
June 12, 2023

The City Council of the City of Sulphur, Louisiana, met in regular session at its temporary location located at 1551 East Napoleon Street in the Council Chambers, Sulphur, Louisiana, on June 12, 2023, 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
NICK NEZAT, 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 led by Mrs. Abshire, followed by the reciting of the Pledge of Allegiance led by Mrs. Thomas.

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

Motion was then made by Mrs. Hardy seconded by Mrs. Abshire that item #10 be postponed to July agenda and item #12 be removed from the agenda. Motion carried unanimously.

- #10 Introduction of ordinance amending Chapter 17, Article I, to provide for dead or diseased tree removal on private property and cost assessed against owner.
- #12 Introduction of ordinance amending Ordinance No. 1844, M-C Series, to increase fee for plan review for residential and commercial.

Motion carried unanimously.

Motion was then made by Mrs. Abshire seconded by Mr. Nezatz that item #1A be added to the agenda:

- #1A Recognition of Fire Chief Dan Selph

There weren't any comments from the public.

Motion carried unanimously.

Motion was then made by Mrs. Abshire seconded by Mrs. Thomas that the agenda stand as changed.

Motion carried unanimously.

The first item on the agenda is recognition of Fire Chief Dan Selph. Mayor Danahay presented Mr. Selph with a plaque and stated that Mr. Selph will be retiring July 1st. He's represented the city for 25 years and he's done a great service to his city. The Mayor and Council congratulated him on his retirement and wished him well.

The next item on the agenda is a presentation by Local Fire Union 3765. Trigg White, District Chief, addressed the Council and stated that the fire department is losing people at alarming numbers, and they can't replace them fast enough. They had an agility test Saturday, May 27th and had only 4 people participating with 11 job openings. There are high level and mid-level employees that will soon retire and others looking to quit. They are manning 4 fire trucks with minimum staffing on each one. They are not far from falling to only manning 3 trucks. There is no fire station in north Sulphur. Mr. White then listed manpower issues:

1. Starting pay has not kept up with inflation
2. Benefits are not what they used to be
3. They stopped hiring family
4. Cut EMT pay
5. Loss of paid insurance after retirement
6. Loss over overtime pay (1-1/2) due to FLSA

Mr. White then continue to speak on the following:

1. Longevity and Cost of Living pay
2. Loss of benefits
3. Hiring family members
4. EMT pay
5. FLSA

After Mr. White's presentation, Mayor Danahay stated that it is always the goal of administration to provide employees with a fair and competitive compensation. Salary surveys have been done with other municipalities of like-size cities across the state. They must also take into consideration all the law, rules of department of labor and state laws as well as civil service laws. We also have a responsibility to the taxpayers of the citizens of Sulphur. He also stated that administration places a great value in all employees and will continue to work with employees to make sure they are justly compensated.

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 1110 Mildred Street, in accordance with Article IX, Section 5-286 through 5-296.

Shelley VanderHey, Ordinance Enforcement, stated that two certified letters were sent to the property owners and both letters were returned unsigned. Motion was made by Mrs. Abshire seconded by Mr. Nezat that the above address be condemned.

Motion carried unanimously.

The next item on the agenda is an extension for temporary housing in recreational vehicles due to damage caused by Hurricane Laura for the following addresses:

- a. To extend temporary housing in a recreational vehicle located at 906 Taylor Street, in accordance with Ordinance No. 1693, M-C Series.

Mr. Welch addressed the Council and stated that he's had contractor fraud. Their insurance company has abandoned them. They have mitigation at the end of the month. The RV is only used to shower and for cooking. Motion was then made by Mr. Nezat seconded by Mrs. Hardy that the above address be granted a 6-month extension.

Motion carried unanimously.

- b. To extend temporary housing in a recreational vehicle located at 706 Live Oak Street, in accordance with Ordinance No. 1693, M-C Series.

Motion was made by Mrs. Hardy seconded by Mrs. Abshire that the above address be granted a 6-month extension.

Motion carried unanimously.

The next item on the agenda is a public hearing on ordinance granting a rezone to ALK Properties, 2616 Lena Street, from Residential to Commercial to allow for expansion of current business located at 317 Patton Street. *(A motion wasn't made at the May meeting, so this rezone had to be placed back on the agenda).*

Mr. Marburger, owner of ALK Properties, addressed the Council and stated that the 2 hotels adjoining Lena Street, should be zoned Commercial. The majority of this neighborhood should be zoned Commercial. The city's Land Use master map shows this area zoned Commercial.

Mrs. Duhon, 2602 Allen Street, stated that each year businesses keep encroaching on residential properties. This is our home, and this is where we relax. We're having trouble with rats in our neighborhood. Sulphur's motto is Faith, Family, Community; you're squeezing out the Family.

Mr. Duhon, 2602 Allen Street, stated that he thought this was just a formality tonight since there was no motion/second at the last meeting. Last month it was voted down.

Chris Higginbotham, 2510 Allen Street, stated that the original vote was 3-2 and it was defeated. This vote needs to be upheld.

Mrs. Abshire stated that we need a win-win situation. Kim Kool was in this neighborhood before most of the residents moved in this area. It's not easy for Kim Kool to just up and move. Mrs. Ellender stated that the Council has the right to change their votes.

Maverick Gragg, employee of Kim Kool, stated that he's the shop manager and they train for entry level industrial jobs. They teach skills to these people so they can go out into the working world. All their employees have been working there at least over a year. Kim Kool is a great company to work for.

Motion was then made by Mrs. Abshire seconded by Mrs. Thomas that the following ordinance be adopted to-wit:

ORDINANCE NO. 1858, M-C SERIES

ORDINANCE GRANTING A REZONE TO ALK PROPERTIES, 2616 LENA STREET, FROM RESIDENTIAL TO COMMERCIAL TO ALLOW FOR EXPANSION OF CURRENT BUSINESS LOCATED AT 317 PATTON STREET.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to ALK Properties, 2616 Lena Street, from Residential to Commercial to allow for expansion of current business located at 317 Patton Street for the following described property:

LOT 12 WILLIE PICARD SUB 3.10.10

This rezoning is approved contingent upon applicant and any future owner continuing to comply with the original commitment to provide and maintain:

1. A 6-foot privacy fence on the north side of the property.
2. Evergreen hedge on the north side of the property.
3. A 26.5-foot buffer on north side of the property.

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.

Upon approval of this rezone 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 rezone.

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 by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to ALK Properties, 2616 Lena Street, from Residential to Commercial to allow for expansion of current business located at 317 Patton Street with the above stipulations.

A vote was then called with the results as follows:

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

NAYS: Mr. Nezat, Mrs. Thomas

ABSENT: None

And the said ordinance was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance amending Resolution No. 2102, M-C Series, which authorized the Mayor to enter into an Inter-Governmental Agreement with the Calcasieu Parish Police Jury for Wastewater Treatment Services for Mossville area (Sewerage District No. 8). Motion was made by Mrs. Hardy seconded by Mrs. Abshire that the following ordinance be adopted to-wit:

ORDINANCE NO. 1859, M-C SERIES

ORDINANCE AMENDING RESOLUTION NO. 2102, M-C SERIES, WHICH AUTHORIZED THE MAYOR TO ENTER INTO AN INTER-GOVERNMENTAL AGREEMENT WITH THE CALCASIEU PARISH POLICE JURY FOR WASTEWATER TREATMENT SERVICES FOR MOSSVILLE AREA (SEWERAGE DISTRICT NO. 8).

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby amend Resolution No. 2102, M-C Series, which authorized the Mayor to enter into an Inter-Governmental Agreement with the Calcasieu Parish Police Jury for Wastewater Treatment Services for the Mossville area (Sewerage District No. 8).

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. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance amending Article IV, Part 2, Section 9 of the Code of Ordinances of the City of Sulphur – Signs. Mr. Abrahams stated that McDonald's sign on Ruth Street is 50' in height and Burger King is 60' in height. Burger King is in the I-10 corridor. Mr. Nezat asked how far south on Ruth Street is I-10 corridor. Mr. Abrahams stated, to the corporate limits.

Sheila Broussard addressed the Council and asked when the 35' height was adopted. Mr. Abrahams stated in 2003 when zoning was adopted. Mrs. Broussard then asked why wasn't it 60' when adopted in 2003. Mrs. Ellender stated that they probably didn't have the vision that they have today. Mrs. Broussard then stated that this ordinance is about What A Burger and they said they would still build in Sulphur even though they didn't get the variance. Bill LeBlanc addressed the Council and stated that other cities have this height, and he thinks it's a great idea to amend the ordinance.

After discussion, motion was made by Mrs. Hardy seconded by Mrs. Abshire that the following ordinance be adopted to-wit:

ORDINANCE NO. 1860, M-C SERIES

ORDINANCE AMENDING ARTICLE IV, PART 2, SECTION 9 OF THE CODE OF
ORDINANCES OF THE CITY OF SULPHUR – SIGNS

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend Article IV, Part 2, Section 9 of the Code of Ordinances of the City of Sulphur – Signs as follows:

Article IV, Part 2

Section 9. Signs.

- (1) *Purpose.* To ensure that signage in the City of Sulphur does not constitute a visual blight on the landscape and character of the city and further poses no hazard to vehicular or pedestrian traffic.
- (2) *General Prohibition.* No person shall develop, install, locate, construct or cause any sign to be put in any district in the City of Sulphur except as expressly authorized in this section and in conformance with all other codes and ordinances of the City of Sulphur.
- (3) *Regulations of General Applicability.*
 - (a) *Location of Signs.*
 - (1) No portion of any sign shall be located within the sight triangle described in section 21-5 at roadway intersections;
 - (2) All signs and sign structures shall be located a minimum of five (5) feet from the front property line and/or right-of-way line of any public street or highway; all signage shall remain free and clear and shall not project into any public right-of-way or interfere with overhead transmission lines;
 - (3) Facade signage in addition to freestanding signs, facade signage shall be considered separate and will not be considered in the accumulated signage allowable in any district. Notwithstanding this provision, any sign mounted or integrated into the facade of the building shall not extend beyond such building and shall not exceed more than fifty (50) percent of the total front facade of the building.
 - (b) *Maximum Height of Signs.* No portion of any sign or sign structure shall exceed the following maximum heights:
 - (1) The height of any sign structure shall be measured from grade elevation to the tallest portion of the sign.
 - (a) Facade signs shall not extend above the top of such facade;
 - (b) Freestanding signs shall not exceed a height of thirty-five (35) feet;
 - (c) *Exceptions.*
 - (1) Within interstate roadway corridors as defined in article IV, part 2, section 8 of this appendix; in interstate corridors, the height limit for all signs may be sixty (60) feet above grade.
 - (2) On-Premises Signs placed in the following roadway corridors shall not exceed a height of fifty (50) feet.

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- (a) Beglis Parkway;
 - (b) Cities Service Hwy;
 - (c) Ruth St.

(c) Illumination of all signs. Lumens must be reduced automatically by 75 percent from dusk to dawn.

(4) *Permitted On-Premises Signs.*

- (a) *Residential Districts.* No commercial on or off-site advertising sign shall be allowed in a residential or mixed residential district with the exception of a two (2) square foot sign, non-digital in conjunction with a home occupation as allowed by Article IV, Part 2, Section 6 of this appendix.
- (b) *Mixed Residential Districts.* One (1) freestanding sign structure or building mounted sign per non-residential use with no more than nine (9) square feet of total sign face area visible from any single point of view.
- (c) *Business/Industrial Districts.* Subject to the provision of paragraphs 1, 2, and 3 below the total amount of sign face area visible from any single point of view or per sign face shall not exceed average of the following:
 - (1) One (1) square foot per two hundred (200) square foot of land area; or
 - (2) One (1) square foot per fifty (50) square foot of gross floor area; or
 - (3) One (1) square foot per two (2) linear feet of street frontage.

(5) *Number of Signs Allowed.* Not more than one (1) freestanding sign structure shall be located on any single parcel of land, except those parcels having more than one (1) frontage on arterial, collector roadways, or interstate highways. In such cases there shall be one (1) freestanding sign permitted per street frontage.

(6) *Increase Signage.* Signage permitted under this subsection may be increased by a maximum of twenty-five (25) percent if the sign is:

- (a) Landscaped or installed on a wood, stone or other base structure;
- (b) Constructed of natural or natural appearing materials;
- (c) Integrated or otherwise visually related to a building and is composed of materials compatible with and similar to the materials of the building;
- (d) The sign is landscaped or architecturally treated.

(7) *Permitted Portable/Temporary Signs.* Portable/temporary, changeable copy signs shall be permitted in any non-residential land use classification within the City of Sulphur on a temporary basis under the following conditions:

- (a) The sign is non-illuminated and non-flashing;
- (b) The sign is temporary in nature not to exceed a period of sixty (60) days renewable once annually;
- (c) The sign placement adheres to all setback requirements and imposes no hazard to vehicular or pedestrian safety and further provides no deterrent to health, safety and welfare of the general citizenry;
- (d) Officially authorized by City of Sulphur Permit office;
- (e) The sign is out of any sight triangle described section 21-5 at roadway intersections;

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- (f) The sign is securely fastened to the ground to avoid the sign from being easily removed, overturned or relocated.
- (8) *Permitted Off-Premises Signs.*
- (a) All off-premises advertising signs shall be placed in the following roadway corridors and shall be subject to paragraph (b) below.
- (1) Hwy. 90;
 - (2) Beglis Parkway;
 - (3) Cities Service Hwy;
 - (4) Hwy. 1256.
- (b) Off-premises advertising signs shall not be placed on residential parcels.
- (c) Roadway Corridor. No off-premises sign shall be located outside a designated roadway corridor. For the purpose of this section, a roadway corridor shall be an area parallel to and lying on either side of the center line of a roadway as follows:
- (1) Major Arterial (on each side) 200 ft.
 - (2) Interstate (on each side) 1000 ft. and applicable to any federal and state laws.
- (9) *Exemptions.* All city and/or state regulatory signs and devices, including, but not limited to, traffic lights, stop signs, yield signs, and any and all traffic regulatory signs are exempt from this article.
- (10) *Spacing.* At intersecting roadway corridors the minimum distance between any off-site sign shall be no closer than five hundred (500) feet in any direction provided that such signs are not visible from one (1) another from any one (1) line of view. Notwithstanding this provision no off-premises sign shall be located less than the following minimum distances:
- (a) If the proposed sign is two hundred fifty (250) square feet or less than two hundred (200) feet from any other off-premises sign;
 - (b) If the proposed sign is more than two hundred fifty (250) square feet but less than five hundred (500) square feet, five hundred (500) feet from any other off-premises sign;
 - (c) If the proposed sign is more than five hundred (500) square feet, seven hundred (700) feet from any other off-premises sign.

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

A vote was then called with the results as follows:

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

NAYS: Mr. Nezat

ABSENT: None

And the said ordinance was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance authorizing Mayor Danahay to sign the LA DOTD Maintenance Agreement for mowing and litter pickup for FY year ending June 30, 2024. Motion was made by Mrs. Hardy seconded by Mrs. Abshire that the following ordinance be adopted to-wit:

ORDINANCE NO. 1861, M-C SERIES

ORDINANCE AUTHORIZING MAYOR DANAHAY TO SIGN THE LA DOTD MAINTENANCE AGREEMENT FOR MOWING AND LITTER PICKUP FOR FY YEAR ENDING JUNE 30, 2024.

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 the LA DOTD Maintenance Agreement for mowing and litter pickup for FY ending June 30, 2024.

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. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas
NAYS: None
ABSENT: None

And the said ordinance was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance entering into a Cooperative Endeavor Agreement with the City of Westlake for salaries for the Marshal's office. Mrs. Thorn stated that Sulphur is the pay-master for the Marshal's eight employees. The Marshal wants to hire an additional deputy so Westlake's City Council will approve \$25,000 to help fund this additional deputy. Motion was made by Mrs. Abshire seconded by Mrs. Hardy that the following ordinance be adopted to-wit:

ORDINANCE NO. 1862, M-C SERIES

ORDINANCE ENTERING INTO A COOPERATIVE ENDEAVOR AGREEMENT WITH THE CITY OF WESTLAKE FOR SALARIES FOR THE MARSHAL'S OFFICE.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Danahay to enter into a Cooperative Endeavor Agreement with the City of Westlake for salaries for the Marshal's office.

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. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is an introduction of ordinance declaring certain surplus movable property of the City of Sulphur and providing for the disposal thereof. Motion was made by Mrs. Hardy seconded by Mrs. Abshire that the following ordinance be introduced:

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

Motion was then made by Mrs. Hardy seconded by Mrs. Abshire 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 "American Press", 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 DECLARING CERTAIN SURPLUS MOVABLE PROPERTY OF THE CITY OF SULPHUR AND PROVIDING FOR THE DISPOSAL THEREOF.

A public hearing on said ordinance will be held at 5:30 p.m. on the 10th day of July, 2023, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____
DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Ordinance No. 1635, M-C Series, which authorized a lease agreement between the City of Sulphur and Verizon Wireless on Benoit Lane. Motion was made by Mrs. Abshire seconded by Mrs. Hardy that the following ordinance be introduced:

ORDINANCE AMENDING ORDINANCE NO. 1635, M-C SERIES, WHICH AUTHORIZED
A LEASE AGREEMENT BETWEEN THE CITY OF SULPHUR AND VERIZON WIRELESS
ON BENOIT LANE.

Motion was then made by Mrs. Abshire seconded by Mrs. Hardy 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 “American Press”, the official journal of the City of Sulphur, Louisiana, and that the said Notice of Introduction of the above ordinance is substantially in the following form:

PUBLIC NOTICE

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

ORDINANCE AMENDING ORDINANCE NO. 1635, M-C SERIES, WHICH AUTHORIZED
A LEASE AGREEMENT BETWEEN THE CITY OF SULPHUR AND VERIZON WIRELESS
ON BENOIT LANE.

A public hearing on said ordinance will be held at 5:30 p.m. on the 10th day of July, 2023, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA
BY: _____
DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is a resolution appointing a member to the West Calcasieu Port, Harbor and Terminal District. After discussion, motion was made by Mrs. Abshire seconded by Mrs. Hardy that the following resolution be adopted to-wit:

RESOLUTION NO. 3531, M-C SERIES

Resolution appointing a member 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 Trey Case to the West Calcasieu Port, Harbor and Terminal District to fill the unexpired term of Wilmer Dugas with term to expire October, 2025.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution in support of the Downtown Sulphur Cultural District. Mayor Danahay stated that with this Cultural District we can apply for Mainstreet grants. The people that live in this district are involved in setting this up and attend meetings. Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following resolution be adopted to-wit:

RESOLUTION NO. 3532, M-C SERIES

RESOLUTION IN SUPPORT OF THE DOWNTOWN SULPHUR
CULTURAL DISTRICT.

WHEREAS, Act 2098 of the 2007 Regular Session of the Louisiana Legislature authorizes Local Governing Authorities to create Cultural Districts as a mechanism for community revitalization through the creation of hubs of cultural activity; and

WHEREAS, the Louisiana Department of Culture, Recreation and Tourism, Office of Cultural Development is authorized to develop standard criteria for cultural districts and to determine whether or not a proposed Cultural District meets those criteria; and

WHEREAS, the Louisiana Department of Culture, Recreation and Tourism, Office of Cultural Development has promulgated administrative rules which set for the procedure for Local Governing Authorities to submit applications to designate and certify specified geographic area as a Cultural District; and

WHEREAS, the geographic area within the City of Sulphur, Parish of Calcasieu, may meet the criteria for the creation of a Cultural District which area is a generally comprised of the territory within the following boundaries:

COMMENCING AT THE SOUTHERN PACIFIC RAILROAD NORTH OF SOUTH STANFORD STREET, THE POINT OF BEGINNING, PROCEED SOUTH ON SOUTH STANFORD STREET TO AVENUE D, THENCE EAST ON AVENUE D TO SOUTH HUNTINGTON STREET, THENCE SOUTH ON SOUTH HUNTINGTON STREET TO RODDAM STREET, THENCE EAST ON RODDAM STREET TO RUTH STREET, THENCE NORTH ON RUTH STREET TO TAMARACK STREET, THENCE EAST ON TAMARACK STREET TO PAMELA STREET, THENCE NORTH ON PAMELA STREET TO PECAN STREET, THENCE NORTHWEST ON PECAN STREET FOLLOWING THE CURVE TO THE EASTERN BOUNDARY OF LOT 22 (414 PECAN STREET) AND LOT 1 (419 CYPRESS STREET) OF BLOCK 1 OF PECAN GROVE SUBDIVISION NORTH TO CYPRESS STREET, THENCE WEST ON CYPRESS STREET TO HICKORY STREET, THENCE NORTH ON HICKORY STREET TO ASH STREET, THENCE EAST ON ASH STREET TO SYCAMORE STREET, THENCE NORTH ON SYCAMORE STREET TO OAK STREET, THENCE EAST ON OAK STREET TO RUTH STREET, THENCE NORTH ON RUTH STREET TO EAST ELIZABETH STREET, THENCE EAST ON EAST ELIZABETH STREET TO WASEY STREET, THENCE NORTH ON WASEY STREET TO DOIRON STREET, THENCE NORTH ON DOIRON STREET TO SOUTHERN PACIFIC RAILROAD, THENCE WEST ON SOUTHERN PACIFIC RAILROAD TO POINT OF COMMENCEMENT.

WHEREAS, with the boundaries of a state-certified Cultural District, several tax incentive may be available including (1) a sales tax exemption on the sale of certain original works of art, (2) individual income tax credits for eligible expenses incurred during the rehabilitation of certain owner-occupied residential or owner-occupied mixed use structures, and (3) income and corporate franchise tax credits for eligible expenses incurred during the rehabilitation of certain historic structures; and

WHEREAS, only a Local Governing Authority is authorized to submit an application for the designation and certification of a Cultural District; and

WHEREAS, a “Local Governing Authority” is defined by LAC 25: I§1101 as “the governing authority of the parish in which the Cultural District is located unless the district is located in a municipality, in which case “Local Governing Authority” shall mean the governing authority of the municipality. If the district is located partly in a municipality, “Local Governing Authority” shall mean the governing authority of the parish and the governing authority of the municipality”; and

WHEREAS, the Downtown Sulphur Cultural District is located entirely within the municipality of Sulphur, Louisiana and therefore the City of Sulphur would be the proper entity to submit an application for the certification and designation of the above-described geographic area as a Cultural District.

NOW THEREFORE, be it resolved that the City Council of the City of Sulphur that they do hereby:

1. Support and endorse the submission of an application to the Louisiana Department of Culture, Recreation and Tourism, Office of Cultural Development to designate Downtown Sulphur Cultural District as a state-certified Cultural District; and
2. Direct all city employees to support and cooperate with efforts to compile all necessary information and data required for the application and all subsequent reporting necessary for the administration of the Cultural District
3. Request all affected citizens and businesses to support and promote activities consistent with the purposes of the Cultural District
4. Authorize the Mayor to sign any and all documents required for the creation and administration of the Downtown Sulphur Cultural District.

A vote was then called with the results as follows:

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

And the said resolution was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution appointing the Official Journal for the City of Sulphur.

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

RESOLUTION NO. 3533, M-C SERIES

Resolution appointing the Official Journal for the City of Sulphur.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint the following as the Official Journal for the City of Sulphur:

American Press
P.O. Box 2893
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BE IT FURTHER RESOLVED that the effective date of selection shall be Tuesday, June 13, 2023, through Monday, June 10, 2024.

A vote was then called with the results as follows:

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

And the said resolution was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution granting a variance to James Braden, 2111 Trailer Street, to allow for a tenant to live in an RV due to damages caused by Hurricane Laura. Motion was made by Mr. Nezat seconded by Mrs. Hardy that the following amendment be made:

-
- WHEREAS, said variance shall expire in 6 months.

Motion carried unanimously.

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

RESOLUTION NO. 3534, M-C SERIES

RESOLUTION GRANTING A VARIANCE TO JAMES BRADEN, 2111 TRAILER STREET, TO ALLOW FOR A TENANT TO LIVE IN AN RV DUE TO DAMAGES CAUSED BY HURRICANE LAURA.

WHEREAS, in accordance with Article IV, Part 3, Section 1 (1) (a) of the Land Use Ordinance of the City of Sulphur, Louisiana, an RV is not considered a single family detached dwelling; and

WHEREAS, said variance shall expire in 6 months.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a variance to James Braden, 2111 Trailer Street, to allow for a tenant to live in an RV due to damages caused by Hurricane Laura for the following described property:

(LOT 6 ONLY)

COM 217.8 FT E OF NW COR LOT 41 SECOND SUB SUL FARMS TH S 360 FT E 142 FT N 98.5 FT E 175.8 FT N 261.5 FT W 317.8 FT TO BEG SUBJ TO PUB ROAD R/W LESS .061 – ACS M/L SOLD (R/H LOT 51)

COM 359.8 FT E AND 261.5 FT S OF NW COR LOT 41 SECOND SUB SUL FARMS S 238.5 FT E 175.8 FT ETC

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

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

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

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

BE IT FURTHER RESOLVED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a variance to James Braden, 2111 Trailer Street, to allow for a tenant to live in an RV due to damages caused by Hurricane Laura with the above stipulations.

A vote was then called with the results as follows:

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

And the said resolution was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution appointing a member to the West Calcasieu Airport Managing Board. Motion was made by Mrs. Abshire seconded by Mrs. Hardy that the following resolution be adopted to-wit:

RESOLUTION NO. 3535, M-C SERIES

Resolution appointing a member to the West Calcasieu Airport Managing Board.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint Theodore Thompson to the West Calcasieu Airport Managing Board with term to expire June, 2025.

A vote was then called with the results as follows:

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

And the said resolution was declared duly adopted on this 12th day of June, 2023.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is Public Comment. Amy Felice, 2329 Augustine Street, thanked Fire Chief Dan Selph for his service and thanked Trigg White for his speech. Mrs. Felice also stated that the Fire Department responds to more than fires.

Administration congratulated Fire Chief Dan Selph again and wished him good luck.

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

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

6/12/23
7:00 P.M.