

December 9, 2019

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 December 9, 2019 at 5:30 p.m., after full compliance with the convening of said meeting with the following members present:

DRU ELLENDER, Council Representative of District 1
MIKE KOONCE, Council Representative of District 2
MELINDA HARDY, Council Representative of District 3
JOY ABSHIRE, Council Representative of District 4
MANDY THOMAS, Council Representative of District 5

After the meeting was called to order and the roll called with the above result, prayer was said by Mr. Steve Flenigan, followed with the reciting of the Pledge of Allegiance led by Mr. Koonce.

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

The Chairman then asked if there were any changes to the agenda. Motion was made by Mrs. Abshire seconded by Mr. Koonce that the agenda stand as written. Motion carried unanimously.

The first item on the agenda is a presentation by Armed Forces Committee. The Committee presented (2) two certificates to Joseph Picard and William Sampson and thanked them for their many years of service to our great country.

The next item on the agenda is a presentation of Audit for fiscal year ending June 30, 2019. Steve DeRouen, Auditor, gave a brief presentation on the Audit and stated that there weren't any findings.

The next item on the agenda is a public notice pursuant to R.S. 42:19.1 that the City Council of the City of Sulphur will consider at its meeting on Tuesday, January 14, 2020, at 5:30 p.m. in the City Council Chamber, 500 A N Huntington Street, Sulphur, LA the calling of an election on May 9, 2020 for renewal of the City's ½% sales tax dedicated for streets, sewerage disposal, waste and waste water systems. Cade Cole, City Attorney, stated that this is a notice for the ½ cent sales tax renewal. This will be published in the official journal.

The next item on the agenda is a public hearing on ordinance amending Chapter 22, Section 21 of the Code of Ordinances of the City of Sulphur to provide for Cross Connections. Mrs. Dowden, Public Works Director, stated that this is mandated by Department of Health and Hospitals. Motion was made by Mrs. Ellender seconded by Mrs. Abshire that the following ordinance be adopted to-wit:

ORDINANCE NO. 1654, M-C SERIES

ORDINANCE AMENDING CHAPTER 22, SECTION 21 OF THE CODE OF
ORDINANCES OF THE CITY OF SULPHUR TO PROVIDE FOR CROSS
CONNECTIONS.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend Chapter 22, Section 16 of the Code of Ordinances of the City of Sulphur to provide for Cross Connections to read as follows:

Sec. 22-21. - Connection with unsafe water sources forbidden.

- (a) There shall be no cross connection, auxiliary intake, bypass, interconnection or other arrangement, including overhead leakage, whereby water from a source that does not comply with these regulations may be discharged or drawn into any potable water supply which does comply with these requirements. The use of valves, including check or back-pressure valves, is not considered protection against return flow, or backsiphonage, or for the prevention of flow of water from an unapproved source into an approved system.
- (b) Cross-Connection Control Device or Method Required.
Each existing or new structure is required to implement and maintain an adequate cross-connection control device or method for backflow prevention as mandated under state law and state regulations.

Definitions.

The following definitions shall apply only to this Division. For those terms not defined in this Division, the definitions contained in the Louisiana Amended 2015 International Plumbing Code (2015 IPC LA amended), as it may be amended from time to time, shall apply. The then current version of the relevant regulatory code shall be applicable upon its adoption by the Louisiana State Uniform Construction Code Council, and all references to the 2015 IPC LA amended shall be applicable to the then current version of the code as approved for use in Louisiana by the LSUCCC pursuant to applicable law.

1. "Administrative authority" means the City of Sulphur Department of Public Works Water Plant, or any agent, employee, officer, department, or board of the City of Sulphur.
2. "Approved" means accepted or acceptable under an applicable specification or standard stated or cited in the code or accepted as suitable for the proposed use under procedures and authority of the administrative authority.
3. "Approved backflow prevention assembly for containment" means an air gap meeting current ASME Standards "Air Gaps in Plumbing Systems" or a current backflow prevention assembly which is listed by the University of Southern California-Foundation for Cross Connection Control and Hydraulic Research (USCFCCCHR) as having met the requirements of current ANSI/AWWA Standards or current ASSE Standards, "Double Check Valve Backflow-Prevention Assemblies", or current ANSI/AWWA Standards or current ASSE Standard, "Reduced- Pressure Principle Backflow Assemblies" for containment. The listing shall include the limitations of use based on the degree of hazard. This term shall additionally include those backflow prevention assemblies meeting current ANSI/ASSE Standards, "Backflow Preventer, Reduced Pressure Detector Assembly", or current ANSI/ASSE Standards, "Backflow Preventer, Double Check Detector Assembly".
4. "Approved backflow prevention assembly for containment in fire protection system" means a backflow prevention assembly to be used in a fire protection system which also meets the requirements of Factory Mutual Research Corporation (FM) and Underwriters Laboratory (UL) and the requirement of the standard Codes adopted by the City of Sulphur. Devices sized smaller than 2-1/2 inches which have not been listed by Underwriters Laboratory (UL) and tested by Factory Mutual R Research Corporation (FM) may be allowed if approved by the State Fire Marshal. Any such device under this definition shall minimally meet the definition of an "approved backflow prevention assembly for containment". In addition, the assembly to be used for a particular application/degree of hazard shall be selected and installed in accord with the requirements of Table 608.18.1 of 2015 IPC (LA amended).
5. "Approved testing agency" means an organization primarily established for purposes of testing to approved standards and approved by the administrative authority (e.g.,

- American Society of Mechanical Engineers (ASME), American Society of Sanitary Engineers (ASSE), American Water Works Association (AWWA), American National Standards Institute (ANSI), Factory Mutual Research Corporation (FM), Underwriters Laboratory (UL), University of Southern California- Foundation for Cross Connection Control and Hydraulic Research (USC-FCCCHR), etc.).
6. "Auxiliary water supply" means any water supply on or available to the premises other than the water purveyor's approved public water supply such as, but not limited to, a private well, pond or river.
 7. "Backflow" means the flow of water or other liquids, mixtures, or substance into the distribution pipes of a potable supply of water from any sources other than its intended source.
 8. "Backflow connection" means any arrangement whereby backflow can occur.
 9. "Backpressure backflow" means backflow due to an increase in the customer's pressure above the supply pressure. This may be due to pumps, boilers, gravity or other sources of pressure.
 10. "Backflow preventer" means a device or method to prevent backflow into the potable water system.
 11. "Backflow prevention assembly general tester" means those individuals holding a testing certificate from a nationally recognized backflow certification organization approved by the State Health Officer. Such individuals are not required to be a licensed plumber and are authorized to perform tests of backflow prevention devices and methods. When such devices or methods are located on private property, a backflow prevention assembly general tester is not authorized to install, repair, or maintain such devices or methods.
 12. "Backflow prevention assembly technician" means a water supply protection specialist licensed by the State Plumbing Board of Louisiana pursuant to LA. R.S. 37:1361, et seq., and its implementing regulations (LAC 46: LV.101, et seq.) All water supply protection specialists are Louisiana licensed plumbers who hold such a special endorsement on their plumbing license. Such individuals are authorized to test, install, repair, and maintain backflow prevention devices and methods.
 13. "Back siphonage" means the flowing back of used, contaminated, or polluted water from a plumbing fixture or vessel into a water supply pipe due to a negative pressure in such pipe. (See "backflow")
 14. "Code" The word "code" or "this code", when used alone, shall mean these regulations, subsequent amendments thereto or any emergency rule or regulation which the administrative authority having jurisdiction may lawfully adopt. It shall also mean the 2015 IPC (LA amended) and applicable rules and regulations as administered by the State Plumbing Board of Louisiana.
 15. "Containment" means a method of backflow prevention which requires the installation of an air gap or a backflow prevention assembly immediately following

- the water meter or as close to that location as deemed practical by the administrative authority.
16. "Contamination" means an impairment of the quality of the potable water which creates an actual hazard to the public health through poisoning or through the spread of disease by sewage, industrial fluids or waste. Also defined as "high hazard."
 17. "Cross connection" means any connection or arrangement, physical or otherwise, between a potable water supply system and any plumbing fixture or any tank, receptacle, equipment or device, through which it may be possible for non-potable, used, unclean, polluted or contaminated water, or other substances, to enter into any part of such potable water system under any condition.
 18. "Customer" means the owner, operator, or occupant of a building or property which has a water service from a public water system, or the owner or operator of a private water system which has a water service from a public water system. "Customer" shall not include any residential connection used for dwelling purposes, unless:
 - a. the residence is also used as a business premises and the home-based business or occupation involves operation of a home-based business or occupation which the water purveyor or City Inspector deems a potentially significant and high hazard to the City water supply;
 - b. the domestic water service provided is also used for a landscape irrigation system; or,
 - c. a separate water service has been installed for landscape irrigation and other non-domestic purposes.
 19. "Degree of hazard" means the rating of a cross connection or water service which indicates if it has the potential to cause contamination or pollution.
 20. "Domestic sewage" means the liquid and water-borne wastes derived from the ordinary living processes, free from industrial wastes, and of such character as to permit satisfactory disposal, without special treatment, into the public sewer or by means of a private sewage disposal system.
 21. "Double check valve backflow prevention assembly" means a backflow prevention assembly consisting of two independently acting internally loaded spring check valves, four properly located test cocks, and two isolation valves. Commonly referred to as a DC.
 22. "Existing work" means a plumbing system, or any part thereof, which has been installed prior to the effective date of this Code.
 23. "Fire protection system" means any system used for fire protection or suppression with a direct connection to the public water supply, including but not limited to sprinklers, standpipes, and Siamese connections.
 24. "High hazard" see contamination.
 25. "High hazard cross connection" means a cross-connection which may cause an impairment of the quality of the potable water by creating an actual hazard to the

- public health, through poisoning or through the spread of disease by sewage, industrial fluids, or waste.
26. "Industrial waste" means any and all liquid or water-borne waste from industrial or commercial processes, except domestic sewage.
 27. "Isolation" means a method of backflow prevention in which a backflow prevention assembly is located at the cross-connection rather than at the water service entrance. Isolation is commonly referred to as "point of use" protection.
 28. "Labeled" means equipment or materials bearing a label or listing agency.
 29. "Liquid water" means the discharge from any fixture, appliance or appurtenance in connection with a plumbing system which does not receive fecal matter.
 30. "Listed" means equipment or materials included in a list published by a listing agency that maintains periodic inspection or current production of listed equipment or materials and whose listing states either that the equipment or material complies with approved standards or has been tested and found suitable for use in a specified manner.
 31. "Low hazard" see pollution.
 32. "Low hazard cross-connection" means a cross-connection which may cause an impairment of the quality of potable water to a degree which does not create a hazard to the public health, but which does adversely and unreasonably affect the aesthetic qualities of such potable waters for domestic use.
 33. "Main" means the principal artery of any system of continuous piping to which branches may be connected.
 34. "Point of entry" means the point of connection to the potable water system.
 35. "Point of introduction" means the point at which any additive is introduced to the water supply system.
 36. "Pollution" means an impairment of the quality of the potable water to a degree which does not create a hazard to the public health but which does adversely and unreasonably affect the aesthetic qualities of such potable waters for domestic use. Also defined as "low hazard."
 37. "Potable water" means water which is satisfactory for drinking, culinary, and domestic purposes and meets the requirements of the state and city inspectors.
 38. "Reduced pressure principle backflow prevention assembly" means a backflow prevention assembly consisting of two independently acting internally loaded spring check valves, a differential pressure relief valve, four properly located test cocks, and two isolation valves. Commonly referred to as an RP or and RPZ.
 39. "Sewage" means any liquid waste containing animal or vegetable matter in suspension or solution and may include liquids containing chemicals in solution.
 40. "Table 608.18.1" refers to the table marked 608.18.1 in 2015 IPC LA amended. Also known as the containment table.
 41. "Water service" Depending on the context, "water service" means the physical

- connection between a public water system and a customer's building, property, or private water system, or the act of providing potable water to a customer.
42. "Water supply system" means the water supply system of a building or premises consisting of the building supply pipe, the water distributing pipes and the necessary connecting pipes, fittings, control valves, and all appurtenances carrying or supplying potable water in or adjacent to the building or premises.
 43. "Water Purveyor" means the City of Sulphur Department of Public Works Water Plant.

Administrative Authority.

- a. The Water Purveyor shall have the right to enter any property to inspect for cross connections.
- b. The State of Louisiana will approve training programs for "backflow prevention assembly technicians" and register "backflow prevention assembly technicians" who successfully complete a training program approved by the State Plumbing Board of Louisiana as per LA. R.S. 37:1367(G) and LAC 46:LV.310, all of which applies to licensed plumbers. In addition, the State Health Officer, through the Title 51, Part XII, does accept certain persons as "general testers" per Section 346 thereof. Such individuals are known and defined herein as "backflow prevention assembly general testers". The limitations of jurisdiction/authority of "backflow prevention assembly general testers" are described within said definition.
- c. The Administrative Authority and the Water Purveyor shall maintain records of cross connection hazard surveys, and the installation, testing, and repair of all backflow prevention assemblies installed for containment purposes.
- d. Notwithstanding anything herein to the contrary, the Administrative Authority and Water Purveyor are authorized to take additional actions which may not be specifically covered herein that are deemed necessary to protect the City of Sulphur's water supply from potential or actual cross connections in accord with the requirements.

Water Services.

- A. New Water Services.
 1. Plans shall be submitted to the Water Purveyor for review on all new water services in order to determine the degree of hazard.
 2. The Water Purveyor shall approve the type of backflow prevention assembly or method required for containment based on the requirement of Table 806.18.1 and degree of hazard. If a cross connection is not listed in Table 806.18.1, the Water Purveyor may use Table B1 the "Manual for the Selection, Installation, Maintenance, and Field Testing of Backflow Prevention Devices" (CAN/CSA Standard B64.10-

2011) as a guide to determine the type of device to require.

3. The Water Purveyor shall require the installation of the appropriate backflow prevention assembly or method for containment before the initiation of water service.

B. Existing water service.

1. Any changes of, or additions to, existing water services shall be treated as new water services for the purpose of this ordinance.
2. Within six (6) months following adoption of this ordinance, the Administrative Authority shall publish a copy of the standards used to determine the degree of hazard.
3. Each customer shall report to the Water Purveyor if cross connections exist and the degree of hazard. Upon a finding of hazard, the customer shall have the appropriate backflow prevention assembly or method to be installed in a timely fashion.
4. For existing water services, the Water Purveyor may inspect the premises to determine the degree of hazard. When high hazard cross connections are found the Water Purveyor shall:
 - a. Develop a schedule of compliance which the customer shall follow, or
 - b. Terminate the water service until a backflow prevention assembly or method for containment required by the Water Purveyor has been installed.
5. Failure of the Water Purveyor to notify a customer that the customer has a high hazard cross connection and should install backflow prevention assemblies or methods for containment in no way relieves the customer of the responsibility to comply with all requirements of this section.

Customer Duties.

1. The customer shall be responsible for ensuring that no cross connections exist without approved backflow protection within the customer's premises starting at the point of service from the public potable water system.
2. The customer shall, at the customer's own expense, cause installation, operation, testing and maintenance of the backflow prevention assemblies required by the Administrative Authority.
 - a. The Administrative Authority shall place a fee of \$300.00 or the current cost for third party testing, whichever is greater, on the customer's water bill for each inspection done by the Water Purveyor should the customer fail to provide inspection/repair reports.
3. Within ten (10) days after testing and/or repairs are completed, the customer shall provide the Administrative Authority with copies of records of the installation and of all tests and repairs made to the backflow prevention assembly on a form provided by the Administrative Authority.
4. In the event of a backflow incident, the customer shall immediately notify the Water Purveyor of the incident and take steps to confine the contaminant or pollutant. Water

- service will not be restored until corrective action is taken and approved after inspection by the Water Purveyor and a third party tester at the Customer's expense.
5. In accordance with Section 312.10.3 of 2015 IPC LA amended, the customer shall maintain records of installations, tests, repairs, overhauls, or replacements of backflow prevention devices or methods for at least 5 years and, upon request, such records shall be made available to the Administrative Authority.

Requirements.

A. Water Purveyor Requirements:

1. For premises existing prior to the start of this program, the Water Purveyor will perform evaluations and inspections of plans and/or premises and inform the customer by letter of any corrective action deemed necessary, the method of achieving the correction, and the time allowed for the correction to be made. Sixty (60) days will be allowed for corrections; however, this time period may be shortened depending upon the degree of hazard involved and the history of the device(s) in question.
2. The Water Purveyor will not allow any cross connection to remain unless it is protected by an approved backflow preventer or an air gap for which a permit has been issued by the Department of Municipal Services – Inspections and which will be regularly tested to insure satisfactory operation.
3. The Water Purveyor shall notify the Customer by letter of any failure to comply. The Water Purveyor will allow an additional fifteen (15) days for corrections. In the event the Customer fails to comply with the necessary correction by the time of the second re-inspection, the Water Purveyor will notify the Customer by letter that the water service to the Customer's premises will be terminated within five (5) days from the customer's receipt of such letter. In the event that the Customer informs the Water Purveyor of extenuating circumstances as to why the correction has not been made, a time extension may be granted by the Water Purveyor but in no case will exceed sixty (60) days.
4. Notwithstanding anything to the contrary, if the Water Purveyor determines at any time that a serious threat to the public health exists, the water service will be terminated immediately.
5. The Water Purveyor shall have on file a list of Private Contractors who are certified backflow device testers and/or repairers. All charges for these tests, repairs, etc., will be at the Customer's expense.
6. The Water Purveyor will begin initial premise inspections to determine the nature of existing or potential hazards, following the approval of this program by the City Council and Mayor

B. Customer requirements:

1. The Customer shall be responsible for the elimination or protection of all cross

connections on his premises.

2. The Customer, after having been informed by a letter from the Water Purveyor, shall at his expense, install, maintain, and test or have tested, any and all backflow prevention devices or methods on his premises.
3. The Customer shall correct, within 5 days, any malfunction of the backflow prevention assembly or method which is revealed by periodic testing.
4. The Customer shall inform the Water Purveyor of any proposed or modified cross connection and any existing cross connection of which the Customer is aware but has not been found by the Water Purveyor.
5. The Customer shall not install a bypass around any backflow prevention assembly or method unless there is a backflow prevention assembly or method of the same type on the bypass ss. Customers who cannot shut down operation for testing of the assembly(s) or method(s) must supply additional assemblies or methods necessary to allow testing to take place. i.e., a parallel installation.
6. The Customer shall install backflow prevention assemblies or methods in a manner approved by the Water Purveyor and in conformance with the installation requirements of Section 608.13 of the 2015 IPC LA amended. In addition, devices having an atmospheric port or discharge shall be installed such that the port or discharge point is located at least 24 inches above the highest flood level which may have occurred in the previous 10-year period.
7. The Customer shall install only backflow prevention assemblies or methods approved by the Water Purveyor.
8. Any Customer having a private well, auxiliary water supply or other private water source, must have a permit if the well, auxiliary water supply or source is cross connected to the Water Purveyor's system. Permission to cross connect may be denied by the Water Purveyor. The customer may be required to install a backflow prevention assembly or method at the service entrance if a private water source is maintained, even if it is not cross connected to the Water Purveyor's system.
9. In the event the Customer installs plumbing to provide potable water for domestic purposes which is on the Water Purveyor's side of the backflow prevention assembly or method, such plumbing must have its own backflow preventer installed.
10. The Customer shall be responsible for the payment of all fees for permits, annual or semi- annual device or method testing, re-testing in the case that the assembly or method fails to operate correctly, and second re-inspections for noncompliance with the Water Purveyor's requirements.

Required backflow prevention assemblies or methods for containment.

A. Water Service Assemblies:

1. An air gap or an approved reduced pressure principle backflow prevention assembly is required for water services having one or more potential cross connections which the Administrative Authority classifies as high hazard.

B. Fire Protection System Assemblies:

1. All proposed installations of fire suppression systems shall be reviewed by the Department of Inspections to determine the appropriate type of backflow prevention assembly or method required.
2. For all proposed fire suppression systems using antifreeze, a reduced pressure principle backflow prevention assembly shall be installed at the point of entry. The customer shall provide the City of Sulphur with the design and chemical usage of the fire suppression system.
3. All existing fire suppression systems shall meet the corresponding requirements of this ordinance. An inspection by a fire suppression specialist shall be done to determine whether antifreeze has been utilized in the suppression system. The inspection shall be done at the expense of the customer. If it cannot be certified that antifreeze has been used, then a backflow prevention assembly shall be installed as prescribed by Table 608.18.1 and as approved by the Department of Inspections. Installation shall be at the expense of the customer. The required backflow prevention assemblies or methods shall be installed at the time the system is repaired or changed, or within twelve (12) months after adoption of this ordinance, whichever occurs first.
4. In the event cross connections, such as those found in using auxiliary water supply systems or in providing other water additives such as foaming agents, are necessary for the proper operation of the fire suppression system, then an air gap or a reduced pressure principle backflow prevention assembly shall be installed in an approved manner.
5. Unmetered, dedicated fire lines connected to the potable water supply line shall install a detector type assembly of the required type commiserate with the degree of hazard.

Registration.

A. Technician Registration:

1. All backflow prevention assembly technicians licensed by the State of Louisiana must register with the local Administrative Authority before performing work within the City of Sulphur. Any licensed backflow prevention assembly technician shall include his or her state registration number on all correspondence and forms required by or associated with this ordinance.

B. General Tester Registration:

1. Upon request, all backflow prevention assembly general testers recognized by the State of Louisiana shall present a copy of his/her testing certificate from a nationally recognized backflow certification organization and shall register with the Administrative Authority before performing work within the City of Sulphur

Non-compliance by registered technicians or general testers.

1. The Administrative Authority may revoke or suspend the registration of a technician or general tester for a period of up to two (2) years for non-compliance with this ordinance. The Administrative Authority may also report the non-compliance to the Louisiana Department of Health.
2. Any of the following conditions constitute non-compliance:
 - a. Improper testing or repair of backflow prevention assemblies or methods;
 - b. Improper reporting of the results of testing or of repairs made to backflow prevention assemblies or methods;
 - c. Failure to meet registration requirements;
 - d. Related unethical practices.

Installation of backflow prevention assemblies or methods.

1. The required backflow prevention assemblies or methods for containment shall be installed in the manner recommended by the manufacturer and in accord with the requirements of Section 608.13 of the 2015 IPC LA amended, immediately following the meter or as close to that location as deemed practical by the Administrative Authority. In any case, it shall be located upstream from any branch piping. Installation at this point does not eliminate the responsibility of the customer to protect the water supply system from contamination or pollution between the backflow prevention assembly or methods and the water main.
2. Reduced pressure principle backflow prevention assemblies shall be installed, with the relief valve discharge pointing downward, to be protected from flooding. The port or discharge point shall be installed such that it is located at least 24 inches above the highest flood level which may have occurred in the previous 10-year period.
3. Reduced pressure principle backflow prevention assemblies or methods shall not be installed in underground vaults or pits.
4. All backflow prevention assemblies or methods shall be protected from freezing. Those devices used for seasonal services may be removed in lieu of being protected from freezing; however, the devices must be reinstalled and tested by a registered backflow prevention assembly technician prior to service being reactivated.
5. If hot water is stored within the water supply system, thermal expansion shall be

provided for when installing a backflow prevention assembly or method for containment in accordance with Section 607.3 of the 2015 IPC LA amended.

6. Provisions shall be made to convey the discharge of water from reduced pressure principle backflow prevention assemblies or methods to a suitable drain through an air gap.
7. No backflow prevention assemblies or methods shall be installed in a place where they would create a safety hazard, such as, but not limited to, over an electrical panel, or above ceiling level. (h) If interruption of water service during testing and repair of backflow prevention assemblies or methods for containment is unacceptable to the customer, another backflow prevention assembly or method of equivalent protection, sized to handle the temporary water flow needed during the time of testing or repair, shall be installed in parallel piping.
8. All backflow prevention assemblies or methods shall be installed so that they are accessible for testing.
9. Modification of approved backflow prevention assemblies is strictly prohibited. Violation of this requirement by a technician or general tester shall constitute a condition of non-compliance and may be cause for prohibition of performing work within the City of Sulphur's water system.

Testing of backflow prevention assemblies or methods.

1. Testing of backflow prevention assemblies or methods shall be performed by a backflow prevention assembly technician or by a backflow prevention assembly general tester registered with the Administrative Authority. The costs of tests required in the following paragraphs shall be borne by the customer.
2. Backflow prevention assemblies or methods shall be tested upon installation; when cleaned, repaired, or overhauled; when relocated; and, shall be tested and inspected at least once annually. In accordance with Section 312.10.2 of 2015 IPC LA Amended, backflow prevention assemblies shall be tested in accordance with CAN/CSA Standard 864.10-2011, ASSE 5000 Series Standards, FCCCHR's "Manual of Cross Connection Control", or UFL's TREEO's "Backflow Prevention-Theory and Practice".
3. Backflow prevention assemblies or methods which are in place but have been out of operation for more than three (3) months, shall be tested at the Customer's expense before being put back into operation. Backflow prevention assemblies or methods used in seasonal applications shall be tested at the Customer's expense before being put into operation each season.
4. Any backflow prevention assembly or method which fails a periodic test shall be repaired or replaced by a backflow prevention assembly technician at the Customer's expense. When water service has been terminated for non-compliance, the backflow prevention assembly or method shall be repaired or replaced at the Customer's expense prior to the resumption of water service. Backflow prevention

assemblies or methods shall be re-tested by a registered backflow prevention assembly technician or by a backflow prevention assembly general tester at the Customer's expense immediately after repair or replacement.

5. The Department of Public Works – Water Plant may require backflow prevention assemblies or methods to be tested at any time in addition to the annual testing requirement.
6. The registered backflow prevention assembly technician or backflow prevention assembly general tester shall report the testing of the backflow prevention assembly or method to the customer and to the Administrative Authority within ten (10) days of the test.
7. The Administrative Authority holds the right to retest individual backflow prevention assemblies or methods if deemed necessary to verify test procedures and results.

Repair of backflow prevention assemblies or methods.

1. All repairs to backflow prevention assemblies or methods on private property shall be performed by a licensed plumber holding a special "water supply protection specialist" endorsement on his plumbing license, herein defined as "backflow prevention assembly technician".
2. The registered backflow prevention assembly technician or backflow prevention assembly general tester shall not change the design, material, or operational characteristics of a backflow prevention assembly or method during repair or maintenance, and shall use only original manufacturer replacement parts, if available; if not available, shall use replacement parts approved by the Department of Inspections.
3. The registered backflow prevention assembly technician or backflow prevention assembly general tester shall report the repair, overhaul, or replacement of any backflow prevention assembly or method to the customer and to the Department of Public Works – Water Plant on the form provided by the Department of Public Works – Water Plant within ten (10) days of the repair.

Customer non-compliance.

The water service may be discontinued in the case of non-compliance with this ordinance.

Non-compliance includes, but is not limited to, the following:

1. Refusal to allow the Administrative Authority or Water Purveyor access to the property to inspect for cross connections;
2. Removal of a backflow prevention assembly or method which has been required by the Administrative Authority.
3. Bypassing of a backflow prevention assembly or method which has been required by the Administrative Authority.
4. Providing inadequate backflow prevention when potential or actual cross

connections exist.

5. Failure to install a backflow prevention assembly or method which has been required by the Administrative Authority.
6. Failure to test and/or properly repair a backflow prevention assembly or method as required by the Administrative Authority.
7. Failure to comply with the requirements of this ordinance.

Penalty for violation.

Apart from any other penalties or sanctions imposed by local or state laws or found within this section, any person found guilty of violating any provision of this Section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by up to 30 days in jail and a fine of up to \$1,000. Each day that a violation continues shall constitute a separate and distinct violation.

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

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is a public hearing on ordinance authorizing Mayor Mike Danahay to sign Cooperative Endeavor Agreement between Calcasieu Parish E911 Communications District, Calcasieu Parish Sheriff's Office and the City of Sulphur to participate in the "Cal-Win" radio/information network. Motion was made by Mrs. Ellender seconded by Mrs. Abshire that the following ordinance be adopted to-wit:

ORDINANCE NO. 1655, M-C SERIES

ORDINANCE AUTHORIZING MAYOR MIKE DANAHAHAY TO SIGN COOPERATIVE ENDEAVOR AGREEMENT BETWEEN CALCASIEU PARISH E911 COMMUNICATIONS DISTRICT, CALCASIEU PARISH SHERIFF’S OFFICE AND THE CITY OF SULPHUR TO PARTICIPATE IN THE “CAL-WIN” RADIO/INFORMATION NETWORK.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Mike Danahay to sign Cooperative Endeavor Agreement between Calcasieu Parish E911 Communications District, Calcasieu Parish Sheriff’s Office and the City of Sulphur to participate in the “Cal-Win” Radio/Information Network.

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon the Mayor's approval, or upon proper re-adoption by the Council pursuant to Section 2-13(C) of the Home Rule Charter of the City of Sulphur.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is a public hearing on ordinance entering into a Cooperative Endeavor Agreement with Calcasieu Parish Police Jury for costs associated with marketing and promotion of Cal-Cam Fair. Mayor Danahay stated that the Parish can’t directly give Cal-Cam Association \$5,000 so it’s funneled through Sulphur and we can then give to Cal-Cam Association. Mr. Koonce stated that he would abstain from voting since he was a member of the Calcasieu Cameron Fair Association Board of Directors. Motion was made by Mrs. Ellender seconded by Mrs. Thomas that the following ordinance be adopted to-wit:

ORDINANCE NO. 1656, M-C SERIES

ORDINANCE AUTHORIZING MAYOR DANAHAY TO ENTER INTO
A COOPERATIVE ENDEAVOR AGREEMENT WITH CALCASIEU
PARISH POLICE JURY FOR COSTS ASSOCIATED WITH
MARKETING AND PROMOTION OF CAL-CAM FAIR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Mike Danahay to sign Cooperative Endeavor Agreement with Calcasieu Parish Police Jury for costs associated with marketing and promotion of Cal-Cam Fair.

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon the Mayor's approval, or upon proper re-adoption by the Council pursuant to Section 2-13(C) of the Home Rule Charter of the City of Sulphur.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

ABSTAIN: Mr. Koonce

And the said ordinance was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is a public hearing on ordinance entering into a Cooperative Endeavor Agreement with Calcasieu Cameron Fair Association, Inc. for costs associated with marketing and promotion of Cal-Cam Fair. Mr. Koonce stated that he would abstain from voting since he was a member of the Calcasieu Cameron Fair Association Board of Directors. Motion was made by Mrs. Ellender seconded by Mrs. Thomas that the following ordinance be adopted to-wit:

ORDINANCE NO. 1657, M-C SERIES

ORDINANCE AUTHORIZING MAYOR DANAHAY TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT WITH CALCASIEU-CAMERON FAIR ASSOCIATION, INC. FOR COSTS ASSOCIATED WITH MARKETING AND PROMOTION OF CAL-CAM FAIR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Mike Danahay to sign Cooperative Endeavor Agreement with Calcasieu-Cameron Fair Association, Inc. for costs associated with marketing and promotion of Cal-Cam Fair.

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon the Mayor's approval, or upon proper re-adoption by the Council pursuant to Section 2-13(C) of the Home Rule Charter of the City of Sulphur.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

ABSTAIN: Mr. Koonce

And the said ordinance was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is a public hearing on ordinance authorizing Mayor Mike Danahay to sign First Amendment to the Cooperative Endeavor Agreement between the City of Sulphur and Calcasieu Parish Police Jury for plumbing inspections (JSA adopted Feb. 20, 2004). Motion was made by Mrs. Ellender seconded by Mr. Koonce that the following ordinance be adopted to-wit:

ORDINANCE NO. 1658, M-C SERIES

ORDINANCE AUTHORIZING MAYOR MIKE DANAHAHAY TO SIGN
FIRST AMENDMENT TO THE COOPERATIVE ENDEAVOR
AGREEMENT BETWEEN THE CITY OF SULPHUR AND
CALCASIEU PARISH POLICE JURY FOR PLUMBING
INSPECTIONS.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Mike Danahay to sign First Amendment to the Cooperative Endeavor Agreement (*original Joint Services Agreement adopted February 20, 2004*) between the City of Sulphur and Calcasieu Parish Police Jury for plumbing inspections.

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon the Mayor's approval, or upon proper re-adoption by the Council pursuant to Section 2-13(C) of the Home Rule Charter of the City of Sulphur.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is a resolution awarding bid for the annual supply of pipe and fittings, limestone and asphalt mix and chemical supplies for the City. Motion was made by Mrs. Ellender seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 3276, M-C SERIES

Resolution awarding of low bid received for annual supply of pipe and fittings,
chemicals, limestone and asphalt mix.

WHEREAS, since an addenda was issued within 3 days of opening of said bids, the bid opening has been moved from Tuesday, December 3, 2019 to Friday, December 13, 2019. Said bids will be awarded at a later date.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is a resolution setting meeting dates for City Council, Land Use and Board of Zoning Adjustment for 2020. Motion was made by Mrs. Abshire seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 3277, M-C SERIES

Resolution setting meeting dates for the Sulphur City Council, Land Use Commission and Board of Zoning Adjustment for 2020.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby set the following meeting dates for the Sulphur City Council, Land Use Commission and Board of Zoning Adjustment for 2020 as follows:

City Council

Land Use & Board of Zoning Adjustment

The Land Use meetings will be held immediately following the 5:30 Board of Zoning Adjustment meetings

Tuesday, January 14
Monday, February 10
Monday, March 9
Monday, April 13
Monday, May 11
Monday, June 8
Monday, July 13
Monday, August 10
Monday, September 14
Tuesday, October 13
Monday, November 9
Monday, December 14

Tuesday, January 21
Tuesday, February 18
Monday, March 16
Monday, April 20
Monday, May 18
Monday, June 15
Monday, July 20
Monday, August 17
Monday, September 21
Monday, October 19
Monday, November 16
Monday, December 21

BE IT FURTHER RESOLVED that all meetings will be held at 500 North Huntington Street, Sulphur, Louisiana 70663 at 5:30 p.m.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is a resolution authorizing Jennifer Thorn, Director of Finance, to sign on behalf of the City of Sulphur to reject Uninsured/Underinsured Motorist Bodily Injury Coverage. Motion was made by Mrs. Ellender seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 3278, M-C SERIES

Resolution authorizing Jennifer Thorn, Director of Finance, to sign on behalf of the City of Sulphur to reject Uninsured/Underinsured Motorist Bodily Injury Coverage.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby reject Uninsured/Underinsured Motorist Bodily Injury Coverage from the Automobile policy and authorize Jennifer Thorn to sign on behalf of the City of Sulphur to reject Uninsured/Underinsured Motorist Bodily Injury Coverage from the Automobile policy.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is Consideration of going into Executive Session to discuss the following claims:

Kerry Guillory – Claim Number 16ALBI57959
Jordan Nicosia – Claim Number 16ALBI57965

Motion was made by Mrs. Ellender seconded by Mr. Koonce that they go into Executive Session. Motion carried unanimously (6:05 p.m.)

Motion was then made by Mrs. Ellender seconded by Mr. Koonce that the meeting reconvene (6:20 p.m.). Motion carried unanimously.

The next item on the agenda is a resolution approving proposed settlement and authorizing Mayor Danahay to settle the following claim:

Kerry Guillory – Claim Number 16ALBI57959

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

RESOLUTION NO. 3279, M-C SERIES

Resolution approving proposed settlement and authorizing Mayor Danahay to settle the following claim:

Kerry Guillory – Claim Number 16ALBI57959

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve proposed settlement and authorize Mayor Danahay to settle the following claim:

Kerry Guillory – Claim Number 16ALBI57959

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None
ABSENT: None

And the said resolution was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is a resolution approving proposed settlement and authorizing Mayor Danahay to settle the following claim:

Jordan Nicosia – Claim Number 16ALBI57965

Motion was made by Mrs. Abshire seconded by Mrs. Ellender that the following resolution be adopted to-wit:

RESOLUTION NO. 3280, M-C SERIES

Resolution approving proposed settlement and authorizing Mayor Danahay to settle the following claim:

Jordan Nicosia – Claim Number 16ALBI57965

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve proposed settlement and authorize Mayor Danahay to settle the following claim:

Jordan Nicosia – Claim Number 16ALBI57965

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mr. Koonce, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas
NAYS: None
ABSENT: None

And the said resolution was declared duly adopted on this 9th day of December, 2019.

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

The next item on the agenda is a Public Comment. Bill LeBlanc, Roberta Drive, thanked Administration for riding around District 1 and help clean up this area. He said it's starting to look a little better.

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

ATTEST:

ARLENE BLANCHARD, Clerk

MELINDA HARDY, Chairman

12/9/19
6:30 P.M.