

May 14, 2012

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 May 14, 2012 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
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 Bobby Taylor, Life Church, followed by 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 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. Moss seconded by Mr. Favre that item #4 be removed from the agenda. Motion carried.

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

The first item on the agenda is a resolution electing a Chairman and Vice-Chairman for City Council. Motion was made by Mr. Moss seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2443, M-C SERIES

Resolution electing a Chairman and Vice-Chairman for City Council.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby elect Veronica Allison as Chairman and Randy Favre as Vice-Chairman for City Council.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a presentation to Volunteer of the Month of May.

Mayor Duncan presented a certificate to Team Citgo.

The next item on the agenda is a presentation by Armed Forces Committee. Harry Montgomery presented a certificate to Dr. Ardoin in remembrance of his father, Charles Ardoin.

The next item on the agenda is Rule to Show Cause for the condition of the following address: To condemn building or structure located at 700 South Crocker Street, in accordance with Article IX, Section 5-286 through 5-296. Motion was made by Mr. Koonce seconded by Mr. Moss that the above address be demolished. Motion carried.

The next item on the agenda is a public hearing on ordinance granting a rezone from Mixed Residential to Commercial to John and Jerri Jackson, 124 North Post Oak Road, to allow for existing business to be expanded more than 50% of square footage.

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

ORDINANCE NO. 1074, M-C SERIES

ORDINANCE GRANTING A REZONE TO JOHN AND JERRI JACKSON, 281 NORTH POST OAK ROAD, FROM MIXED RESIDENTIAL TO COMMERCIAL.

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, being rezoned from Mixed Residential to Commercial is owned by John and Jerri Jackson, 281 North Post Oak Road, to-wit:

LOT 19 OF BLOCK ONE OF MIMOSA HEIGHTS REVISED

WHEREAS, improvements on the property will include existing business to be expanded more than 50% of square footage in accordance with Article IV, Section 4 (3) (c) of the Land Use Ordinance of the City of Sulphur with the following stipulations:

- a. 6' privacy fence along east property lines
- b. Maintain 6' wide buffer yard along east property lines
- c. Develop a drainage plan and have it approved as part of the Permit process
- d. Containers for solid waste shall be located no closer than fifteen feet to an adjacent property line and screened with a 6' tall, gated, masonry or lumber fence.
- e. The following uses are excluded from the list of Permitted Uses: Kennels, Hotels and Motels, Institutions, Bars, Entertainment and Restaurants.
- f. The following use is excluded from the list of Permitted Uses and is permitted only by Exception: Light Manufacturing.
- g. Light Manufacturing uses, granted by exception, may only be those which generate no discernable, adverse, off site impact such as noises.

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 re-zone from Mixed Residential to Commercial to John and Jerri Jackson for the following described property to wit:

LOT 19 OF BLOCK ONE OF MIMOSA HEIGHTS REVISED

This re-zone is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said re-zone 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 re-zone, 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 re-zone 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 re-zone shall be withdrawn and considered null and void.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a public hearing on ordinance granting a rezone from Mixed Residential to Commercial to Rickey Rourk, 281 North Post Oak Road, to allow for climate controlled storage (Lots 20, 21 & 22 of Block 1 of Mimosa Heights Revised). Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1075, M-C SERIES

ORDINANCE GRANTING A REZONE TO RICKEY ROURK, 281 NORTH
POST OAK ROAD, FROM MIXED RESIDENTIAL TO COMMERCIAL.

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, being rezoned from Mixed Residential to Commercial is owned by Rickey Rourk, 281 North Post Oak Road, to-wit:

LOTS 20, 21 & 22 OF BLOCK ONE OF MIMOSA HEIGHTS REVISED

WHEREAS, improvements on the property will include climate controlled storage with the following stipulations:

- a. 6' privacy fence along east property lines
- b. Maintain 6' wide buffer yard along east property lines
- c. Develop a drainage plan and have it approved as part of the Permit process
- d. Containers for solid waste shall be located no closer than fifteen feet to an adjacent property line and screened with a 6' tall, gated, masonry or lumber fence.
- e. The following uses are excluded from the list of Permitted Uses: Kennels, Hotels and Motels, Institutions, Bars, Entertainment and Restaurants.
- f. The following use is excluded from the list of Permitted Uses and is permitted only by Exception: Light Manufacturing.
- g. Light Manufacturing uses, granted by exception, may only be those which generate no discernable, adverse, off site impact such as noises.

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 re-zone from Mixed Residential to Commercial to Rickey Rourk for the following described property to wit:

LOTS 20, 21 & 22 OF BLOCK ONE OF MIMOSA HEIGHTS REVISED

This re-zone is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said re-zone 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 re-zone, 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 re-zone 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 re-zone shall be withdrawn and considered null and void.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a public hearing on ordinance granting a rezone from Mixed Residential to Commercial to Double "B" Properties, LLC, North Post Oak Road (Lots fronting North Post Oak Road – Lots 2, 24, 25 & 26 of Blk 1, Mimosa Heights Sub of Portion of 36-9-10) to allow for office buildings. Mr. Bruce stated that the office buildings cannot be built until the trailers are gone. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1076, M-C SERIES

ORDINANCE GRANTING A REZONE TO DOUBLE "B" PROPERTIES,
NORTH POST OAK ROAD, FROM MIXED RESIDENTIAL TO
COMMERCIAL.

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, being rezoned from Mixed Residential to Commercial is owned by Double “B” Properties, (lots 2, 24, 25 and 26 of Blk 1, Mimosa Heights Subdivision) to-wit:

LOTS 2, 24, 25 and 26 OF BLOCK ONE OF MIMOSA HEIGHTS
SUBDIVISION REVISED

WHEREAS, improvements on the property will include office space with the following stipulations:

- a. 6’ privacy fence along east property lines. The fence is to be installed on a parcel no later than that date when any use other than the use of a manufactured home as a residential dwelling unit occurs on that parcel.
- b. Maintain 6’ wide buffer yard along east property lines. The buffer yard shall be established at the same time as the privacy fence described above.
- c. Develop a drainage plan and have it approved as part of the Permit process. This drainage plan shall be established at the same time as the privacy fence described previously.
- d. Containers for solid waste shall be located no closer than fifteen feet to an adjacent property line and screened with a 6’ tall, gated, masonry or lumber fence. This restriction shall be effective at the same time as the privacy fence described previously.
- e. The following uses are excluded from the list of Permitted Uses: Kennels, Hotels and Motels, Institutions, Bars, Entertainment and Restaurants.
- f. The following use is excluded from the list of Permitted Uses and is permitted only by Exception: Light Manufacturing.
- g. Light Manufacturing uses, granted by exception, may only be those which generate no discernable, adverse, off site impact such as noise.

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 re-zone from Mixed Residential to Commercial to Double “B” Properties, LLC for the following described property to wit:

LOTS 2, 24, 25 and 26 OF BLOCK ONE OF MIMOSA HEIGHTS
SUBDIVISION REVISED

This re-zone is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said re-zone 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 re-zone, 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 re-zone 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 re-zone shall be withdrawn and considered null and void.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a public hearing on ordinance adopting the annual budget of revenues and expenditures for fiscal year July 1, 2012 to June 30, 2013. Kevin Alley, Director of Finance, stated that some figures on the summary sheets were transposed in the Fire Departments budget and new budget sheets were inserted. After Mr. Alley went over the new figures, motion was made by Mr. Moss seconded by Mr. Favre that the ordinance be amended.

Motion carried.

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

ORDINANCE NO. 1077, M-C SERIES AS AMENDED

AN ORDINANCE ADOPTING THE ANNUAL BUDGET OF REVENUES
AND EXPENDITURES FOR THE FISCAL YEAR JULY 1, 2012 TO
JUNE 30, 2013, FOR THE CITY OF SULPHUR, LOUISIANA.

BE IT HEREBY ORDAINED by the City Council, City of Sulphur, Louisiana,
in general session convened, that:

SECTION I. The attached estimate of revenues as reflected in the summary and such other fiscal exhibits and information as required by Section 1308(D), Louisiana Local Government Act, be and the same, is hereby adopted to serve as the Budget of Revenues for the City of Sulphur for fiscal year July 1, 2012, to June 30, 2013.

SECTION II. The attached statement of anticipated expenditures as reflected in the summary and such other fiscal exhibits and information as required by Section 1308(D), Louisiana Local Government Act, be and the same is hereby adopted to serve as the Budget of Expenditures for the City of Sulphur for the fiscal year July 1, 2012, to June 30, 2013.

SECTION III. The adoption of the Budget of Expenditures as reflected in the line-item budget filed with the Clerk of the Council containing object of expenditure classifications shall be declared to be the appropriation of the amount set therein as established in each budget classification by object of expenditure.

SECTION IV. The adoption of the Capital Improvement Budget as submitted for a period of five years with the first year being for the budget year 2012-2013 shall be for the expenditures as appropriated therein.

SECTION V. The amounts appropriated for all accounts shall not exceed the amounts fixed therefor in the Budget of Expenditures unless all terms and conditions of the Sulphur Home Rule Charter are complied with. Nothing contained in this section shall be construed to prohibit the governing authority from amending or making an appropriation to and for a contingent fund to be used in cases of emergency.

BE IT FURTHER ORDAINED that this Ordinance shall become effective ten (10) days after publication.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a public hearing on ordinance declaring certain surplus movable properties providing for disposal of same. Mayor Duncan stated that the auction will be announced at a later date. There will be 4 more vehicles for surplus on June City Council agenda. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1078, M-C SERIES

AN ORDINANCE DECLARING CERTAIN SURPLUS MOVABLE PROPERTY (VEHICLES) OF THE CITY OF SULPHUR AND PROVIDING FOR THE SALE THEREOF.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, and in accordance with LA. R.S. 33:4712, that the following described surplus movable property of the City of Sulphur, not needed for public purposes, after having been duly advertised be declared surplus:

	<u>Approximate Value</u>
2000 Ford Focus, Vin# 1FAFP3433YW195988	\$ 750
1999 Ford Crown Vic, Vin# 2FAFP74W6XX187839	1,000
1996 Mercury Grand Marquis, Vin# 2MELM74W5TX613048	900
1999 Buick LeSabre, Vin# 1G4HR52K6XH427856	300
2000 Mitsubishi, Vin# 4A3AA46G7YE121147	500
1999 Toyota Tacoma PU, Vin# 4TAVL52N3XZ410716	1,500
1994 Ford VN, Vin# 1FDJS34M6RHB73142	499

BE IT FURTHER ORDAINED that the afore-mentioned surplus movable property (vehicles) will be offered for sale at an auction to be held at a later date.

BE IT FURTHER ORDAINED that the Mayor is authorized to sign all documents in connection therewith.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a public hearing on ordinance amending Ordinance No. 838, M-C Series to provide for an increase in charge for reconnection of water service.

Mayor Duncan stated that the increase will be from \$15.00 to \$30.00. Motion was made by

Mr. Koonce seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1079, M-C SERIES

AN ORDINANCE AMENDING ORDINANCE NO. 838, M-C SERIES, WHICH SET FORTH PROCEDURE FOR RATES OR CHARGES FOR WATER, SEWER, AND GARBAGE SERVICES, BILLS MONTHLY, DELINQUENCY, AND CUTTING OFF AND RECONNECTION CHARGE FOR UTILITY CUSTOMERS INSIDE AND OUTSIDE THE CORPORATE LIMITS OF THE CITY OF SULPHUR.

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

SECTION 1. The rates or charges for sewer, water, and garbage services shall be provided by ordinance of the city council from time to time and are on file in the office of the director of finance. Bills for these services shall be rendered and payable monthly, and shall be rendered jointly. Failure to pay such charges totally or separately for a period of thirty (30) days, shall cause the water service to be delinquent and customer to be disconnected. In addition to the charges due for service, the sum of **thirty dollars (\$30.00)** shall be charged for the resumption of water service.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is an introduction of ordinance amending Ordinance No. 981, M-C Series, which set forth rates to be charged to septage haulers in accordance with Sections 3.3.3 and 3.4.4 of the User Charge and Sewer Use ordinance. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be introduced:

ORDINANCE AMENDING ORDINANCE NO. 981 M-C SERIES, WHICH SET FORTH RATES TO BE CHARGED TO SEPTAGE HAULERS IN ACCORDANCE WITH SECTIONS 3.3.3 AND 3.4.4 OF THE USER CHARGE AND SEWER USE ORDINANCE.

Motion was then made by Mr. Moss seconded by Mr. Favre that the said ordinance be filed and remain on file with the Clerk of the Council, in final form, for public inspection and that the Mayor is hereby authorized and instructed to publish the Public Notice of

Introduction of the above proposed ordinance in “The Southwest Daily News”, the official journal of the City of Sulphur, Louisiana, and that the said Notice of Introduction of the above ordinance is substantially in the following form:

PUBLIC NOTICE

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

ORDINANCE AMENDING ORDINANCE NO. 981 M-C SERIES, WHICH SET FORTH RATES TO BE CHARGED TO SEPTAGE HAULERS IN ACCORDANCE WITH SECTIONS 3.3.3 AND 3.4.4 OF THE USER CHARGE AND SEWER USE ORDINANCE.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11th day of June, 2012, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____
VERONICA ALLISON, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Chapter 17 of the Code of Ordinances to add Section 17-21 – Required setbacks or clearances. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be introduced:

AN ORDINANCE AMENDING CHAPTER 17 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO ADD SECTION 17-21 - REQUIRED SETBACKS OR CLEARANCES.

Motion was then made by Mr. Moss seconded by Mr. Favre that the said ordinance be filed and remain on file with the Clerk of the Council, in final form, for public inspection and that the Mayor is hereby authorized and instructed to publish the Public Notice of Introduction of the above proposed ordinance in “The Southwest Daily News”, the official

journal of the City of Sulphur, Louisiana, and that the said Notice of Introduction of the above ordinance is substantially in the following form:

PUBLIC NOTICE

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

AN ORDINANCE AMENDING CHAPTER 17 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO ADD SECTION 17-21 - REQUIRED SETBACKS OR CLEARANCES.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11th day of June, 2012, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____
VERONICA ALLISON, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Chapter 5-287 of the Code of Ordinances – Submission of recommendation; notice of hearing to resident. Motion was made by Mr. Koonce seconded by Mr. Moss that the following ordinance be introduced:

AN ORDINANCE AMENDING CHAPTER 5, SECTION 5-287 OF THE CODE OF ORDINANCES – SUBMISSION OF RECOMMENDATION; NOTICE OF HEARING TO RESIDENT.

Motion was then made by Mr. Moss seconded by Mr. Favre that the said ordinance be filed and remain on file with the Clerk of the Council, in final form, for public inspection and that the Mayor is hereby authorized and instructed to publish the Public Notice of Introduction of the above proposed ordinance in “The Southwest Daily News”, the official journal of the City of Sulphur, Louisiana, and that the said Notice of Introduction of the above ordinance is substantially in the following form:

PUBLIC NOTICE

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

AN ORDINANCE AMENDING CHAPTER 5, SECTION 5-287 OF THE CODE OF ORDINANCES – SUBMISSION OF RECOMMENDATION; NOTICE OF HEARING TO RESIDENT.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11th day of June, 2012, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

VERONICA ALLISON, Chairman

Motion carried.

The next item on the agenda is a resolution awarding low bid received for 6 month supply of pipe and fittings, diesel, limestone and asphalt mix and chemical supplies for the City. Motion was made by Mr. Favre seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2444, M-C SERIES

Resolution authorizing award of low bid received for six month supply of pipe and fittings, gas, oil and diesel, chemicals, limestone and asphalt mix.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for six month supply of pipe and fittings, diesel, chemicals and limestone and asphalt mix were opened and read aloud in an open and public bid session on Wednesday, May 2, 2012 at 10:00 a.m., and the bids were as follows:

TABULATION FOR PIPE AND FITTINGS MAY 2, 2012

SECTION I:

LOUISIANA UTILITIES
H D SUPPLY

\$ 6,784.90**
\$ 7,784.15

SECTION II:LOUISIANA UTILITIES
H D SUPPLY\$ 8,114.90
\$ 7,520.45****SECTION III:**LOUISIANA UTILITIES
H D SUPPLY\$ 17,451.05
\$ 16,652.23****SECTION IV:**LOUISIANA UTILITIES
H D SUPPLY\$ 4,717.03
\$ 4,610.45****SECTION V:**LOUISIANA UTILITIES
H D SUPPLY\$ 2,266.67**
\$ 2,413.95**SECTION VI****LOUISIANA UTILITIES
H D SUPPLY\$ 30,523.92
\$ 29,880.40****SECTION VII:****LOUISIANA UTILITIES
H D SUPPLY\$ 2,436.25
\$ 2,266.07****SECTION VIII:**LOUISIANA UTILITIES
H D SUPPLY\$ 30,635.00
\$ 30,611.14****SECTION IX:**LOUISIANA UTILITIES
H D SUPPLY\$ 7,015.00
\$ 6,903.75****SECTION X:****LOUISIANA UTILITIES
H D SUPPLY\$ 8,129.40**
\$ 8,462.20**SECTION XI:**LOUISIANA UTILITIES
H D SUPPLY\$ 5,766.38**
\$ 6,716.88**SECTION XII:**LOUISIANA UTILITIES
H D SUPPLY\$ 1,617.96**
\$ 1,797.24

TOTAL:	**LOUISIANA UTILITIES	\$125,458.46
	H D SUPPLY	\$125,618.91

****TOTALS WERE CHANGED ON THESE SECTIONS DUE TO ERRORS IN ADDING
ON THE BID FORM****

**TABULATION FOR
SIX MONTH SUPPLY ON CHEMICALS
MAY 2, 2012**

POTASSIUM PERMANGANATE

C & L AQUA	3.1345 LB****
D X I	NO BID
PENNCO	NO BID
ALTIVIA	NO BID

CHLORINE

C & L AQUA	NO BID
D X I	.3185 LB****
PENNCO	NO BID
ALTIVIA	.3445 LB

HYDROFLOURSILIC ACID

C & L AQUA	NO BID
D X I	NO BID
PENNCO	.575 LB****
ALTIVIA	NO BID

DRUM DEPOSITS IF OCCURRED

C & L AQUA	NO BID
D X I	NO BID
PENNCO	NO BID
ALTIVIA	NO BID

******AWARDED BIDDER******

**TABULATION FOR
SIX MONTH SUPPLY OF GAS AND OIL
MAY 2, 2012**

**DIESEL FUEL (OFF ROAD)
(PER GALLON)**

L M DAIGLE	DAILY RACK PRICE PLUS	10.75cents****
PUMPELLY	“ “	.1100
SUN COAST		N/B

**HYDRAULIC OIL - AW 68
(55 GAL. DRUM)**

L M DAIGLE	NO BID
PUMPELLY	\$420.42****
SUN COAST	\$495.00

**DEXTRAN III TRANSMISSION FLUID
(55 GAL. DRUM)**

L M DAIGLE	NO BID
PUMPELLY Dura Max ATF	\$458.67
SUN COAST	\$415.00****

**ROTELLA 15W 40
(PER 55 GALLON DRUM)**

L M DAIGLE	NO BID
PUMPELLY Conoco Fleet FC	\$553.37****
SUN COAST	\$725.00
SUN COAST Chevron super plus	\$599.00

**10 W 30 MOTOR OIL
(PER 55 GALLON DRUM)**

L M DAIGLE	NO BID
PUMPELLY	\$458.67****
SUN COAST	\$500.00

**5 W 20 MOTOR OIL
(PER 55 GALLON DRUM)**

L M DAIGLE	NO BID
PUMPELLY	\$547.29
SUN COAST	\$500.00****

****AWARDED BIDDER****

**TABULATION FOR SIX MONTH SUPPLY ON
LIMESTONE AND ASPHALT
MAY 2, 2012**

LIMESTONE (3/4-1") (GRAY ONLY)

R E HEIDT	NO BID
D P AGGREGATES	32.50 PER TON****
BESSETTE	NO BID

ROADBASE LIMESTONE (GRAY ONLY)

R E HEIDT	NO BID
D P AGGREGATES	31.50 PER TON****
BESSETTE	NO BID

HOT ASPHALT MIX

R E HEIDT	75.00
D P AGGREGATES	NO BID
BESSETTE	70.00****

EMULSIFIED CRS-2

R E HEIDT	NO BID
D P AGGREGATES	NO BID
BESSETTE	NO BID

****AWARDED BIDDER****

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a resolution appointing Planning Committee for the City of Sulphur 100th Anniversary Celebration. Mayor Duncan stated that there will be 12 Committee members. There could also be sub-committee members. If a member misses a

bunch of meetings, he will ask Council to replace that person. Motion was made by Mr.

Koonce seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2445, M-C SERIES

Resolution appointing Planning Committee for the City of Sulphur Centennial Anniversary Celebration.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint a (12) twelve member Planning Committee for the City of Sulphur Centennial Anniversary Celebration as follows:

Gena Granger – Dru Ellender
Larry Reagan - Mike Koonce
Sandra Vincent – Veronica Allison
Calvin Sharpe – Randy Favre
Ralph Wright – Stuart Moss

Mayor Duncan will submit additional names at a later date.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to sign Cooperative Endeavor Agreement between the City of Sulphur and Southland Field Airport. Mayor Duncan stated that the City didn't have an agreement in place. The City will do the routine maintenance on the tractors and vehicles. Mayor Duncan stated that he received the invoice for \$5,000 from Southland Field and after researching he found out that there wasn't any Cooperative Agreement with them. This

agreement needs to be in place before we issue the \$5,000. After meeting with members of the Airport, it was discussed that they are having trouble getting the necessary maintenance on their tractors and other equipment. In this Agreement it provides the City to provide the routine maintenance on this equipment. Mayor Duncan stated that in Section V of the Agreement Mr. Redd needs to add the hold harmless agreement.

Mr. Koonce asked if it was wise for the City to do all these repairs. Mayor Duncan stated that it's the Managing Board's equipment but the City owns everything at Southland Field. Technically one could say that it's the City's equipment but being it's the Managing Board that runs Southland Field and it's jointly owned between the City of Sulphur and the West Calcasieu Port we feel it's a need they have and we are willing to accommodate.

Mr. Koonce also asked if we were paying for all parts and labor. Mayor Duncan stated that if it's a \$50.00 part then the City will pay it. If it gets into the hundreds and thousands, then Southland is aware that they will have to pay. Mr. Koonce stated that if a tractor needs overhauling we won't do that. Mayor agreed. This is minor maintenance only.

Mr. Favre stated that Southland Field has fallen behind on their routine maintenance. If they have a small, minor issue with a piece of their equipment then the City will fix it. The City will not go out and purchase new tractors, new motors, etc. Mr. Koonce stated that the Council needs to be careful what they are getting into. He doesn't mind helping but a little bit could lead to a lot. Mr. Favre stated that it will be very reasonable. Mr. Duncan stated that the City will only be working on tractors and vehicles. The City is not capable of working on the tugger motor. Mayor Duncan stated that a separate line item will be added in Public Works (Shop) for these maintenance repairs.

Mayor Duncan suggested since Mr. Favre and Mrs. Allison are on the Southland Field Airport Board that they abstain from voting. At this time Mr. Favre and Mrs. Allison stated that they would abstain from voting.

Mr. Moss stated that being part owner of an airport he feels that more than just a line item for routine maintenance needs to be added to the budget.

Motion was then made by Mrs. Ellender seconded by Mr. Koonce that they do hereby authorize Mitch Redd, City Attorney, to incorporate the Hold Harmless language into the Agreement. Motion carried.

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

RESOLUTION NO. 2446, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to sign Cooperative Endeavor Agreement between the City of Sulphur and Southland Field Airport.

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 sign Cooperative Endeavor Agreement between the City of Sulphur and Southland Field Airport.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

ABSTAIN: Mrs. Allison, Mr. Favre

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a resolution approving the City's action to the MWPP Environmental Audit Report. Motion was made by Mr. Koonce seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2447, M-C SERIES

Resolution approving the City's action to the MWPP Environmental Audit Report.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve the City's action to the MWPP Environmental Audit Report.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a resolution authorizing Sulphur Police Department to submit application for 2012 Byrne Jag Grant for laptop computers, recording system and handheld radar units. Motion was made by Mrs. Ellender seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2448, M-C SERIES

Resolution authorizing Sulphur Police Department to submit application for the 2012 Byrne Jag Grant.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Sulphur Police Department to submit application for the 2012 Byrne Jag Grant for laptop computers, recording system and handheld radar units.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a resolution revoking the liquor license and occupational license for Handlebars Club, LLC. Brenda Chaisson addressed the Council and stated that she is only part owner of the Club; Kathy Alexander is the other owner. Kathy sold 49% of business to me and she kept 51%. She also stated that she wants to purchase the entire business.

During a lengthy discussion, the following was discussed:

- Who actually owns the bar
- State gaming application was withdrawn and turned in gaming license
- Mr. Burnhart loaned money to open the bar but didn't list him as financial backer
- Brenda purchased bar from Kathy on "good faith"
- Brenda found out, after purchasing, that the LLC had a lawsuit against it, Kathy hadn't paid rent or had liquor liability insurance, etc.
- Kathy has been non-respondent for the last 1 ½ months
- Let the business continue to run but suspend liquor license

After discussion, motion was made by Mr. Moss seconded by Mr. Favre that the following amendment be made:

Resolution suspending liquor license until next City Council meeting
(i.e. June 11, 2012)

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

RESOLUTION NO. 2449, M-C SERIES AS AMENDED

Resolution suspending the liquor license for Handlebars Club, LLC.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby suspend the liquor license until June 11, 2012 City Council meeting for Handlebars Club, LLC.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a resolution approving liquor license application for LeBleu's Landing, 202 Henning Drive. Motion was made by Mr. Koonce seconded by Mrs. Ellender that the following resolution be adopted to-wit:

RESOLUTION NO. 2450, M-C SERIES

Resolution approving liquor license application for LeBleu's Landing, 202 Henning Drive.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve liquor license for LeBleu's Landing, 202 Henning Drive.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a resolution approving liquor license application for for LaRumba, 1804 Ruth Street. Motion was made by Mr. Koonce seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2451, M-C SERIES

Resolution approving liquor license application for LaRumba, 1804 Ruth Street.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve liquor license for LaRumba, 1804 Ruth Street.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a resolution supporting Joshua Ledet in his goal to become the next American Idol. Motion was made by Mr. Moss seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2452, M-C SERIES

Resolution supporting Joshua Ledet in his goal to become the next American Idol.

WHEREAS, Joshua Ledet, from Westlake, has made it to the top three in the 2012 American Idol Contest; and

WHEREAS, after auditioning in Houston, Texas, he has captured the attention of the entire nation as his performances improve each week; and

WHEREAS, Southwest Louisiana came together on Saturday, May 12, 2012, to welcome Joshua home, including a parade in Westlake and Homecoming Pep Rally at Burton Coliseum; and

WHEREAS, Joshua will be performing on Wednesday, May 16th, to secure a spot in the top two finalists; and

WHEREAS, the City of Sulphur and its citizens support Joshua Ledet in his goal to become the next American Idol.

BE IT RESOLVED by the City Council of the City of Sulphur, the governing authority thereof, that they do hereby support Joshua Ledet in his goal to become the next American Idol and declare May 14, 2012 as Joshua Ledet Day.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with the 4-Them Community Organization. Mrs. Allison stated that she would abstain from voting on this item since she is the President of the 4-Them Community Organization. Motion was made by Mr. Moss seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2453, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement between the City of Sulphur and 4-Them Community Organization.

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 between the City of Sulphur and 4-Them Community Organization.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

ABSTAIN: Mrs. Allison

And the said resolution was declared duly adopted on this 14th day of May, 2012.

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

The next item on the agenda is a discussion concerning recommendation for Auditor for fiscal year ending 2013. Kevin Alley, Director of Finance, stated that five (5) Request for Proposals were sent out and only two (2) were returned as follows:

Steven Derouen = \$13,900

Aaron Cooper = \$15,000

Mr. Alley stated that he recommended going with Steven Derouen since he had lowest proposal.

The next item on the agenda is a discussion concerning renovations/repairs to the kitchen at the Sulphur Senior Citizen Center. Mayor Duncan stated that the kitchen isn't being used due to the need of a suppression system. The system will cost approximately \$7,000 to fix it. The Senior Citizen Center has secured some donations to repair it. He also stated that he plans on coming back to the Council later on to see if the Council wants to participate in funding. Mr. Moss stated that this building needs to be brought up to code. Mr. Koonce asked if other people could use it other than the 4-Them organization. Mayor

Duncan stated, yes. Danny Dupre, Fire Chief, stated that during the hurricanes they did not have a centralized location to cook. This location would be perfect. He also stated that he would get the Board of Health to inspect it.

The next item on the agenda is a discussion concerning Arts and Humanities Council grant. Mr. Moss stated that this is administered in Lake Charles. There is also an administration fee. Brimstone can apply for a 501C3 and all the money could stay local.

The next item on the agenda is Public to Address Council. Bridget Guidry, Royer Loup, addressed the Council and stated that she had a benefit for the Williams Syndrome at Heritage Square and had a few problems with the contract. It doesn't state anywhere on the contract that a waiver of subrogation is needed. This is very expensive. She wished she would have been told this prior to using it. She had scheduled the Square on one day and then later was told that she couldn't use it due to another function being held there. All the fliers were already printed. She also stated that she had to wait on the contract because City Hall was making changes to it. There needs to be more organization in that office.

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

ATTEST:

ARLENE BLANCHARD, Clerk

VERONICA ALLISON, Chairman

5/14/12
7:15 P.M.