AND TRUCKS PASSING THOROUGH CITY.

A public hearing on said ordinance will be held at 5:30 p.m. on the 14<sup>th</sup> day of December, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance granting a variance to Chapter 8, Section 5 and 6 of the Code of Ordinances of the City of Sulphur to KLEAT, LLC, to allow for paintball and similar entertainment activities on the northwest corner of Kim Street and Hwy. 90. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be introduced:

ORDINANCE GRANTING A VARIANCE TO CHAPTER 8, SECTION 5 AND 6 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO KLEAT, LLC, TO ALLOW FOR PAINTBALL AND SIMILAR ENTERTAINMENT ACTIVITIES ON THE NORTHWEST CORNER OF KIM STREET AND HWY. 90.

Motion was then made by Mr. Favre 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 GRANTING A VARIANCE TO CHAPTER 8, SECTION 5 AND 6 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO KLEAT, LLC, TO ALLOW FOR PAINTBALL AND SIMILAR ENTERTAINMENT ACTIVITIES ON THE NORTHWEST CORNER OF KIM STREET AND HWY. 90.

A public hearing on said ordinance will be held at 5:30 p.m. on the 14<sup>th</sup> day of December, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Chapter 5 of the Code of Ordinances of the City of Sulphur to provide for Article XI – Work Force Temporary Housing. Motion was made by Mr. Favre seconded by Mr. Moss that the following amendment be made:

Section 5-308

(t) BOND – equal to cost of site restoration plan plus 25%

Motion carried.

Motion was then made by Mr. Favre seconded by Mr. Moss that the following ordinance be introduced:

**ORDINANCE AMENDING CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO PROVIDE FOR ARTICLE XI – WORK FORCE TEMPORARY HOUSING.**

Motion was then made by Mr. Favre 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 5 OF THE CODE OF ORDINANCES OF  
THE CITY OF SULPHUR TO PROVIDE FOR ARTICLE XI – WORK FORCE  
TEMPORARY HOUSING.

A public hearing on said ordinance will be held at 5:30 p.m. on the 14<sup>th</sup> day of December, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Ordinance No. 1095, M-C Series adopted September 10, 2012, which granted a right of way to Denbury Gulf Coast Pipelines, LLC. Mayor Duncan stated that this amendment will allow them to continue until 2020. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be introduced:

AN ORDINANCE AMENDING ORDINANCE NO. 1095, M-C SERIES ADOPTED SEPTEMBER 10, 2012, WHICH GRANTED A RIGHT OF WAY TO DENBURY GULF COAST PIPELINES, LLC.

Motion was then made by Mr. Moss seconded by Mr. Favre 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 ORDINANCE NO. 1095, M-C SERIES ADOPTED  
SEPTEMBER 10, 2012, WHICH GRANTED A RIGHT OF WAY TO DENBURY  
GULF COAST PIPELINES, LLC.

A public hearing on said ordinance will be held at 5:30 p.m. on the 14<sup>th</sup> day of December, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance authorizing the City of Sulphur to implement a supplemental pay schedule per R.S. 40:1667.1A(3) for the first year salary on newly hired police officers who would otherwise be eligible for State supplemental pay except that they have not completed one year of service. Mayor Duncan stated that Rep. Mike Danahay and Senator Ronnie Johns changed legislation to allow for this. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be introduced:

AN ORDINANCE AUTHORIZING THE CITY OF SULPHUR TO  
IMPLEMENT A SUPPLEMENTAL PAY SCHEDULE PER R.S. 40:1667.1  
A(3) FOR THE FIRST YEAR SALARY OF NEWLY HIRED POLICE  
OFFICERS WHO WOULD OTHERWISE BE ELIGIBLE FOR STATE  
SUPPLEMENTAL PAY EXCEPT THAT THEY HAVE NOT COMPLETED  
ONE YEAR OF SERVICE.

Motion was then made by Mr. Moss seconded by Mr. Favre 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 THE CITY OF SULPHUR TO IMPLEMENT A SUPPLEMENTAL PAY SCHEDULE PER R.S. 40:1667.1 A(3) FOR THE FIRST YEAR SALARY OF NEWLY HIRED POLICE OFFICERS WHO WOULD OTHERWISE BE ELIGIBLE FOR STATE SUPPLEMENTAL PAY EXCEPT THAT THEY HAVE NOT COMPLETED ONE YEAR OF SERVICE.

A public hearing on said ordinance will be held at 5:30 p.m. on the 14<sup>th</sup> day of December, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is a resolution awarding low bid received for Dual Antenna Dash-Mounted Radars. Motion was made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

### **RESOLUTION NO. 2904, M-C SERIES**

Resolution awarding low bid received for Dual Antenna Dash-Mounted Radars.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for Dual Antenna Dash-Mounted Radars were opened and read aloud in an open and public bid session on Wednesday, November 4, 2015 at 10:00 a.m. and bids were as follows:

<b><u>Company</u></b>	<b><u>Total Each</u></b>	<b><u>Grand Total</u></b>
Kustom Signals, Inc.	\$1,929.00	\$38,580.00
Decatur Electronics		No Proposal
MPH Industries		No Proposal

BE IT FURTHER RESOLVED that the City Council does hereby accept the recommendation of Mayor Christopher L. Duncan and award the bid for Dual Antenna Dash-Mounted Radars as follows:

<u>Company</u>	<u>Total Each</u>	<u>Grand Total</u>
Kustom Signals, Inc.	\$1,929.00	\$38,580.00

BE IT ALSO FURTHER RESOLVED that Mayor Christopher L. Duncan is authorized to sign all paperwork in connection therewith.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
DRU ELLENDER, Chairman

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

**RESOLUTION NO. 2905, 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 bid to be in accordance with the quantities and specifications on file with the City of Sulphur Purchasing Department.

BE IT FURTHER RESOLVED that the re-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 2<sup>nd</sup> day of December, 2015, 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 City Hall, and the City Council shall at a regular meeting on the 14<sup>th</sup> day of December, 2015, 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. Bids are also available electronically at [www.bidexpress.com](http://www.bidexpress.com); free membership is required to access. Said bids to be in accordance with the quantities and specifications on file with the City of Sulphur Purchasing Department located at 604 Live Oak, Sulphur, Louisiana

CITY OF SULPHUR, LOUISIANA

BY \_\_\_\_\_  
DRU ELLENDER, 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 14th day of December, 2015, 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. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
DRU ELLENDER, Chairman

The next item on the agenda is a resolution repealing Resolution 2345, M-C Series, adopted November, 2010, which authorized a temporary moratorium on customers receiving outside sewer service (Houston River area). Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2906, M-C SERIES

Resolution repealing Resolution No. 2345, M-C Series, adopted November 2010, which authorized a temporary moratorium on customers receiving outside sewer service (Houston River area).

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby repeal Resolution No. 2345, M-C Series, adopted November 2010, which authorized a temporary moratorium on customers receiving outside sewer service (Houston River area).

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
DRU ELLENDER, Chairman

The next item on the agenda is a resolution accepting Substantial Completion on Navarre Street Improvement Project Phase I. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following resolution be adopted to-wit:

RESOLUTION NO. 2907, M-C SERIES

Resolution accepting the Certificate of Substantial Completion on the Navarre Street Improvement Project Phase I.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby accept the Certificate of Substantial Completion on the Navarre Street Improvement Project Phase I.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
DRU ELLENDER, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with the Calcasieu Parish District Attorney's Office, Calcasieu Parish Sheriff's Office, Calcasieu Parish Police Jury, City of Lake Charles, City of Westlake, City of Vinton, City of DeQuincy, Town of Iowa, Cameron Parish District Attorney's Office, Allen Parish District Attorney's Office, Beauregard Parish District Attorney's Office, Jefferson Davis District Attorney's Office, Region V Office of Public Health, Calcasieu Cameron Hospital Service District, Christus St. Patrick Hospital and Lake Area Medical Center for the SANE (Sexual Assault Nurse Examiner) Program. Mr. Favre stated that he would recuse himself from voting since he works at West Calcasieu Cameron Hospital. Motion was then made by Ms. Allison seconded by Mr. Moss that the following resolution be adopted to-wit:

**RESOLUTION NO. 2908, M-C SERIES**

Resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with the Calcasieu Parish District Attorney's Office, Calcasieu Parish Sheriff's Office, Calcasieu Parish Police Jury, City of Lake Charles, City of Westlake, City of DeQuincy, Town of Iowa, Cameron Parish District Attorney's Office, Allen Parish District Attorney's Office, Beauregard Parish District Attorney's Office, Jefferson Davis Parish District Attorney's Office, Region V Office of Public Health, Calcasieu Cameron Hospital Service District, Christus St. Patrick Hospital, and Lake Area Medical Center for the SANE (Sexual Assault Nurse Examiner) Program.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with the afore-mentioned entities for the SANE (Sexual Assault Nurse Examiner) Program with said Cooperative Endeavor Agreement to be for a term of three (3) years beginning January 1, 2016; and

BE IT ALSO FURTHER RESOLVED that the City Council does hereby authorize the payment of Eight Thousand Dollars and no/100 (\$8,000.00) to the Calcasieu Parish District Attorney on behalf of the Lake Charles Memorial Hospital S.A.N.E. Program for each year of the Cooperative Endeavor Agreement.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Moss

NAYS: None

ABSENT: None

RECUSE: Mr. Favre

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a resolution appointing a member to the West Calcasieu Community Center Board of Directors. Motion was made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2909, M-C SERIES

Resolution appointing Coy Vincent to the West Calcasieu Community Center Board of Directors.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint Coy Vincent to the West Calcasieu Community Center Board of Directors with term to expire December 31, 2017.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a resolution authorizing advertisement of bids for Loretto-LaSalette Alleyway Water Main Replacement Project. Mr. Bergeron stated that he would abstain from voting since he works for the engineering firm handling this project. Motion was made by Ms. Allison seconded by Mr. Favre that the following resolution be adopted to-wit:

**RESOLUTION NO. 2910, M-C SERIES**

Resolution authorizing the advertisement for Loretto-LaSalette Alleyway Water Main Replacement Project.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize advertisement of bids for Loretto-LaSalette Alleyway Water Main Replacement Project, said bids to be in accordance with the quantities and specifications on file with 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 Loretto-LaSalette Alleyway Water Main Replacement Project, will be received by the Clerk of the Council until 10:00 a.m. on the 7th day of January, 2016, 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 Public Works in the Conference Room at the City Hall, and the City Council shall at a regular meeting on the 11th day of January, 2016, 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. Bids are also available electronically at [www.bidexpress.com](http://www.bidexpress.com); free membership is required to access. Said bids to be in accordance with the quantities and specifications on file with the City of Sulphur Purchasing Department located at 604 Live Oak, Sulphur, Louisiana

CITY OF SULPHUR, LOUISIANA

BY \_\_\_\_\_  
DRU ELLENDER, 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 January, 2016, 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, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

ABSTAIN: Mr. Bergeron

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of November, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

The next item on the agenda is a discussion concerning Progressive Waste. Mr. Moss stated that he's had so many complaints coming from Beauregard Street concerning trash falling on road and their trash continually not getting emptied. Mr. Favre stated that he agrees with Mr. Moss. There are issues all the time. Progressive Waste made promises and now can't keep those promises. Mr. Bergeron stated that there is oil being spilled on road all the time. He doesn't receive a lot of complaints though on missed pick ups. Ms. Allison stated that she agrees with the spillages and they smell horrible.

Rachel Reed, Public Works Administrative Assistant, stated that since July the complaints have grown tremendously. October was a really bad month for complaints. The east side of city is really bad about missed cans. The Friday route has the most complaints. Mayor Duncan stated that the amount of time Ms. Reed spends on all these complaints she can be doing something else. These complaints tie up way to much time.



Phil, Operations Manager, stated that he took over 5 months ago. The truck issues should be fixed. I had a driver walk off in October and now I'm training a new one. All businesses have glitches and we'll get it taken care of.

The next item on the agenda is a discussion concerning recreational TIF to entice more recreational venues to the City. Mayor Duncan stated that this TIF isn't for ball fields. It would be more for putt putt, bowling alleys and a trampoline park, etc. He will get with Jay Delafield to discuss more.

The next item on the agenda is discuss Collective Bargaining Agreement between the City of Sulphur and the Sulphur Professional Firefighters Association, Local #3765-AFL-CIO-CLC.

The Discussion will be held in Executive Session.

Shannon Clark, Fire Department, requested that a representative from Fire Department be allowed to go into Executive Session. Mayor Duncan stated that he wouldn't recommend this. Motion was made by Mr. Favre seconded by Mr. Moss that they go into executive session (6:56 p.m.).

Motion carried.

Motion was then made by Mr. Moss seconded by Mr. Favre that they reconvene the meeting (7:38 p.m.)

Motion carried.

The next item on the agenda is Public to Address Council. Shannon Clark, Fireman, stated that he would like to thank the citizens for their support and kind words during discussions on Handbook and also thanked Council and Mayor.

Charlie Atherton asked the Council to draft a resolution opposing the closing of Boudoin Road in Carlyss.

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

ATTEST:

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ARLENE BLANCHARD, Clerk

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DRU ELLENDER, Chairman

11/9/15  
7:45 P.M.