

October 9, 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 October 9, 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 Rev. Don Walker, Olivet Baptist Church, followed by the reciting of the Pledge of Allegiance led by Mr. Favre.

The Chairman asked if there were any changes to the minutes of the previous meeting. With no changes made, motion was made by Mr. Moss seconded by 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 #1 be removed from the agenda:

1. Presentation to Volunteer of the Month of September.

Motion carried.

Motion was then made by Mr. Favre seconded by Mr. Moss that item #11 be removed from the agenda:

11. Resolution awarding low bid for Signalization of Ruth/Huntington and Tamarack Street intersection.

Motion carried.

Motion was then made by Mr. Moss seconded by Mr. Favre that item #12 be removed from the agenda:

12. Resolution awarding low bid received for improvements to the Public Works Maintenance building.

Motion carried.

Motion was then made by Mr. Moss seconded by Mr. Favre that item #8 be removed from the agenda:

8. Rule to Show cause for the condition of the following addresses:
  - a. To condemn building or structure located at 393 North Post Oak Road, in accordance with Article IX, Section 5-286 through 5-296.
  - b. To condemn building or structure located at 401 North Post Oak Road, in accordance with Article IX, Section 5-286 through 5-296.
  - c. To condemn building or structure located at 387 North Post Oak Road, in accordance with Article IX, Section 5-286 through 5-296.

Motion carried.

Motion was then made by Mr. Moss seconded by Mr. Favre that the following item be added to the agenda:

- #24. Resolution authorizing advertisement of bids for 6 month supply of pipe and fittings, diesel, limestone and asphalt mix and chemical supplies for the City.

Mayor Duncan stated that this item was being added due to the agenda already being published. With no comment from the public, a vote was called with the following results:

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

And the above item was added to the agenda on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

Motion was then made by Mr. Favre seconded by Mr. Moss that the following item be added to the agenda:

25. Resolution authorizing the re-advertisement of bids for Signalization of Ruth/Huntington and Tamarack Street intersection.

Mayor Duncan stated that this item was being added due to no legal bids being received at time of bid opening. With no comment from the public, a vote was called with the following results:

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

NAYS: None

ABSENT: None

And the above item was added to the agenda on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

Motion was then made by Mr. Favre seconded by Mr. Moss that the following item be added to the agenda:

26. Resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with Calcasieu Parish Police Jury for wind retrofitting to the Sulphur Police Department.

Mayor Duncan stated that this item was being added due to the agenda already being published.

With no comment from the public, a vote was called with the following results:

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

NAYS: None

ABSENT: None

And the above item was added to the agenda on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

Motion was then made by Mr. Moss seconded by Mr. Favre that item #27 be added to the agenda:

27. Resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with Calcasieu Parish Police Jury for wind retrofitting to the Sulphur Fire Department.

Mayor Duncan stated that this item was being added due to the agenda already being published.

With no comment from the public, a vote was called with the following results:

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

NAYS: None

ABSENT: None

And the above item was added to the agenda on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

Motion was then made by Mr. Moss seconded by Mr. Favre that the following item be added to the agenda:

28. Resolution re-authorizing the advertisement of bids for improvements to the Public Works Maintenance building.

Mayor Duncan stated that this item was being added due to the agenda already being published.

With no comment from the public, a vote was called with the following results:

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

NAYS: None

ABSENT: None

And the above item was added to the agenda on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

Motion was then made by Mr. Moss seconded by Mr. Favre that item #17 be moved up to 2A. Motion carried.

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

The first item on the agenda is a presentation by Armed Forces Committee. Harry Montgomery, Armed Forces Committee, stated that Brandon Andrews nominated Chief Coats for the Patriotic Employer Award. Harry presented Chief Coats a plaque. Harry then presented certificates to the Council thanking them for supporting the Reserves and Guard. Harry then stated that the Armed Forces will have their first parade in Sulphur on November 10<sup>th</sup> honoring the 162<sup>nd</sup> Infantry.

The next item on the agenda is a resolution appointing a member to the West Calcasieu Community Center Board of Directors. Motion was made by Mr. Koonce nominating Chuck Kinney. Motion died for lack of second on the following resolution:

Resolution appointing a member to the West Calcasieu Community Center Board of Directors.

Motion was then made by Mr. Moss seconded by Mr. Favre to nominate Coy Vincent.

Mr. Vincent addressed the Council and stated that he has been a CPA for 15 years and he would like to work with the governing entity. He also stated that he has volunteered for any position for community service.

A vote was then called that the following resolution be adopted to-wit:

RESOLUTION NO. 2507, M-C SERIES

Resolution appointing a member to the West Calcasieu Community Center Board of Directors.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint Coy Vincent to the West Calcasieu Community Center Board of Directors with term to expire December 31, 2015.

A vote was then called with the results as follows:

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

NAYS: Mr. Koonce, Mrs. Allison

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
VERONICA ALLISON, Chairman

The next item on the agenda is Teri Shields, Friend Ships Unlimited, to address Council. Mrs. Shields addressed the Council and stated they responded to Hurricane Isaac and the City of Sulphur was very generous in helping out. They fed the people as they recover. *(Mrs. Shields had a power-point presentation which did not work).*

The next item on the agenda is a resolution amending Resolution No. 2499, M-C Series, adopted September 10, 2012, which ordered and called a special election to be held in the City of Sulphur, Louisiana, on April 6, 2013 for the renewal of two (2) 5 mill property taxes. Jay Delafield, Attorney, addressed the Council and stated that this resolution needs to be amended due to legislation that was passed that states that propositions shall not have summaries and the proposition can't have more than 200 words. Even though the Council adopted this resolution prior to effective date of the legislation change, the election is after the effective date. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2508, M-C SERIES

A RESOLUTION AMENDING AND SUPPLEMENTING RESOLUTION NO. 2499, M-C SERIES, ADOPTED SEPTEMBER 10, 2012; ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD IN THE CITY OF SULPHUR, LOUISIANA, ON APRIL 6, 2013, AUTHORIZING RENEWAL OF A SPECIAL TAX OF FIVE (5) MILLS FOR PURCHASING AND MAINTAINING EQUIPMENT, ENLARGING, IMPROVING AND MAINTAINING FIRE DEPARTMENT FACILITIES, AND SALARIES FOR MAINTENANCE AND OPERATION OF THE DEPARTMENT, AND RENEWAL OF A SPECIAL TAX OF FIVE (5) MILLS FOR IMPROVING AND MAINTAINING STREETS WITHIN THE CITY OF SULPHUR, LOUISIANA; MAKING APPLICATION TO THE STATE BOND COMMISSION AND UNITED STATES ATTORNEY GENERAL IN CONNECTION THEREWITH.

WHEREAS, the governing authority of the City of Sulphur, Louisiana (the "City"), by resolution No. 2499 M-C Series adopted September 10, 2012, called a special election to be held in the City on April 6, 2013, to consider renewal of certain ad valorem taxes within the City; and

WHEREAS, Act 138 of 2012 of the Louisiana Legislature made certain changes to the Election Code, in particular, changes to the content requirements for certain propositions; and

WHEREAS, the State Bond Commission has required that the City amend its September 10, 2012 resolution to have the millage renewal propositions comply with Act 138 of 2012;

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

SECTION 1. Subject to the approval of the State Bond Commission, and under the authority conferred by Article VI, Sections 27 and 30 of the Constitution of 1974 of the State of Louisiana, and Subpart B of Part II of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:2801, *et seq.*), and other constitutional and statutory authority supplemental thereto, including Act 138 of 2012, a special election be and is hereby called and ordered to be held in the City of Sulphur, Louisiana, on **Saturday, the 6<sup>th</sup> day of April, 2013**, between the hours of six (6:00) o'clock a.m. and eight (8:00) o'clock p.m., in compliance with the provisions of Section 1181 of Title 18 and of Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and that at said special election there be submitted to all qualified electors of the City entitled and qualified to vote at said election under the Constitution and laws of the United States, the following propositions:

MILLAGE RENEWAL PROPOSITION NO. 1

Shall the City of Sulphur, Louisiana, levy and collect each year for a period of ten (10) years on all property subject to taxation within the corporate limits of the City of Sulphur, Louisiana, a special tax of five (5) mills on the dollar, beginning with and including the year 2015, with collections from the levy of the tax estimated to be \$587,221 for one entire year, for the purpose of purchasing additional equipment for, and enlarging and improving the present facilities of, the Fire Department of the City of Sulphur, Louisiana, for the maintenance of said equipment, improvements and facilities, and for salaries for the maintenance and operation of said department, constituting works of permanent public improvement, title to which shall be in the public?

MILLAGE RENEWAL PROPOSITION NO. 2

Shall the City of Sulphur, Louisiana, levy and collect each year for a period of ten (10) years on all property subject to taxation within the corporate limits of the City of Sulphur, Louisiana, a special tax of five (5) mills on the dollar, beginning with and including the year 2015, with collections from the levy of the tax estimated to be \$587,221 for one entire year, for the purpose of graveling, shelling, hard-surfacing, installation of culverts and drains, and otherwise improving the streets of the City of Sulphur, and for the maintenance thereof, constituting works of permanent public improvement, title to which shall be in the public?



SECTION 2. The Notice of Election approved by Resolution No. 2499 M-C Series, is hereby amended as follows:

**NOTICE TO VOTERS OF  
SPECIAL TAX ELECTION**

To the qualified electors of the City of Sulphur, Louisiana:

YOU ARE HEREBY NOTIFIED that on the 10<sup>th</sup> day of September, 2012, the City Council of the City of Sulphur, Louisiana, ordered that a special election be held in Sulphur, Louisiana, on Saturday, the **6<sup>th</sup> day of April, 2013**, for the purpose of submitting to all qualified electors of the City of Sulphur, the following propositions:

MILLAGE RENEWAL PROPOSITION NO. 1

Shall the City of Sulphur, Louisiana, levy and collect each year for a period of ten (10) years on all property subject to taxation within the corporate limits of the City of Sulphur, Louisiana, a special tax of five (5) mills on the dollar, beginning with and including the year 2015, with collections from the levy of the tax estimated to be \$587,221 for one entire year, for the purpose of purchasing additional equipment for, and enlarging and improving the present facilities of, the Fire Department of the City of Sulphur, Louisiana, for the maintenance of said equipment, improvements and facilities, and for salaries for the maintenance and operation of said department, constituting works of permanent public improvement, title to which shall be in the public?

MILLAGE RENEWAL PROPOSITION NO. 2

Shall the City of Sulphur, Louisiana, levy and collect each year for a period of ten (10) years on all property subject to taxation within the corporate limits of the City of Sulphur, Louisiana, a special tax of five (5) mills on the dollar, beginning with and including the year 2015, with collections from the levy of the tax estimated to be \$587,221 for one entire year, for the purpose of graveling, shelling, hard-surfacing, installation of culverts and drains, and otherwise improving the streets of the City of Sulphur, and for the maintenance thereof, constituting works of permanent public improvement, title to which shall be in the public?

Said election will be held at all polling places which are situated within the corporate boundaries of the City of Sulphur, Louisiana. All registered voters in each of the following precincts shall be eligible to vote on the proposition:

<b><u>PRECINCT</u></b>	<b><u>POLLING PLACE</u></b>
401	Calcasieu Parish Health Unit, Sulphur Branch, 201 Edgar Street, Sulphur
402	Frasch Park Recreation Center, 400 Picard Road, Sulphur
403	Frasch Elementary School, 540 South Huntington, Sulphur
407	R. W. Vincent Elementary School, 1634 Beglis Parkway, Sulphur
408	T. D. McMurry Park Gymnasium, 300 South Hazel Street, Maplewood

**ONLY THOSE REGISTERED VOTERS IN EACH OF THE FOLLOWING PRECINCTS WHO RESIDE WITHIN THE BOUNDARIES OF THE CITY OF SULPHUR, LOUISIANA, SHALL BE ELIGIBLE TO VOTE ON THE PROPOSITION:**

<b><u>PRECINCT</u></b>	<b><u>POLLING PLACE</u></b>
400 (Part)	D. S. Perkins Elementary School, 565 North Crocker Street, Sulphur
404 (Part)	R. W. Vincent Elementary School, 1634 Beglis Parkway, Sulphur
405 (Part)	Center Circle Recreation Building, 80 Center Circle, Maplewood
406 (Part)	W. T. Henning Elementary School, 774 Henning Drive, Sulphur
461 (Part)	Mossville Recreation Center a/k/a Josh Rigmaiden Center, 3825 Old Spanish Trail, Mossville

466E (Part) Cypress Cove Elementary School, 700 Currie Drive,  
Carlyss (Formerly located at Carlyss Fire Station, 5151  
Volunteer Road, Carlyss)

467 (Part) Cypress Cove Elementary School, 700 Currie Drive,  
Carlyss (Formerly located at Carlyss Fire Station, 5151  
Volunteer Road, Carlyss)

The polls will be open at six (6:00) o'clock a.m. and shall remain open until not later than eight (8:00) o'clock p.m. The said special election will be held substantially in accordance with the general election laws of the State of Louisiana, except that the election is called and shall be conducted, canvassed, and promulgated, and notice thereof given in accordance with the procedures set forth in Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended. The officials appointed to hold the election or such substitutes therefor as may be selected, designated and sworn in compliance with Sections 1286 through 1289 of Title 18 of the Louisiana Revised Statutes of 1950, as amended, will make due returns thereof to the City Council of the City of Sulphur, Louisiana. Voting machines will be used in the conduct of the election. All qualified electors of the City of Sulphur, Louisiana, will be entitled to vote. No voter shall be required to sign a ballot or vote assessed valuation of property.

Notice is hereby given that on Monday, the **13<sup>th</sup> day of May, 2013, at 5:30 o'clock p.m.**, the City Council will meet in open and public session at the regular meeting place of the City Council, Sulphur City Hall, 101 N. Huntington Street, Sulphur, Louisiana, and will, then and there, examine and canvass the returns and declare the result of said election.

THUS DONE AND SIGNED in Sulphur, Louisiana, by authority of a Resolution adopted by the City Council on the 10<sup>th</sup> day of September, 2012.

/s/ Veronica Alison  
VERONICA ALLISON, Chairman

ATTEST:

/s/ Arlene Blanchard  
ARLENE BLANCHARD  
Clerk of the Council

SECTION 3. In all other respects, Resolution No. 2499, M-C Series, shall remain unchanged.

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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a public hearing on ordinance amending budget for fiscal year 2012-2013 (Hurricane Isaac Relief Effort). Motion was made by Mr. Moss seconded by Mr. Favre that the following amendment be made:

- Change \$20,000 to \$23,000

Motion carried.

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

ORDINANCE NO. 1096, M-C SERIES

AN ORDINANCE AMENDING AND RE-ADOPTING THE GENERAL FUND BUDGET OF THE CITY OF SULPHUR, LOUISIANA FOR THE FISCAL YEAR ENDING JUNE 30, 2013.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, as follows:

SECTION 1. That the General Fund for the fiscal year ending June 30, 2012, heretofore adopted by the City Council, be and the same is hereby amended and readopted in accordance with Exhibit "A" attached hereto and made a part hereof.

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

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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a public hearing on ordinance granting a variance to Winslow Field, Jr. 211 Canal Street to allow for 16 (or less) chickens. Motion was made by Mrs. Ellender seconded by Mr. Moss that the following amendment be made:

6. A maximum of 11 chickens through attrition

Motion carried.

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

ORDINANCE NO. 1097, M-C SERIES AS AMENDED

AN ORDINANCE GRANTING A VARIANCE TO CHAPTER 4, SECTION 6 OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR, LOUISIANA, TO WINSLOW FIELD, JR., 211 CANAL STREET, SULPHUR, LOUISIANA, TO EXEMPT CERTAIN PROPERTY.

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, is owned by Winslow Field, Jr., Sulphur, Louisiana 70663, to-wit:

LOT 16 BLK 2 DOIRON ADD

WHEREAS, improvements on the property will allow for 16 (or less) chickens to be closer than 50 feet to residential property line; and

WHEREAS, said variance is valid only to property owner issued to with the following stipulations:

1. Construct pen or enclosure at least 10' from all property lines.
2. Construct or purchase chicken coop to accommodate roosting hens and to provide a safe environment away from predator type animals.
3. Area within pen or enclosure should be graded for proper drainage.
4. Excessive animal droppings should be removed from pen or enclosure in a timely manner so as not to create smells and/or nuisance insects and or rodents.
5. Comply with city ordinance pertaining to fowls.
6. A maximum of 11 chickens through attrition

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SULPHUR, LOUISIANA, IN REGULAR SESSION CONVENED THAT:

The Code of Ordinances of the City of Sulphur is hereby amended to grant a variance to Winslow Field, Jr., for the following described property to-wit:

LOT 16 BLK 2 DOIRON ADD

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.

That 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.

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, Mrs. Allison, Mr. Favre, Mr. Moss  
NAYS: Mr. Koonce  
ABSENT: None

And the said ordinance was declared duly adopted on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a public hearing on ordinance accepting donation of property from Kevin Downs. Mayor Duncan stated that this is approximately .05 acres. Motion was made by Mr. Koonce seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1098, M-C SERIES

ORDINANCE AUTHORIZING ACQUISITION OF REAL PROPERTY  
BY ACT OF DONATION.

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

WHEREAS, the City of Sulphur desires to acquire real property by Act of Donation; and

WHEREAS, the property to be subjected to Act of Donation is described as set forth and shown on Exhibit A, attached hereto.

NOW, THEREFORE, BE IT ORDAINED that Mayor Christopher L. Duncan is hereby authorized and empowered, in accordance with the Home Rule Charter, to execute the Act of Donation described above.

BE IT FURTHER RESOLVED 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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution repealing Resolution No. 2468, M-C Series, adopted July 9, 2012 which approved Cooperative Endeavor Agreement with Water Works District No. 9 for water revenue sharing. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2509, M-C SERIES

Resolution repealing Resolution No. 2468, M-C Series, adopted July 9, 2012 which approved Cooperative Endeavor Agreement with Water Works District No. 9 for water revenue sharing.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby repeal Resolution No. 2468, M-C Series, adopted July 9, 2012 which approved Cooperative Endeavor Agreement with Water Works District No. 9 for water revenue sharing.

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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to sign Intergovernmental Services Agreement with Waterworks District 9 for the construction of South Frontage Road. Motion was made by Mr. Koonce seconded by Mr. Favre that the following resolution be adopted to-wit:



RESOLUTION NO. 2510, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to sign Intergovernmental Services Agreement with Waterworks District 9 for the construction of South Frontage Road – Phase 1.

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 Intergovernmental Services Agreement with Waterworks District 9 for the construction of South Frontage Road – Phase 1.

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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution revoking liquor license for Handlebars. Motion was made by Mr. Koonce to revoke said liquor license. Motion failed for lack of second.

David Hartman, Tax Assessor's Office, addressed the Council and stated that the owner strayed off a couple months but now she is back on track. She has no issue with the Tax Assessor's office. Mrs. Chesson, owner of Handlebars, addressed the Council and stated that she changed her address and the mail was sent to the wrong address. The Tax Assessor's office dropped the ball.

With no motion from the Council, this resolution died for lack of motion. And the said resolution died for lack of motion on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution revoking liquor license for Crickets. Mayor Duncan stated that they turned in their liquor license. Resolution died for lack of motion. And the said resolution died for lack of motion on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution revoking liquor license for Johnny T's. John Hooper addressed the Council and stated that they currently have financial problems. The taxes aren't current and they have cost over-runs. They are on their 5<sup>th</sup> manager which seems to be a good one. They are trying to refinance it. He asked that they give him 30 days to straighten this out. Motion was then made by Mr. Koonce seconded by Mr. Moss to reset to the next Council meeting (i.e. Tuesday, November 13, 2012).

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 reset to Tuesday, November 13, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution revoking liquor license for Club Chaotic. Lisa Dinger addressed the Council and stated that she was in the hospital for a while and got

behind on her taxes. David Hartman, Tax Assessor's Office, stated that she is currently paid up on her taxes. Resolution died for lack of motion.

And the said resolution died for lack of motion on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement for adjudicated property. Motion was made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2511, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement for adjudicated property.

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 for adjudicated property.

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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution repealing Resolution No. 2480, M-C Series, which appointed members to the City's 100<sup>th</sup> Anniversary Committee. Mayor Duncan stated that recently two people have wanted to be taken off the Committee (District 1). He

doesn't want to bring an amendment to the Council every time someone wants to get off the Committee. By repealing this Resolution and adopting the next resolution on the agenda will eliminate this from happening. Each Councilman can then put their appointed person on the Committee without it coming before the Council. He also stated that all names on the committee now will be transferred except Dru's new member. She will be the first Councilman to appoint her new member. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2512, M-C SERIES

Resolution repealing Resolution No. 2480, M-C Series, adopted August 13, 2012, which appointed members to the City's 100<sup>th</sup> Anniversary Committee.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby repeal Resolution No. 2480, M-C Series, adopted August 13, 2012, which appointed members to the City's 100<sup>th</sup> Anniversary Committee.

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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan and the Sulphur City Council to establish the 100<sup>th</sup> Anniversary Committee. Motion was made by Mr. Koonce seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2513, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan and the Sulphur City Council to establish the 100<sup>th</sup> Anniversary Committee.

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 and the Sulphur City Council to establish the 100<sup>th</sup> Anniversary Committee.

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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to send invoice to Sulphur City Court for the purchase of George Theriot Super Food Marts, Inc. (810 Ruth Street). Mr. Moss stated that the Judicial Center has over \$500,000 in their building fund account. Per State law, this account is dedicated for the acquisition, leasing, construction, equipping, and maintenance of new and existing city courts and for the maintenance and payment of any bond indebtedness on any such existing facilities. He's asking the Council to send the invoice to Judge Schrumpf so he can pay for the George Theriot building since that's where the new Court will be. Mr. Koonce asked if anyone contacted Judge Schrumpf to negotiate. Mayor Duncan and Mr. Moss both stated that this is what the resolution is for. Mr. Koonce stated that he didn't like the way this was being handled. He felt that someone needed to sit down with Judge Schrumpf first prior to putting this on the agenda. Judge Schrumpf may have agreed to pay for it and this wouldn't have even

been an issue. Mayor Duncan stated that he would also like to ask the Parish to help with funding. Motion was made by Mr. Moss seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2514, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to send invoice to Sulphur City Court for the purchase of George Theriot Super Food Marts, Inc.

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 send invoice to Sulphur City Court for the purchase of George Theriot Super Food Marts, Inc.

A vote was then called with the results as follows:

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

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution awarding low bid received for Eveland/East End Drainage Outfall Improvement Project. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2515, M-C SERIES

Resolution awarding low bid received for Eveland/East End Drainage Outfall Improvement Project.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for Eveland/East End Drainage Outfall Improvement Project were opened and read aloud in an open and public session on Monday, September 10, 2012 at 10:00 a.m., and the bids were as follows:

<b><u>Company</u></b>	<b><u>Bid Amount</u></b>
R.D. Spell, Inc.	\$244,642.50
McManus Construction, Inc.	\$312,166.77

BE IT FURTHER RESOLVED that the City Council does hereby accept the recommendation of Mayor Christopher L. Duncan and award the bid for Eveland/East End Drainage Outfall Improvement Project as follows:

<b><u>Company</u></b>	<b><u>Bid Amount</u></b>
R.D. Spell, Inc.	\$244,642.50

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

A vote was then called with the results as follows:

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

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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 ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
 VERONICA ALLISON, Chairman

The next item on the agenda is a resolution accepting Substantial Completion Report for Auxiliary flow improvements for the UV System at Wastewater Treatment Facility.

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

**RESOLUTION NO. 2516, M-C SERIES**

Resolution accepting Substantial Completion Report for Auxiliary Flow Improvements for the UV System at Wastewater Treatment Facility.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby accept Substantial Completion on the Auxiliary Flow Improvements for the UV System at Wastewater Treatment Facility.

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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

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

RESOLUTION NO. 2517, M-C SERIES

Resolution authorizing advertisement for bids for a six (6) month supply of pipe and fittings, diesel, limestone and asphalt mix and chemical supplies for the City.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize advertisement for bids for a six (6) month supply of pipe and fittings, diesel, limestone and asphalt mix and chemical supplies for the City, said bids to be in accordance with the quantities and specifications on file with the City of Sulphur Purchasing Department.

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

NOTICE TO BIDDERS

Separate and sealed bids for the advertisement of bids for a six (6) month supply of pipe and fittings, diesel, limestone and asphalt mix and chemical supplies for the City will be received by the Clerk of the Council until 10:00 a.m. on the 25th day of October, 2012, at which time bids will be opened and read aloud in an open and public bid opening session to be conducted by the Director of Finance in the Conference Room at the City Hall, and the City Council shall at a regular meeting on the 13<sup>th</sup> day of November, 2012, at 5:30 p.m. proceed to award the bid to the lowest bidder, to waive irregularities, or to reject any and all bids, or otherwise



proceed thereto as provided by law. Said bids to be in accordance with the quantities and specifications on file with the City of Sulphur Purchasing Department located at 101 North Huntington Street, Sulphur, Louisiana

CITY OF SULPHUR, LOUISIANA

BY \_\_\_\_\_

VERONICA ALLISON, Chairman

BE IT FURTHER RESOLVED that the City Council of the City of Sulphur, Louisiana will meet in open and public session at the regular place in the Council Chambers at City Hall on the 13th day of November, 2012, at 5:30 p.m. and shall then and there proceed to award the bids to the lowest bidder or to reject any and all bids, otherwise proceed thereto as provided by law.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution authorizing the re-advertisement of bids for Signalization of Ruth/Huntington and Tamarack Street intersection. Motion was made by Mr. Koonce seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2518, M-C SERIES

Resolution authorizing the re-advertisement of bids for Signalization of Ruth/Huntington and Tamarack Street intersection.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize re-advertisement for bids for Signalization of Ruth/Huntington and Tamarack Street intersection, said bids to be in accordance with the quantities and specifications on file with Alliance Transportation Group Inc., 751 Bayou Pines East, Suite M, Lake Charles, LA 70601.

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

NOTICE TO BIDDERS

Separate and sealed bids for the re-advertisement of bids for Signalization of Ruth/Huntington and Tamarack Street Improvements will be received by the Clerk of the Council until 10:30 a.m. on the 8th day of November, 2012, at which time bids will be opened and read aloud in an open and public bid opening session to be conducted by the Director of Public Works in the Conference Room at the City Hall, and the City Council shall at a regular meeting on the 13<sup>th</sup> day of November, 2012, at 5:30 p.m. proceed to award the bid to the lowest bidder, to waive irregularities, or to reject any and all bids, or otherwise proceed thereto as provided by law. Bid specifications can be obtained through the office of Alliance Transportation Group Inc. 751 Bayou Pines East, Suite M, Lake Charles, LA 70601. Please call J.D. Allen at 337-310-7020 for an appointment.

CITY OF SULPHUR, LOUISIANA

BY \_\_\_\_\_

VERONICA ALLISON, Chairman

BE IT FURTHER RESOLVED that the City Council of the City of Sulphur, Louisiana will meet in open and public session at the regular place in the Council Chambers at City Hall on the 13th day of November, 2012, at 5:30 p.m. and shall then and there proceed to award the bids to the lowest bidder or to reject any and all bids, otherwise proceed thereto as provided by law.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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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 Calcasieu Parish Police Jury for wind retrofitting to the Sulphur Police Department. Mayor Duncan stated that this was

for 10 roll down shutters at the Police Department. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2519, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with Calcasieu Parish Police Jury for wind retrofitting to the Sulphur Police Department.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with Calcasieu Parish Police Jury for wind retrofitting to the Sulphur Police Department located at 500 B. North Huntington 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 9<sup>th</sup> day of October, 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 Calcasieu Parish Police Jury for wind retrofitting to the Sulphur Fire Department. Mayor Duncan stated that this was also for roll down shutters for the Fire Department. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2520, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to enter into a Cooperative Endeavor Agreement with Calcasieu Parish Police Jury for wind retrofitting to the Sulphur Fire Departments.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Christopher L. Duncan to

enter into a Cooperative Endeavor Agreement with Calcasieu Parish Police Jury for wind retrofitting to the Sulphur Fire Departments located at 602 North Huntington Street, 201 Darbonne Street and 3504 Maplewood 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 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

The next item on the agenda is a resolution re-authorizing the advertisement of bids for improvements to the Public Works Maintenance building. Motion was made by Mr.

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

RESOLUTION NO. 2521, M-C SERIES

Resolution re-authorizing the advertisement of bids for improvements to the Public Works Maintenance building.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize advertisement for bids for improvements to the Public Works Maintenance Building, said bids to be in accordance with the quantities and specifications on file with Curtis Vincent Architect.

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

NOTICE TO BIDDERS

Separate and sealed bids for the advertisement of bids for improvements to the Public Works Maintenance building will be received by the Clerk of the Council until 10:00 a.m. on the 7th day of November, 2012, at which time bids will be opened and read aloud in an open and public bid opening session to be conducted by the Director of Public Works in the Conference Room at the City Hall, and the City Council shall at a regular meeting on the 13<sup>th</sup> day of November, 2012, at 5:30 p.m. proceed to award the bid to the

lowest bidder, to waive irregularities, or to reject any and all bids, or otherwise proceed thereto as provided by law.

CITY OF SULPHUR, LOUISIANA

BY \_\_\_\_\_  
VERONICA ALLISON, Chairman

BE IT FURTHER RESOLVED that the City Council of the City of Sulphur, Louisiana will meet in open and public session at the regular place in the Council Chambers at City Hall on the 13th day of November, 2012, at 5:30 p.m. and shall then and there proceed to award the bids to the lowest bidder or to reject any and all bids, otherwise proceed thereto as provided by law.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 9<sup>th</sup> day of October, 2012.

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

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

ATTEST:

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ARLENE BLANCHARD, Clerk

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VERONICA ALLISON, Chairman

10/9/12  
7:00 P.M.