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 September 12, 2016 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, Armed Forces member, followed by the reciting of the Pledge of Allegiance led by Mr. Moss.

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 Mr. Favre 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 #7 be moved up to #1A. Motion carried.

Motion was then made by Mr. Favre seconded by Mr. Moss that item #18 be amended as follows:

Change the word "Committee" to "Commission"

Motion carried.

Motion was then made by Mrs. Ellender seconded by Mr. Favre that item #17 (c) and (d) be removed from the agenda. 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 Armed Forces Committee presented a certificate to Justin James and thanked him for his years of service to our country.

The next item on the agenda is a public hearing on ordinance amending and re-adopting the General Fund Budget for fiscal year ending June 30, 2017. Motion was made by Mr. Favre seconded by Ms. Allison that the following ordinance be adopted to-wit:

ORDINANCE NO. 1408, M-C SERIES

AN ORDINANCE AMENDING AND RE-ADOPTING THE GENERAL FUND BUDGET FOR FISCAL YEAR ENDING JUNE 30, 2017.

BE IT ORDAINED by the City of Sulphur, Louisiana, through its governing body, the City Council of the City of Sulphur, Louisiana, as follows:

SECTION 1. That the General Fund Budget of the City of Sulphur, Louisiana, for the fiscal year ending June 30, 2017, heretofore adopted by the City Council, be and the same is hereby amended and re-adopted in accordance with "Exhibit A" attached hereto and made a part hereof.

SECTION 2. All ordinances and resolutions or parts thereof in conflict herewith be and the same are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon approval by the Mayor.

A vote was then called with the results as follows:

YEAS: Mrs.	Ellender,	Mr. E	Bergeron,	Ms.	Allison,	Mr.	Favre,	Mr.	Moss
NAYS: None	e								
ABSENT: N	one								

And the said ordinance was declared duly adopted on this 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is Jackie Green to present update on Sulphur Senior Center.

Jackie Green addressed the Council and gave a brief presentation (see attached).

The next item on the agenda is Gus Rantz, candidate for Congress to address Council. Mr. Rantz addressed the Council and gave a brief history of himself and asked for their support in the November election.

The next item on the agenda is Mary Warner, candidate for Public Service Commission to address Council. Ms. Warner addressed the Council and gave a brief history of herself and asked for their support in the November election.

The next item on the agenda is Judge Marilyn Castle, candidate for Supreme Court to address Council. Ms. Castle addressed the Council and gave a brief history of herself and asked for their support in the November election.

At this time Mr. Moss took a point of privilege and asked to let Judge Genovese speak since he was in the audience. Mr. Geneovese gave a brief history of himself and asked for the Council's support in the November election.

The next item on the agenda is Concerned Citizens of Calcasieu Parish to speak on homeless veterans. Kimberly Andrepont addressed the Council and asked for support for City of Refuge in Vinton. She stated that their construction was halted when Dept. of Health and Hospitals stopped them due to issues with the water analysis and number of seating they will have in the kitchen. DHH said that their code changed and City of Refuge will be over their maximum seating capacity. They will need to make changes which will cost a lot of money. They've exhausted all their resources. These are veterans we're talking about. Men and women who have fought for our country and they can't even sit at a table like you and I and have dinner. They have to take their dinner in metal plates

and go to their rooms to eat. It breaks my heart that they can't sit at a table every night to eat dinner. She also asked for Council's help in spreading the word.

Mike Daigle, Director of Public Works, stated that he use to work for DHH and as a private citizen he would be happy to get with all parties to discuss this. Mr. Favre stated that Council will reach out to Governor's office. Mr. Moss stated that he's going to Baton Rouge tomorrow and he'll see what he can do.

The next item on the agenda is a public hearing on ordinance granting a rezone from Residential to Business to DAVJUL, LLC, property located at 315 and 323 Live Oak Street, (to allow for warehousing for grocery items for Misse's Grocery). Mrs. Ellender asked why were they making an amendment to take out "to allow for warehousing for Misse's Grocery". Mayor Duncan stated that he wanted to make that amendment. The Consultants from New Orleans (Tim Jackson) said that once you rezone a piece of property you have to allow whatever is permitted in that district. Just because that specifically said they wanted to warehouse groceries, if they change their mind they would be allowed to do whatever is permitted in that certain district. After discussion, motion was made by Ms. Allison seconded by Mr. Favre that the following amendment be made:

Delete - to allow for warehousing for grocery items for Misse's Grocery Motion carried.

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

ORDINANCE NO. 1409, M-C SERIES AS AMENDED

ORDINANCE GRANTING A REZONE TO DAVJUL, LLC, FROM RESIDENTIAL TO BUSINESS DISTRICT FOR PROPERTY LOCATED AT 315 AND 323 LIVE OAK STREET.

WHEREAS, DAVJUL, LLC, has submitted application for a rezone from Residential to Business; and

WHEREAS, the Land Use Commission granted said rezone and introduced the ordinance on Monday, August 15, 2016.

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 rezone to DAVJUL, LLC, from Residential to Business.for the following described property to wit:

LOTS 5, 6 BLK 9 VERDINE ADD

This Rezone is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said Rezone 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 Rezone, 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 Rezone 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 re-zone.

No work shall commence until all applicable permits are obtained. In the event work is commenced prior to obtaining all applicable permits, this Rezone 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. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None ABSENT: None

And the said ordinance was declared duly adopt	ed on this 12 th day of September, 2016.
ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a public hearing on ordinance granting a rezone from Residential to Business to DAVJUL, LLC, property located at 112 East Lincoln Street. (to allow for warehousing for grocery items for Misse's Grocery). Motion was made by Mrs. Ellender seconded by Ms. Allison that the following ordinance be amended:

Delete - to allow for warehousing for grocery items for Misse's Grocery Motion carried.

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

ORDINANCE NO. 1410 MC SERIES AS AMENDED

ORDINANCE GRANTING A REZONE TO DAVJUL, LLC, FROM RESIDENTIAL TO BUSINESS DISTRICT FOR PROPERTY LOCATED AT 112 EAST LINCOLN STREET.

WHEREAS, DAVJUL, LLC, has submitted application for a rezone from Residential to Business; and

WHEREAS, the Land Use Commission granted said rezone and introduced the ordinance on Monday, August 15, 2016.

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 rezone to DAVJUL, LLC, from Residential to Business for the following described property to wit:

LOTS 8, 10, 11 BLK 9 VERDINE SUB

This Rezone is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said Rezone 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 Rezone, 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 Rezone 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 re-zone.

No work shall commence until all applicable permits are obtained. In the event work is commenced prior to obtaining all applicable permits, this Rezone 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. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None ABSENT: None

And the said ordinance was declared duly adopted on this 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a public hearing on ordinance granting the subdividing of lots to Redd Family LLC, Jones Boyer LLC, John Scofield and Diane Dennison for property located at the southeast quad of I-10 and Beglis Parkway. Motion was made by Ms. Allison seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1411, M-C SERIES

ORDINANCE GRANTING THE SUBDIVIDING OF LOTS FOR REDD FAMILY LLC, JONES BOYER LLC, JOHN SCOFIELD & DIANE DENNISON FOR PROPERTY LOCATED AT THE SOUTHEAST QUAD OF I-10 AND BEGLIS PARKWAY.

WHEREAS, the plat has been presented and examined for compliance in accordance with Chapter 18, Section 24 (j) (4) of the Code of Ordinances of the City of Sulphur; and

WHEREAS, the Land Use Commission introduced said ordinance on Monday, August 15, 2016; and

WHEREAS, each lot will conform to Article IV, Part 3, Section 5 (3) of the Land Use Ordinance of the City of Sulphur, Louisiana; and

WHEREAS, application has been received from Redd Family LLC, Jones Boyer LLC, John Scofield & Diane Dennison to subdivide property into 2 parcels with each parcel conforming to Article IV, Part 3, Section 5 (3) of the Land Use Ordinance of the City of Sulphur, Louisiana for the property described as follows:

A BOUNDARY SURVEY IN THE WEST HALF OF THE SOUTHEAST QUARTER (W ½ SE ¼) OF SECTION 2, TOWNSHIP 10 SOUTH, RANGE 10 WEST, LOCATED EAST OF BEGLIS PARKWAY (ARIZONA STREET), NORTH OF PATTON STREET, AND SOUTH OF INTERSTATE 10 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 (SW 1/4 SE 1/4) OF SECTION 2, TOWNSHIP 10 SOUTH, RANGE 10 WEST; THENCE N 00°41'18" E 30 FEET TO THE POINT OF NORTH RIGHT OF WAY LINE OF PATTON STREET, THENCE N 89°02' 04" W 282.0 FEET ALONG THE NORTH RIGHT OF WAY LINE OF PATTON STREET TO THE POINT OF BEGINNING: THENCE CONTINUING ALONG THE NORTH RIGHT OF WAY LINE OF PATTON STREET N 89°02'04" W 649.43 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE AND CONTROL OF ACCESS LINE OF ARIZONA STREET INTERCHANGE RAMP C; THENCE N 00°37'34" E 89.57 FEE ALONG THE EAST RIGHT OF WAY LINE AND CONTROL OF ACCESS LINE OF ARIZONA STREET INTERCHANGE RAMP C FOR THIS AND THE NEXT 6 CALLS; THENCE N 70°40'39" E 102.96 FEET; THENCE 109.34 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 316 FEET (CHORD BEARING N 60°45'45" E 108.80 FEET); THENCE 161.84 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 316 FEET (CHORD BEARING N 36°10'51" E 160.08 FEET); THENCE N 01°00'53" E 368.61 FEET; THENCE 205.91 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 250 FEET

(CHORD BEARING N 47°41'03" E 200.14 FEET); THENCE 225.87 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 1849.86 FEET (CHORD BEARING N 74°46'39" E 225.73 FEET); THENCE S 00°41'18" W 879.54 FEET TO THE POINT OF BEGINNING. CONTAINING 7.89 ACRES MORE OR LESS.

This subdivision is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said subdivision 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 subdivision, 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.

If City Council does hereby approve this subdivision the owner of this subdivision 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 subdivision.

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

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 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a public hearing on ordinance granting the rezone from Business to Commercial to Jones-Boyer, LLC, for property located at the northeast quad of I-10 and Beglis Parkway (to allow for motels, office, retail and restaurant development). After discussion

concerning property descriptions, motion was made by Ms. Allison seconded by Mr. Moss that the following description be deleted:

TRACT 1

AN UNDIVIDED ONE-HALF INTEREST IN THAT PART OF WEST HALF OF SOUTHEAST QUARTER (W/2 OF SE/4) OF SECTION 2, TOWNSHIP 10 SOUTH, RANGE 10 WEST LYING EAST OF ARIZONA STREET AND NORTH OF INTERSTATE 10, LESS AND EXCEPT THAT PORTION OF SAME CONTAINING .739 ACRES AND 7.798 ACRES EXPROPRIATED FOR HIGHWAY PURPOSES IN THAT MATTER STYLED "STATE OF LOUISIANA VS. CHARLES L. FELLOWS ET AL" BEARING NO. 85-4593 ON THE DOCKET OF THE FOURTEENTH DISTRICT COURT IN AND FOR CALCASIEU PARISH, LOUISIANA.

Motion carried.

Motion was then made by Mr. Favre seconded by Ms. Allison that the following stipulations be placed on property:

- The 20-foot in width buffer abutting Residential District shall remain wooded.
- Construct a 6-foot tall buffer constructed of wood or brick masonry.

Motion carried.

Motion was then made by Ms. Allison seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1412, M-C SERIES AS AMENDED

ORDINANCE GRANTING A REZONE TO JONES-BOYER, LLC FROM BUSINESS TO COMMERCIAL FOR PROPERTY LOCATED AT THE NORTHEAST QUAD OF I-10 AND BEGLIS PARKWAY.

WHEREAS, Jones-Boyer, LLC has submitted application for a rezone from Business to Commercial; and

WHEREAS, the Land Use Commission introduced said ordinance on Monday, August 15, 2016; and

WHEREAS, the following stipulations shall be placed on property:

- 1. The 20-foot in width buffer abutting Residential District shall remain wooded.
- 2. Construct a 6-foot tall buffer constructed of wood or brick masonry.

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 rezone to Jones-Boyer, LLC, from Business to Commercial for the following described property to wit:

TRACT 1

AN UNDIVIDED ONE-HALF INTEREST IN THAT PART OF WEST HALF OF SOUTHEAST QUARTER (W/2 OF SE/4) OF SECTION 2, TOWNSHIP 10 SOUTH, RANGE 10 WEST, LYING EAST OF ARIZONA STREET AND SOUTH OF INTERSTATE 10, LESS AND EXCEPT:

- 1. THE SOUTH 210 FEET THEREOF.
- 2. THAT PORTION OF SAME CONTAINING 7.494 ACRES EXPROPRIATED FOR HIGHWAY PURPOSES IN THAT MATTER STYLED "STATE OF LOUISIANA VS. THOMAS C. REDD, ET AL" BEARING NO. 85-5517 ON THE DOCKET OF THE FOURTEENTH DISTRICT COURT IN AND FOR CALCASIEU PARISH, LOUISIANA.

TRACT 2

THE SOUTH 210 FEET OF WEST HALF OF SOUTHEAST QUARTER (W/2 OF SE/4) OF SECTION 2, TOWNSHIP 10 SOUTH, RANGE 10 WEST, LESS AND EXCEPT:

- 1. THE WEST 160 FEET THEREOF.
- 2. THAT PORTION OF SAME CONTAINING .286 ACRES EXPROPRIATED FOR HIGHWAY PURPOSES IN THAT MATTER STYLED "STATE OF LOUISIANA VS. LOUISE G. JONES ET AL" BEARING NO. 85-5687 ON THE DOCKET OF THE FOURTEENTH JUDICIAL DISTRICT IN AND FOR CALCASIEU PARISH, LOUISIANA.

This Rezone is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said Rezone 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 Rezone, 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 Rezone 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 re-zone.

No work shall commence until all applicable permits are obtained. In the event work is commenced prior to obtaining all applicable permits, this Rezone 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, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: Mr. Bergeron ABSENT: None

And the said ordinance was declared duly adopted on this 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a public hearing on ordinance amending final plat adopted by City Council on July 6, 2016 (Ordinance No. 1394) that accepted final plat from Belle Savanne, LLC for Minosa Park Phase I Subdivision to include dedication of streets. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1413, M-C SERIES

ORDINANCE AMENDING FINAL PLAT ADOPTED BY CITY COUNCIL ON JULY 6, 2016 (ORDINANCE NO. 1394) THAT ACCEPTED FINAL PLAT FROM BELLE SAVANNE, LLC FOR MIMOSA PARK PHASE I SUBDIVISION TO INCLUDE DEDICATION OF STREETS.

WHEREAS, City Council adopted final plat for Mimosa Park Phase I Subdivision on July 6, 2016, Ordinance No. 1394; and

WHEREAS, applicant erroneously did not include the dedication of streets in said subdivision.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend previously adopted final plat for Mimosa Park Phase I Subdivision to include the dedication of streets.

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 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a public hearing on ordinance amending final plat adopted by City Council on May 11, 2015 (Ordinance No. 1298) that accepted final plat from Belle Savanne Development, LLC for Belle Savanne Phase 1A Subdivision to include dedication of streets. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1414, M-C SERIES

ORDINANCE AMENDING FINAL PLAT ADOPTED BY CITY COUNCIL ON MAY 11, 2015 (ORDINANCE NO. 1298) THAT ACCEPTED FINAL PLAT FROM BELLE SAVANNE DEVELOPMENT, LLC FOR BELLE SAVANNE PHASE 1A SUBDIVISION TO INCLUDE DEDICATION OF STREETS.

WHEREAS, City Council adopted final plat for Belle Savanne Phase 1A Subdivision on May 11, 2015, Ordinance No. 1298; and

WHEREAS, applicant erroneously did not include the dedication of streets in said subdivision.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend previously adopted final plat for Belle Savanne Phase 1A Subdivision to include the dedication of streets.

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 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a public hearing on ordinance amending final plat adopted by City Council on December 14, 2015 (Ordinance No. 1359) that accepted final plat from Belle Savanne Partners, LLC for Carlyss Place Phase I Subdivision to include dedication of streets.

Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be adopted towit:

ORDINANCE NO. 1415, M-C SERIES

ORDINANCE AMENDING FINAL PLAT ADOPTED BY CITY COUNCIL ON DECEMBER 14, 2015 (ORDINANCE NO. 1359) THAT ACCEPTED FINAL PLAT FROM BELLE SAVANNE PARTNERS, LLC FOR CARLYSS PLACE PHASE I SUBDIVISION TO INCLUDE DEDICATION OF STREETS.

WHEREAS, City Council adopted final plat from Belle Savanne Partners, LLC for Carlyss Place Phase I Subdivision on December 14, 2015, Ordinance No. 1359; and

WHEREAS, applicant erroneously did not include the dedication of streets in said subdivision.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend previously adopted final plat for Carlyss Place Phase I Subdivision to include the dedication of streets.

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 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

ATTECT

The next item on the agenda is a public hearing on ordinance accepting Preliminary Plat from Guidry Land Development, LLC, for Maple Creek Subdivision located south of Driftwood Street.

Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted towit:

ORDINANCE NO. 1416, M-C SERIES

ORDINANCE ACCEPTING PRELIMINARY PLAT FROM GUIDRY LAND DEVELOPMENT, LLC FOR MAPLE CREEK SUBDIVISION LOCATED SOUTH OF DRIFTWOOD STREET.

WHEREAS, Guidry Land Development, LLC has submitted a preliminary plat for Maple Creek Subdivision located south of Driftwood Street; and

WHEREAS, said examination reflects that the preliminary plat submitted by Guidry Land Development, LLC complies with Chapter 18 of the Code of Ordinances for the City of Sulphur; and

WHEREAS, applicant requests a variance for front setbacks to be 20 feet rather than the required 30 feet.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby accept preliminary plat from Guidry Land Development, LLC for Maple Creek Subdivision for the following described property:

THAT CERTAIN TRACT OF LAND SITUATED IN SECTION 6, TOWNSHIP 10 SOUTH, RANGE 9 WEST, CALCASIEU PARISH, LOUISIANA, CONTAINING 36.89 ACRES AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH WESTERLY CORNER OF SAID TRACT OF LAND, ALSO KNOWN AS THE POINT OF COMMENCEMENT (POC) AND THE POINT OF BEGINNING (POB).

THENCE SOUTH 89°48'36" EAST A DISTANCE OF 1329.70 FEET; THENCE SOUTH 00°11'24" WEST A DISTANCE OF 823.61 FEET; THENCE PROCEED ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 2141.80 FEET, AN ARC DISTANCE OF 823.66 FEET, A CHORD BEARING OF SOUTH 50°49'38" WEST AND A CHORD DISTANCE OF 818.59 FEET;

THENCE NORTH 89°22'13" WEST A DISTANCE OF 710.29 FEET; THENCE NORTH 00°46'00" EAST A DISTANCE OF 1337.40 FEET TO THE POINT OF BEGINNING (POB).

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

NAYS: Mr. Bergeron ABSENT: None

And the said ordinance was declared duly adopted on this 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a public hearing on ordinance granting the subdividing of lots to Jolene Saunier, 308 East Verdine Street. Motion was made by Mrs. Ellender seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1417, M-C SERIES

ORDINANCE GRANTING THE SUBDIVIDING OF LOTS FOR JOLENE SAUNIER, 308 EAST VERDINE STREET.

WHEREAS, the plat has been presented and examined for compliance in accordance with Chapter 18, Section 24 (j) (4) of the Code of Ordinances of the City of Sulphur; and

WHEREAS, each lot will consist of 8,435 sq. ft. and 50 ft. of road frontage in accordance with Article IV, Part 3, Section 2 (2) (b) of the Land Use Ordinance of the City of Sulphur; and

WHEREAS, in accordance with Chapter 18, Section 24 (j) (4) of the Code of Ordinances of the City of Sulphur, application has been received from Jolene Saunier, 308 East Verdine Street to subdivide property into 2 parcels with each parcel consisting of 8,435 sq. ft. and 50 ft. of road frontage for the property described as follows:

TRACT A

SURVEY SHOWING A TRACT OF LAND COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF NORTHEAST

QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST, THENCE NORTH A DISTANCE OF 40 FEET, THENCE EAST A DISTANCE OF 292.7 FEET TO POINT OF BEGINNING; THENCE NORTH A DISTANCE OF 168.7 FEET; THENCE EAST A DISTANCE OF 50 FEET; THENCE SOUTH A DISTANCE OF 168.7 FEET; THENCE WEST A DISTANCE OF 50 FEET TO POINT OF BEGINNING.

TRACT B

SURVEY SHOWING A TRACT OF LAND COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF NORTHEAST QUARTER OF SECTION 34 TOWNSHIP 9 SOUTH, RANGE 10 WEST, THENCE NORTH A DISTANCE OF 40 FEET, THENCE EAST A DISTANCE OF 342.7 FEET TO POINT OF BEGINNING; THENCE NORTH A DISTANCE OF 168.7 FEET; THENCE EAST A DISTANCE OF 50 FEET; THENCE SOUTH A DISTANCE OF 168.7 FEET; THENCE WEST A DISTANCE OF 50 FEET TO POINT OF BEGINNING.

BE IT 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 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD Clerk	DENNIS BERGERON Chairman

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

a. To condemn building or structure located at 213 McArthur Street, in accordance with Article IX, Section 5-286 through 5-296.

Motion was made by Mr. Favre seconded by Mr. Moss that the above address be demolished. Motion carried.

b. To condemn building or structure located at 519 Mackey Street, in accordance with Article IX, Section 5-286 through 5-296.

Motion was made by Mr. Favre seconded by Mr. Moss that the above address be demolished.

Motion carried.

The next item on the agenda is an introduction of ordinance creating a Home Rule Charter

Commission in accordance with Section 7-06 of the Home Rule Charter of the City of Sulphur. Mr.

Favre stated that State Statute allows for a minimum of 7 members and maximum of 11 members.

The meetings will be public meetings. Our current Charter is outdated. The Committee is trying to

get it on the November, 2017 ballot. Approximately 12 names have been submitted for the 7th

member. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be

introduced:

ORDINANCE CREATING A HOME RULE CHARTER COMMISSION FOR THE

CITY OF SULPHUR.

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 CREATING A HOME RULE CHARTER COMMISSION FOR THE CITY

OF SULPHUR.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11th day of October,

BY:

2016, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

DENNIS BERGERON, Chairman

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Motion carried.

The next item on the agenda is a resolution accepting petition from Hackberry Investments Four, LLC to annex parcel into the city limits of Sulphur for property located at 521 Prater Road. Mr. Bergeron stated that just because we accept one parcel into the City we have to take in ½ the road? Mayor Duncan stated that the Parish has told us that we own ½ the road. Motion was then made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2990, M-C SERIES

Resolution accepting petition from Hackberry Investments Four, LLC, for the annexation of property for 521 Prater Road.

WHEREAS, in accordance with 33:171 of the Louisiana Revised Statutes, the City Council is hereby accepting petition from Hackberry Investments Four, LLC for the following described property:

THE SOUTH HALF (S/2) OF THE FOLLOWING DESCRIBED PROPERTY: COMMENCING 626.10 FEET SOUTH (MEAS= S-00°13'14" -W, 634.36') OF THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE/4-SW/4) OF SECTION 29, TOWNSHIP 9 SOUTH, RANGE 9 WEST, LA. MER., CALCASIEU PARISH, LOUISIANA; THENCE SOUTH 208.7 FEET; THENCE WEST 417.4 FEET; THENCE NORTH 208.7 FEET; THENCE EAST 417.4 FEET TO THE POINT OF BEGINNING.

HEREIN DESCRIBED TRACT CONTAINING 1.00 ACRES, MORE OR LESS, AND SUBJECT TO A PUBLIC ROAD RIGHT OF WAY (PRATER ROAD) ON THE EAST SIDE THEREOF AND ANY OTHER RIGHTS OF WAY, SERVITUDES AND/OR EASEMENTS OF RECORD OR BY USE.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby accept petition from Hackberry Investments Four, LLC, for the annexation of property for 521 Prater Road.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Favre, Mr. Moss

NAYS: Mr. Bergeron, Ms. Allison

ABSENT: None

And the said resolution was declared duly	adopted on this 12 th day of September, 2016.
ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a resolution awarding low bid received for City of Sulphur Law Enforcement Building project. Motion was made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2991, M-C SERIES

Resolution awarding low bid received for City of Sulphur Law Enforcement Building project.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for the Sulphur Law Enforcement Building project were opened and read aloud in an open and public bid session on Wednesday, August 24, 2016 at 11:00 a.m. and bids were as follows:

<u>Bidder</u>	Base Bid
John D. Myers & Associates	\$1,616,400.00
Pat Williams Construction, LLC	\$1,628,000.00
Keiland Construction, LLC	\$1,655,000.00
Shannon Smith Construction, Inc.	\$1,697,000.00
Gunter Construction, Inc.	\$1,698,000.00
Alfred Palma, LLC	\$1,830,900.00

BE IT FURTHER RESOLVED that the City Council does hereby accept the recommendation of Mayor Christopher L. Duncan and award the bid for City of Sulphur Law Enforcement Building project as follows:

<u>Bidder</u>	Base Bid
---------------	-----------------

John D. Myers & Associates \$1,616,400.00

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 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a resolution appointing a member to the Land Use Commission of the City of Sulphur. Motion was made by Mr. Favre seconded by Ms. Allison that the following resolution be adopted to-wit:

RESOLUTION NO. 2992, M-C SERIES

Resolution appointing a member to the Land Use Commission of 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 appoint <u>Phyllis Wilson</u> to the Land Use Commission of the City 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 resolution was declared duly adopted on this 12th day of September, 2016.

ARLENE BLANCHARD, Clerk

DENNIS BERGERON, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to enter into a Joint Services Agreement with Calcasieu Parish Safety Communication District (911), and the City of Lake Charles (upgrade current SunGard Public Safety Software). Motion was made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2993, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to enter into a Joint Services Agreement with Calcasieu Parish Safety Communication District (911), and the City of Lake Charles (upgrade current SunGard Public Safety Software).

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 Joint Services Agreement with Calcasieu Parish Safety Communication District (911), and the City of Lake Charles (upgrade current SunGard Public Safety Software).

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 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, 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 Police Jury (provide traffic count services). Motion was made by Mr. Moss seconded by Ms. Allison that the following resolution be adopted to-wit:

RESOLUTION NO. 2994, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with the Calcasieu Parish Police Jury to provide traffic count services.

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 Calcasieu Parish Police Jury to provide traffic count services.

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 12th day of September, 2016. ATTEST: ARLENE BLANCHARD, Clerk DENNIS BERGERON, Chairman The next item on the agenda is a resolution appointing the Mayor's representative to the West Calcasieu Port, Harbor and Terminal District. Motion was made by Mr. Moss seconded by Ms. Allison that the following resolution be adopted to-wit: RESOLUTION NO. 2995, M-C SERIES Resolution appointing the Mayor's representative to the West Calcasieu Port, Harbor and Terminal District. BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint Dick Kennison to the West Calcasieu Port, Harbor and Terminal District with term to expire October, 2021. 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 12th day of September, 2016. ATTEST:

The next item on the agenda is a resolution authorizing the advertisement of bids for a Vacuum/Jetter Truck. Motion was made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

DENNIS BERGERON, Chairman

ARLENE BLANCHARD, Clerk

RESOLUTION NO. 2996, M-C SERIES

Resolution authorizing the advertisement of bids for a Vacuum/Jetter Truck.

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 a Vacuum/Jetter Truck, said bids to be in accordance with the quantities and specifications on file with the City of Sulphur Purchasing Department, 101 North Huntington Street, Sulphur, La. 70663.

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

NOTICE TO BIDDERS

Separate and sealed bids for the advertisement of bids for a Vacuum/Jetter Truck, will be received by the Clerk of the Council until 10:00 a.m. on the 3rd day of October, 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 October, 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; 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, 101 North Huntington Street, Sulphur, La. 70663.

CIT	Y OF SULPHUR, LOUISIANA
BY_{-}	
	DENNIS BERGERON, 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 October, 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, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None ABSENT: None

And the said resolution was declared duly adopted on this 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

The next item on the agenda is a resolution authorizing the advertisement of bids for Arena Road Sidewalk Project. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2997, M-C SERIES

Resolution authorizing the advertisement of bids for Arena Road Sidewalk 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 Arena Road Sidewalk Project, said bids to be in accordance with the quantities and specifications on file with Lancon Engineers, Inc., 905 McKinley Street Westlake, Louisiana 70669-5005.

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

Public notice is hereby given that sealed bids will be received at www.bidexpress.com or by the Clerk of Council, located at 101 North Huntington Street, Sulphur, Louisiana, until ten forty-five o'clock a.m. (10:45 a.m.) central standard time on the 11th day of October, 2016, for the following:

ARENA ROAD SIDEWALK PROJECT SULPHUR, LOUISIANA CITY OF SULPHUR CONTROL NO. 312-5010-T_SWAR LEI PROJECT NO. 15-019

and 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 City Hall at 11:00 a.m. central standard time. All bids must be submitted on the proper paper bid form or electronic bid form. Bids received after ten forty-five o'clock a.m. (10:45 a.m.) central standard time shall not be considered and shall be returned unopened to the sender.

Copies of the Bid Documents may be obtained from Lancon Engineers, Inc., located at 905 McKinley Street, Westlake, LA., 70669-5005, Phone (337) 439-6333 during normal business hours, upon payment of Two Hundred and Eighty Dollars (\$280.00) per set, payable to Lancon

Engineers, Inc. (No cash will be accepted – only checks or money orders). Plans and specifications will be available until twenty-four (24) hours before the bid opening. Deposits on the first set of Bid Documents furnished to bona fide prime bidders will be fully refunded upon return of the Bid Documents no later than ten (10) days after the bid opening. On any other sets of Bid Documents furnished to bidders, one-half of such deposit (\$140.00) will be refunded if the Bid Documents are returned in good condition within ten (10) days after the bid opening.

Pre-Bid Conference: A Non-Mandatory Pre-Bid Conference to discuss the scope of the project and the requirements of the Bidding and Contract Documents will be held on Tuesday, October 4, 2016 at 10:00 a.m. in the Conference Room of City Hall located at 101 North Huntington Street, Sulphur, Louisiana, Telephone (337) 527-4500.

A certified check, cashier's check, or bid bond payable to the City of Sulphur, in an amount equal to five percent (5%) of the base bid plus additive alternates, if any, shall be submitted with each bid. If a bid bond is used it shall comply with all requirements of the bidding documents.

The City of Sulphur reserves the right to reject any or all bids or to waive any informalities in the bidding. Bids will remain subject to acceptance for forty-five (45) days after the date of the bid opening in accordance with LA RS 38:2215.

Bids shall be accepted only from Contractors who are licensed under LA RS 37:2150-2164 for the Work Classification of "Highway, Street, and Bridge Construction".

CIT	Y OF SULPHUR, LOUISIANA
BY	
	DENNIS BERGERON, 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 November, 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, Mr. Bergeron, Ms. Allison, Mr. Favre, Mr. Moss

NAYS: None ABSENT: None

And the said resolution was declared duly adopted on this 12th day of September, 2016.

ATTEST:	
ARLENE BLANCHARD, Clerk	DENNIS BERGERON, Chairman

	With there being no other	business to	come before	the Council,	the Chairman	declared the
meeting	g adjourned.					
ATTES	ST:					
ARLEN	NE BLANCHARD, Clerk		DENN	IS BERGERO	N, Chairman	
9/12/16 7:40 P.J						