

February 11, 2013

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 February 11, 2013 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. Eddie Carpenter, Wesley Methodist Church, followed by the reciting of the Pledge of Allegiance led by Mr. Moss.

The Chairman asked if there were any changes to the minutes of the previous meeting. With no changes made, motion was made by Mr. Moss seconded by Mrs. Ellender 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. Koonce that the following Resolution be added:

18. A Resolution authorizing the Police Jury President to execute those documents and agreements required in the submission of the application for funding of the City of Sulphur- Mitigate the Lightning Street Bridge project under the Community Development Block Grant – Disaster Recovery (CDBG-DR) Program and certifying that the “Urgent Need” National Policy objective is being met.

Mayor Duncan stated that this item was being added to the agenda 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, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: Mrs. Allison

And the above item was added to the agenda on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

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

The first item on the agenda is a presentation to Volunteer of the Month of January. Mayor Duncan presented a certificate to Jody Barrilleaux.

The next item on the agenda is a presentation by Armed Forces Committee. Some members of the Armed Forces Committee presented a certificate to James Lewis.

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

- a. To condemn building or structure located at 387 North Post Oak Road, in accordance with Article IX, Section 5-286 through 5-296.

Motion was made by Mr. Moss seconded by Mrs. Ellender that the above Rule to Show Cause be tabled indefinitely. Motion carried.

- b. To condemn building or structure located at 401 North Post Oak Road, in accordance with Article IX, Section 5-286 through 5-296.

Motion was made by Mr. Moss seconded by Mrs. Ellender that the above Rule to Show Cause be tabled indefinitely. Motion carried.

The next item on the agenda is a public hearing on ordinance granting a variance to Marilyn White, 221 Cypress Street, to allow for a 4x8 porch to be 2 feet from the west property line rather than the required 5 feet. Mrs. Hollier addressed the Council and stated that she owns the property to the west of 221 Cypress and she would like to keep the ordinance in place and not allow the variance. She wouldn't mind speaking with the neighbors to compromise and try to work this out. Motion was then made by Mr. Koonce seconded by Mr. Moss that the following ordinance be tabled until the March City Council meeting (*Note: The next day the applicant pulled their application*):

AN ORDINANCE GRANTING A VARIANCE MARILYN WHITE, 221 CYPRESS, TO ALLOW FOR SIDE SETBACK TO BE CLOSER THAN REQUIRED, IN ACCORDANCE WITH ARTICLE IV, PART 3, SECTION 4 (4) OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR

Motion carried.

The next item on the agenda is a public hearing on ordinance granting an exception to Tony Thibodeaux, 101 South Stanford Street, to allow for an exception for three duplexes. Motion was made by Mrs. Ellender seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1103, M-C SERIES

AN ORDINANCE GRANTING AN EXCEPTION TO TONY THIBODEAUX 101 SOUTH STANFORD STREET, TO ALLOW FOR THREE DUPLEXES IN ACCORDANCE WITH ARTICLE IV, PART 3, SECTION 4 (3) OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, is owned by Tony Thibodeaux, Sulphur, Louisiana 70663, to-wit:

LOTS 1, 2, 3 BLK G SUL OTS

WHEREAS, improvements on the property will include three duplexes with the following stipulations:

- Develop a drainage plan and have it approved as part of the Permit process.
- Lots with frontage along South Stanford Street shall have their Driveways connect to South Stanford Street.
- Lots restricted to frontage along US 90 shall have their driveway details approved by LA DOTD.

WHEREAS, said exception is valid only to property owner issued to.

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 an exception to Tony Thibodeaux, 101 South Stanford Street, for the following described property to-wit:

LOTS 1, 2, 3 BLK G SUL OTS

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

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

NAYS: None

ABSENT: Mrs. Allison

And the said ordinance was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is an ordinance granting the subdividing of lots and rezone from Business to Mixed Residential to William LeBlanc, property on west side of North Stanford Street between West Carlton and Leora Street. Motion was made by Mrs. Ellender seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1104, M-C SERIES

ORDINANCE GRANTING THE SUBDIVIDING OF LOTS (IN ACCORDANCE WITH ARTICLE IV, PART 3, SECTION 4 OF THE LAND USE ORDINANCE) AND REZONE FROM BUSINESS TO MIXED RESIDENTIAL (IN ACCORDANCE WITH ARTICLE IV, PART 3 OF THE LAND USE ORDINANCE) TO WILLIAM LEBLANC, 807 AND 809 NORTH STANFORD STREET.

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, is owned by William LeBlanc, 807 and 809 North Stanford Street (property on west side of North Stanford Street between West Carlton and Leora Street), Sulphur, Louisiana 70663, to-wit:

LOTS ONE (1) AND FOUR (4) OF BLOCK FIVE (5) OF OAK GROVE SUBDIVISION IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE/4-SW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST.

WHEREAS, improvements on the property will include single family homes and/or mobile homes.

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 the subdividing of lots and rezone from Business to Mixed Residential to William LeBlanc, 807 and 809 North Stanford Street (property on west side of North Stanford Street between West Carlton and Leora Street), for the following described property to-wit:

LOTS ONE (1) AND FOUR (4) OF BLOCK FIVE (5) OF OAK GROVE SUBDIVISION IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE/4-SW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST.

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

Grantee hereby agrees and contracts to hold Grantor harmless from any damages created and/or caused by the granting of this ordinance, 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.

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

NAYS: None

ABSENT: Mrs. Allison

And the said ordinance was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a public hearing on ordinance granting a variance to Robert and Catherine Coleman, 1908 Karon Street, to allow for carport to be located 21 feet from front property line rather than the required 30 feet. Motion was made by Mr. Moss seconded by Mrs. Ellender that the following ordinance be adopted to-wit:

ORDINANCE NO. 1105, M-C SERIES

AN ORDINANCE GRANTING A VARIANCE TO ROBERT AND CATHERINE COLEMAN, 1908 KARON STREET, TO ALLOW FOR CARPORT TO BE LOCATED CLOSER TO FRONT PROPERTY LINE, IN ACCORDANCE WITH ARTICLE IV, PART 3, SECTION 1 (2) OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR.

WHEREAS, the following described property located in the City of Sulphur, State of Louisiana, is owned by Robert and Catherine Coleman, 1908 Karon Street, Sulphur, Louisiana 70663, to-wit:

N 70 FT LOT 3 BLK 8 ROSE PARK NO 2

WHEREAS, improvements on the property will include a carport that will be located 21 feet from front property line rather than the required 30 feet with the following stipulation:

- Carport shall not be a closed-in structure

WHEREAS, said variance is valid only to property owner issued to.

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 Robert and Catherine Coleman, 1908 Karon Street, for the following described property to-wit:

N 70 FT LOT 3 BLK 8 ROSE PARK NO 2

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.

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

NAYS: None

ABSENT: Mrs. Allison

And the said ordinance was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a public hearing on ordinance enlarging and extending the boundaries of the City of Sulphur for the annexation of Pont Properties, LLC property (northeast and southeast corner of Hwy. 90 and Prater Road). Mr. Koonce asked if this would cost the City anything and if the City would ever have to put in a lift station. Mr. Bruce stated that there has been no commitment to extend sewer service but in the future if the Council wishes to extend they could. As it stands right now, the owner pays for sewer service. Mr. Koonce asked what it would take for the City to pay for this. Mr. Bruce stated that the owners would have to petition the City and the City would have to agree that it is a project to incur public expenditures. Mr. Koonce stated that there are people that would like to be on City sewer but they can't afford it. He also stated that he doesn't have a problem with this annexation if the City isn't spending any public funds to extend sewer. Motion was then made by Mr. Moss seconded by Mr. Koonce that the following ordinance be adopted to-wit:

ORDINANCE NO. 1106, M-C SERIES

ORDINANCE ENLARGING AND EXTENDING THE BOUNDARIES
OF THE CITY OF SULPHUR FOR THE ANNEXATION OF PONT
PROPERTIES, LLC.

WHEREAS, the City of Sulphur has received a petition from Pont Properties, LLC, for the annexation of certain property which is adjacent to and contiguous to the existing corporate limits of the City of Sulphur, which said property is generally described as lying on the northeast/southeast corner of Hwy. 90 and Prater Street; and

WHEREAS, public notice has been duly given in accordance with law, of the introduction of an ordinance proposing to enlarge and extend the boundaries of the City of Sulphur, Louisiana, to include the said property; and

WHEREAS, after a Public Hearing this date in accordance with the said Public Notice which was duly advertised, it has been deemed desirable that the boundaries of the City of Sulphur, Louisiana, be enlarged and extended to include the said property, no one having appeared to protest said annexation, the said petition for annexation having been signed by the sole property owner's in the area for which annexation is sought; and

WHEREAS, said property will be zoned Commercial District.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that the boundaries of the City of Sulphur, Louisiana, be and the same are hereby enlarged and extended to include the following described property situated in the Parish of Calcasieu, State of Louisiana, to-wit:

LOT 6 OF BLOCK A AND LOT 6 OF BLOCK B OF THE SUBDIVISION
OF THE HEIRS OF SOL RYAN, AS PER PLAT RECORDED IN PLAT
BOOK 3 PAGE 127 OF THE RECORDS OF CALCASIEU PARISH,
LOUISIANA TOGETHER WITH ALL IMPROVEMENTS SITUATED
THEREON. LESS AND EXCEPT THAT PORTION SOLD TO STATE OF
LOUISIANA DEPARTMENT OF HIGHWAYS BY DEED DATED
JANUARY 27, 2003 RECORDED IN COB 2989 PAGE 592.

BE IT FURTHER ORDAINED that the boundaries of the City of Sulphur, Louisiana, be and the same are hereby defined as follows, to-wit:

DESCRIPTION OF GEOGRAPHIC BOUNDARIES:

COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST, SAID POINT BEING ON THE PRESENT CITY LIMITS LINE OF THE CITY OF SULPHUR, LOUISIANA; THENCE NORTH TO THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE/4 OF NE/4) OF SAID SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE WEST ALONG

THE NORTH LINE OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE/4 OF NE/4) TO THE NORTHWEST (NW) CORNER OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE/4 OF NE/4) of SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE/4 OF NE/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST, TO THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER SE/4 OF SW/4) OF NE/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE WEST FOLLOWING THE NORTH LINE OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (S/2 OF SW/4 OF NE/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST, TO THE NORTHEAST (NE) CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW/4 OF SW/4 OF NE/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE SOUTH ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW/4 OF SW/4 OF NE/4) TO A POINT 100 FEET NORTH OF THE SOUTH LINE OF THE NORTHEAST QUARTER (NE/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE WEST 100 FEET; THENCE SOUTH 100 FEET TO THE SOUTH LINE OF THE NORTHEAST QUARTER (NE/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE WEST TO THE SOUTHEAST (SE) CORNER OF THE NORTHWEST QUARTER (NW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE NORTH TO THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST, THENCE WEST TO THE NORTHWEST (NW) CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE SOUTH ALONG WEST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST, TO A POINT 65 FEET NORTH OF THE SOUTHWEST (SW) CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE WEST 168 FEET ALONG A LINE WHICH IS 65 FEET NORTH OF AND PARALLEL TO THE SOUTH LINE OF THE NORTHWEST QUARTER (NW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE SOUTH 65 FEET TO THE SOUTH LINE OF THE NORTHWEST QUARTER (NW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE WEST TO A POINT 664 FEET EAST OF THE SOUTHWEST (SW) CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW/4 OF NW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE NORTH 475 FEET; THENCE WEST 639 FEET, MORE OR LESS, TO THE EAST LINE OF NORTH CLAIBORNE STREET; THENCE SOUTH 475 FEET ALONG THE EAST LINE OF NORTH CLAIBORNE STREET TO THE SOUTH LINE OF THE NORTHWEST QUARTER (NW/4) OF SECTION 27, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE WEST TO THE NORTHWEST (NW) CORNER OF THE SOUTHEAST QUARTER (SE/4) OF SECTION 28, TOWNSHIP 9 SOUTH, RANGE 10 WEST;

THENCE SOUTH ALONG THE WESTERN CITY LIMITS LINE TO ITS POINT OF INTERSECTION WITH THE NORTH LINE OF U.S. HIGHWAY #90; THENCE WESTERLY ALONG THE NORTH LINE OF U.S. HIGHWAY #90 TO ITS POINT OF INTERSECTION WITH THE CENTERLINE OF KIM STREET EXTENDED; THENCE SOUTH ALONG THE CENTERLINE OF KIM STREET TO THE SOUTHWEST (SW) CORNER OF THE EAST HALF OF THE WEST HALF (E/2 OF W/2) OF SECTION 33, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE EAST ALONG THE CENTERLINE OF SARA STREET TO THE CORNER COMMON TO SECTIONS 3 AND 4, TOWNSHIP 10 SOUTH, RANGE 10 WEST, AND SECTIONS 33 AND 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE SOUTH ALONG THE SECTION LINE TO A POINT WHICH IS 150 FEET SOUTH OF THE CENTERLINE OF U.S. INTERSTATE HIGHWAY #10, THENCE WESTERLY ALONG THE LINE WHICH IS 150 FEET SOUTH OF AND PARALLEL TO THE CENTERLINE OF U.S. INTERSTATE HIGHWAY #10, FOR A DISTANCE OF 1247.42 FEET, MORE OR LESS TO THE EAST RIGHT OF WAY LINE OF THE SABINE RIVER DIVERSION CANAL, THENCE SOUTH, MEANDERING ALONG THE EAST RIGHT OF WAY LINE OF THE SABINE RIVER DIVERSION CANAL, FOR A DISTANCE OF 930.2 FEET TO THE SOUTHWEST CORNER OF TRACT 2 OF THE SULPHUR GROUP LLC ANNEXATION, THENCE EAST FOR A DISTANCE OF 1279.6 FEET TO THE SOUTHEAST CORNER OF SAID TRACT 2, THENCE SOUTH FOR A DISTANCE OF 1357.2' TO A POINT ON THE SOUTH LINE OF THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 10 SOUTH, RANGE 10 WEST, THENCE EAST ALONG THE SOUTH OF THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 10, FOR A DISTANCE OF 201.3 FEET MORE OR LESS TO THE SOUTHEAST (SE) CORNER OF THE WEST ONE-THIRD OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (W/3 OF W/2 OF NW/4 OF NW/4) OF SECTION 10, TOWNSHIP 10 SOUTH, RANGE 10 WEST; THENCE EAST, ALONG THE SOUTH LINE OF THE NORTH HALF OF THE NORTHWEST QUARTER (N/2-NW/4) OF SECTION 10, FOR A DISTANCE OF 1,401.91 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF A TRACT OF LAND CURRENTLY OR FORMERLY OWNED BY STINE INVESTORS CORPORATION; THENCE SOUTH, ALONG THE WEST LINE OF SAID STINE INVESTORS TRACT, FOR A DISTANCE OF 220.50 FEET, MORE OR LESS, TO THE SOUTH LINE OF SAID STINE INVESTORS TRACT; THENCE EAST, ALONG SAID SOUTH LINE OF STINE INVESTORS TRACT, FOR A DISTANCE OF 981.50 FEET, MORE OR LESS, TO THE WEST RIGHT-OF-WAY LINE OF LOUISIANA HIGHWAY #27; THENCE NORTH, ALONG SAID WEST RIGHT-OF-WAY LINE OF LOUISIANA HIGHWAY #27, FOR A DISTANCE OF 220.5 FEET, MORE OR LESS, TO THE SOUTH LINE OF THE NORTH HALF OF THE NORTHWEST QUARTER (N/2-NW/4) OF SECTION 10; THENCE EAST, ALONG SAID SOUTH LINE OF THE NORTH HALF OF THE NORTHWEST QUARTER (N/2-NW/4) OF SECTION 10, FOR A DISTANCE OF 106.33 FEET, MORE OR LESS TO THE EAST RIGHT-OF-WAY LINE OF LOUISIANA HIGHWAY #27; THENCE NORTH ALONG THE EAST RIGHT-OF-WAY LINE OF LOUISIANA HIGHWAY #27 TO THE NORTH RIGHT-OF-WAY LINE OF PATCH STREET; THENCE EAST ALONG THE NORTH RIGHT-OF-WAY LINE OF PATCH STREET TO THE WEST

RIGHT-OF-WAY LINE OF ALLEN STREET, THENCE NORTH ALONG THE WEST
 RIGHT-OF-WAY LINE OF ALLEN STREET TO THE NORTH RIGHT-OF-WAY OF
 PATTON STREET; THENCE CONTINUING NORTH TO THE SOUTH RIGHT-OF-
 WAY LINE OF U.S. INTERSTATE HIGHWAY #10 (WHICH POINT IS 150 FEET
 SOUTH OF THE CENTERLINE OF SAID INTERSTATE HIGHWAY #10); THENCE
 EASTERLY ALONG THE SOUTH RIGHT-OF-WAY LINE WHICH IS 150 FEET
 SOUTH OF AND PARALLEL TO THE CENTERLINE OF U.S. INTERSTATE
 HIGHWAY #10 TO THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF RAMP D OF
 STATE PROJECT NO. 450-91-36 AT HIGHWAY STATION 146+90.19; THENCE
 SOUTHEASTERLY ALONG THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF
 RAMP D ALONG THE ARC OF A CURVE HAVING A RADIUS OF 1095.92
 FEET,(THE CHORD OF WHICH BEARS SOUTH 76°00'32" EAST, A DISTANCE OF
 285.86 FEET) FOR A DISTANCE OF 286.68; THENCE SOUTHEASTERLY ALONG
 SAID SOUTHWESTERLY RIGHT-OF-WAY LINE OF RAMP D ALONG THE ARC
 OF A CURVE HAVING A RADIUS OF 308.10 FEET (THE CHORD OF WHICH
 BEARS SOUTH 35°47'20" EAST, A DISTANCE OF 333.12 FEET) FOR A DISTANCE
 OF 351.95 FEET; THENCE SOUTH 03°03'51" EAST ALONG SAID
 SOUTHWESTERLY RIGHT-OF-WAY LINE OF RAMP D FOR A DISTANCE OF
 244.70 FEET; THENCE SOUTHEASTERLY ALONG THE SOUTHWESTERLY
 RIGHT-OF-WAY LINE OF RAMP D ALONG THE ARC OF A CURVE HAVING A
 RADIUS OF 284.00 FEET (THE CHORD OF WHICH BEARS SOUTH 25°21'45" EAST,
 A DISTANCE OF 69.71 FEET) FOR A DISTANCE OF 69.88 FEET; THENCE SOUTH
 00°36'54" WEST FOR A DISTANCE OF 0.13 FEET; THENCE SOUTH 89°40'08"
 EAST FOR A DISTANCE OF 0.08 FEET; THENCE SOUTHEASTERLY ALONG THE
 SOUTHWESTERLY RIGHT-OF-WAY LINE OF RAMP D ALONG THE ARC OF A
 CURVE HAVING A RADIUS OF 284.00 FEET (THE CHORD OF WHICH BEARS
 SOUTH 50°53'18" EAST, A DISTANCE OF 179.72 FEET) FOR A DISTANCE OF
 182.86 FEET; THENCE SOUTH 69°20'01" EAST FOR A DISTANCE OF 109.75 FEET;
 THENCE SOUTH 00°39'59" WEST FOR A DISTANCE OF 103.20 FEET; THENCE
 SOUTH 44°07'19" WEST FOR A DISTANCE OF 18.36 FEET TO THE NORTH RIGHT-
 OF-WAY LINE OF PATTON STREET; THENCE SOUTH 00°40'33" WEST FOR A
 DISTANCE OF 60.00 FEET TO THE FORMER SOUTH RIGHT-OF-WAY LINE OF
 PATTON STREET; THENCE NORTH 89°02'44" WEST, ALONG SAID FORMER
 SOUTH RIGHT-OF-WAY LINE OF PATTON STREET, FOR A DISTANCE OF 91.28
 FEET, SAID POINT BEING SOUTH 01°04'29" WEST OF THE NORTHEAST CORNER
 (NE) OF THE NORTHWEST QUARTER (NW/4) OF SECTION 11, TOWNSHIP 10
 SOUTH, RANGE 10 WEST, A DISTANCE OF 30.00 FEET; THENCE NORTH
 88°52'23" WEST, ALONG SAID FORMER SOUTH RIGHT-OF-WAY LINE OF
 PATTON STREET, FOR A DISTANCE OF 156.86; THENCE SOUTH 65°05'32" EAST
 FOR A DISTANCE OF 318.89 FEET; THENCE NORTH 89°47'51" EAST FOR A
 DISTANCE OF 220.00 FEET, MORE OR LESS, TO THE EXISTING EAST RIGHT-OF-
 WAY LINE OF BEGLIS PARKWAY (FORMERLY ARIZONA STREET);, THENCE
 NORTH 67°15'12" EAST FOR A DISTANCE OF 312.86 FEET TO THE EXISTING
 SOUTH RIGHT-OF-WAY LINE OF PATTON STREET; THENCE NORTH 89°02'44"
 WEST FOR A DISTANCE OF 239.64 FEET; THENCE NORTH 00°36'54" EAST FOR
 A DISTANCE OF 149.13 FEET; THENCE NORTH 70°39'59" EAST, ALONG THE

EAST RIGHT-OF-WAY LINE OF RAMP C OF STATE PROJECT NO. 450-91-36, FOR A DISTANCE OF 102.96 FEET; THENCE NORTHEASTERLY ALONG THE EAST RIGHT-OF-WAY LINE OF RAMP C ALONG THE ARC OF A CURVE HAVING A RADIUS OF 316.00 FEET (THE CHORD OF WHICH BEARS NORTH 46°04'56" EAST, A DISTANCE OF 262.94 FEET) FOR A DISTANCE OF 271.18 FEET; THENCE NORTH 01°00'13" EAST, ALONG THE EAST RIGHT-OF-WAY LINE OF RAMP C, FOR A DISTANCE OF 368.61 FEET; THENCE NORTHEASTERLY ALONG THE EAST RIGHT-OF-WAY LINE OF RAMP C ALONG THE ARC OF A CURVE HAVING A RADIUS OF 250.00 FEET (THE CHORD OF WHICH BEARS NORTH 47°40'23" EAST, A DISTANCE OF 200.14 FEET) FOR A DISTANCE OF 205.91 FEET; THENCE NORTHEASTERLY ALONG THE EAST RIGHT-OF-WAY LINE OF RAMP C ALONG THE ARC OF A CURVE HAVING A RADIUS OF 1849.86 FEET (THE CHORD OF WHICH BEARS NORTH 77°48'54" EAST, A DISTANCE OF 421.80 FEET) FOR A DISTANCE OF 422.72 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF U.S. INTERSTATE HIGHWAY #10, SAID POINT BEING 150 FEET SOUTH OF THE CENTERLINE OF U.S. INTERSTATE HIGHWAY #10, AT HIGHWAY STATION 165+84.97, STATE PROJECT NO. 450-91-36; THENCE EASTERLY ALONG THE SOUTH RIGHT-OF-WAY LINE WHICH IS 150 FEET SOUTH OF AND PARALLEL TO THE CENTERLINE OF U.S. INTERSTATE HIGHWAY #10 TO THE POINT OF INTERSECTION OF SAID LINE WITH THE NORTH-SOUTH CENTERLINE OF THE SOUTHWEST QUARTER (SW/4) OF SECTION 6, TOWNSHIP 10 SOUTH, RANGE 9 WEST; THENCE CONTINUING ALONG THE SOUTH RIGHT-OF-WAY LINE OF U.S. INTERSTATE HIGHWAY #10, SOUTH 1°12' WEST FOR A DISTANCE OF 50 FEET; THENCE CONTINUING ALONG THE SOUTH RIGHT-OF-WAY LINE OF U.S. INTERSTATE HIGHWAY #10, SOUTH 89°31'03" EAST FOR A DISTANCE OF 79.59 FEET; THENCE SOUTH 01°05'25" WEST FOR A DISTANCE OF 300.00 FEET; THENCE SOUTH 89°31'03" EAST FOR A DISTANCE OF 200.00 FEET; THENCE SOUTH 01°05'25" WEST FOR A DISTANCE OF 1961.68 FEET TO THE NORTH RIGHT-OF-WAY LINE OF SWISCO ROAD; THENCE SOUTH 89°30'00" EAST, ALONG SAID NORTH LINE, FOR A DISTANCE OF 948.43 FEET TO THE WEST RIGHT-OF-WAY LINE OF LOUISIANA HIGHWAY NUMBER 108; THENCE NORTH 00°51'02" EAST, ALONG SAID WEST RIGHT-OF-WAY LINE OF LOUISIANA HIGHWAY NUMBER 108, FOR A DISTANCE OF 1200.41 FEET; THENCE NORTH 89°49'32" EAST FOR A DISTANCE OF 198.77 FEET, TO A POINT 100 FEET SOUTH OF THE NORTH LINE OF SECTION 7, TOWNSHIP 10 SOUTH, RANGE 9 WEST, SAID POINT BEING ON THE EAST RIGHT-OF-WAY LINE OF LOUISIANA HIGHWAY 108; THENCE SOUTH 00°51'02" WEST, ALONG SAID EAST RIGHT-OF-WAY LINE OF LOUISIANA HIGHWAY 108, FOR A DISTANCE OF 200 FEET; THENCE NORTH 89°49'32" EAST, PARALLEL WITH THE NORTH LINE OF SAID SECTION 7, TOWNSHIP 10 SOUTH, RANGE 9 WEST, FOR A DISTANCE OF 450.00 FEET; THENCE NORTH 00°51'02" EAST, FOR A DISTANCE OF 200.00 FEET; THENCE NORTH 89°49'32" EAST FOR A DISTANCE OF 751.92 FEET TO THE EXISTING CONOCO INC. RIGHT-OF-WAY LINE, THENCE NORTH 26°25'04" EAST FOR A DISTANCE OF 111.79 FEET ALONG THE EXISTING CONOCO INC. RIGHT-OF-WAY LINE TO THE INTERSECTION OF SAID RIGHT-OF-WAY LINE WITH THE SOUTH LINE OF SECTION 6, TOWNSHIP 10 SOUTH, RANGE 9 WEST;

THENCE EAST ALONG THE SOUTH LINE OF SECTION 6, TOWNSHIP 10 SOUTH, RANGE 9 WEST, TO THE SOUTHEAST (SE) CORNER OF SECTION 6, TOWNSHIP 10 SOUTH, RANGE 9 WEST; THENCE NORTH ALONG THE EAST LINE OF SECTION 6, TOWNSHIP 10 SOUTH, RANGE 9 WEST, TO THE NORTHEAST (NE) CORNER OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 10 SOUTH, RANGE 9 WEST; THENCE WEST ALONG THE NORTH LINE OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 10 SOUTH, RANGE 9 WEST TO THE SOUTH RIGHT OF WAY LINE OF U.S. INTERSTATE HIGHWAY #10; THENCE NORTHEASTERLY AND EASTERLY ALONG THE SOUTH RIGHT-OF-WAY LINE OF U.S. INTERSTATE HIGHWAY #10 TO THE POINT OF INTERSECTION OF SAID LINE WITH A LINE WHICH IS AN EXTENSION SOUTH OF THE WEST RIGHT-OF-WAY LINE OF BAYOU D'INDE ROAD (SOMETIMES KNOWN AS PRATER ROAD); THENCE NORTH ALONG SAID EXTENSION OF THE WEST RIGHT-OF-WAY LINE OF BAYOU D'INDE (PRATER) ROAD TO A POINT 30 FEET NORTH OF THE SOUTH LINE OF SECTION 32, TOWNSHIP 9 SOUTH, RANGE 9 WEST, THENCE EAST PARALLEL TO THE SOUTH LINE OF SECTION 32, TOWNSHIP 9 SOUTH, RANGE 9 WEST, TO A POINT 94.74 FEET EAST OF THE WEST LINE OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 32, TOWNSHIP 9 SOUTH, RANGE 9 WEST, THE EXISTING EAST RIGHT-OF-WAY LINE OF STATE ROUTE LA 1134 (BAYOU D'INDE OR PRATER ROAD) WITH THE EXISTING NORTH RIGHT-OF-WAY LINE OF A LOCAL OR PARISH ROAD, THENCE NORTH 89°41'29" EAST, ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID LOCAL OR PARISH ROAD FOR A DISTANCE OF 1231.32 FEET TO THE INTERSECTION OF SAID RIGHT-OF-WAY LINE WITH THE EAST LINE OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 32, TOWNSHIP 9 SOUTH, RANGE 9 WEST, THENCE NORTH 0°45'57" EAST FOR A DISTANCE OF 2290.66 FEET ALONG THE EAST LINE OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 32, TOWNSHIP 9 SOUTH, RANGE 9 WEST; THENCE NORTH 89°06'04" WEST, A DISTANCE OF 1285.97 FEET TO THE EAST RIGHT-OF-WAY LINE OF LA 1134 (BAYOU D'INDE OR PRATER ROAD); THENCE NORTH ALONG THE EAST RIGHT-OF-WAY LINE OF BAYOU D'INDE (PRATER) ROAD, FOR A DISTANCE OF 301.57 FEET, MORE OR LESS, TO THE INTERSECTION WITH THE SOUTH LINE OF LOT 6 OF BLOCK A OF THE HEIRS OF SOL RYAN SUBDIVISION; THENCE EAST, FOR A DISTANCE OF 204.57 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF LOT 6 OF BLOCK A OF THE HEIRS OF SOL RYAN SUBDIVISION; THENCE NORTH ALONG THE EAST LINE OF SAID LOT 6 OF BLOCK A OF THE HEIRS OF SOL RYAN SUBDIVISION, CROSSING HIGHWAY 90 AND CONTINUING ALONG THE EAST LINE OF LOT 6 OF BLOCK B OF THE HEIRS OF SOL RYAN SUBDIVISION, FOR A DISTANCE OF 924.5 FEET, MORE OR LESS, TO THE SOUTH RIGHT-OF-WAY LINE OF THE T & NO RAILROAD (SOUTHERN PACIFIC LINES); THENCE WEST, ALONG SAID SOUTH RIGHT-OF-WAY LINE OF THE T & NO RAILROAD (SOUTHERN PACIFIC LINES), FOR A DISTANCE OF 274.91 FEET, MORE OR LESS, TO THE WEST RIGHT-OF-WAY LINE OF BAYOU D'INDE (PRATER) ROAD, THENCE NORTH, ALONG SAID WEST RIGHT-OF-WAY LINE OF BAYOU D'INDE (PRATER) ROAD, FOR A DISTANCE

OF 200.0 FEET TO THE INTERSECTION WITH THE NORTH RIGHT-OF-WAY LINE OF SAID T & NO RAILROAD (SOUTHERN PACIFIC LINES); THENCE WESTERLY ALONG THE NORTH LINE OF SAID T & NO RAILROAD (SOUTHERN PACIFIC LINES) RIGHT-OF-WAY TO A POINT 80 FEET EAST OF THE INTERSECTION OF SAID NORTH RIGHT-OF-WAY LINE OF T & NO RAILROAD (SOUTHERN PACIFIC LINES) WITH THE NORTH-SOUTH CENTER SECTION LINE OF SECTION 31, TOWNSHIP 9 SOUTH RANGE 9 WEST; THENCE SOUTHERLY ALONG A LINE 80 FEET EAST OF AND PARALLEL WITH THE NORTH-SOUTH CENTER SECTION LINE OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST, TO A POINT WHICH IS 80 FEET EAST OF THE NORTHEAST (NE) CORNER OF THE SOUTHWEST QUARTER (SW/4) OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST; THENCE WEST 80 FEET TO THE SAID NORTHEAST (NE) CORNER OF THE SOUTHWEST QUARTER (SW/4) OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST; THENCE WESTERLY ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER (SW/4) OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST, TO A POINT 560 FEET EAST OF THE NORTHWEST (NW) CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW/4 OF SW/4) OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST; THENCE SOUTH, PARALLEL WITH THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW/4 OF SW/4) OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST, A DISTANCE OF 170 FEET; THENCE WEST, PARALLEL WITH THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW/4 OF SW/4) OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST, A DISTANCE OF 260 FEET; THENCE NORTH, PARALLEL WITH THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW/4 OF SW/4) OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST, A DISTANCE OF 170 FEET TO THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW/4 OF SW/4) OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST; THENCE CONTINUING WEST ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER (SW/4) OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST, AND CONTINUING WEST ALONG THE EAST-WEST CENTER SECTION LINE OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST, TO A POINT 669.38 FEET EAST OF THE SOUTHEAST (SE) CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE NORTH ALONG A LINE PARALLEL TO AND 669.38 FEET EAST OF THE EAST LINE OF SAID SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST, TO THE SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 90; THENCE WEST ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE NORTH, ALONG SAID EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST, FOR A DISTANCE OF 270.0 TO THE SOUTH LINE OF THE T & NO RAILROADS (SOUTHERN PACIFIC LINES) RIGHT-OF-WAY; THENCE WEST ALONG SAID SOUTH LINE OF THE T & NO

RAILROADS (SOUTHERN PACIFIC LINES) RIGHT-OF-WAY FOR A DISTANCE OF 150.0 FEET; THENCE SOUTH, ALONG A LINE PARALLEL TO AND 150.0 FEET WEST OF SAID EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST, FOR A DISTANCE OF 270.0 TO THE SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 90; THENCE WEST ALONG SAID SOUTH RIGHT-OF-WAY LINE TO A POINT 345.00 WEST OF THE EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE NORTH, PARALLEL WITH SAID EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE/4 OF NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST, FOR A DISTANCE OF 474.88 FEET TO THE NORTH LINE OF THE T & NO RAILROADS (SOUTHERN PACIFIC LINES) RIGHT-OF-WAY; THENCE EAST ALONG THE NORTH LINE OF SAID T & NO RAILROADS (SOUTHERN PACIFIC LINES) RIGHT-OF-WAY FOR A DISTANCE OF 345.00 FEET TO A POINT SOUTH OF THE SOUTHEAST (SE) CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE/4-NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE NORTH TO THE SOUTHEAST (SE) CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE/4 OF NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE WEST TO THE SOUTHEAST (SE) CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW/4 OF NW/4) OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE NORTH TO THE NORTHEAST (NE) CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW/4 OF SW/4) OF SECTION 25, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE WEST TO THE POINT OF COMMENCEMENT.

BE IT FURTHER ORDAINED that this Ordinance shall become effective thirty (30) days after it has been published once in the official journal.

BE IT FURTHER ORDAINED that any and all Ordinances 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, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: Mrs. Allison

And the said ordinance was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a public hearing on ordinance amending Ordinance No. 039, M-C Series, which established a program to assist low-income households in the payment of water, sewer, and garbage-trash collection fees charged by the City of Sulphur. Motion was made by Mr. Moss seconded by Mr. Koonce that the following ordinance be adopted to-wit:

ORDINANCE NO. 1107, M-C SERIES

ORDINANCE AMENDING ORDINANCE NO. 039, M-C SERIES
WHICH ESTABLISHED A PROGRAM TO ASSIST LOW-INCOME
HOUSEHOLDS IN THE PAYMENT OF WATER, SEWER, AND
GARBAGE-TRASH COLLECTION FEES CHARGED BY THE CITY OF
SULPHUR, LOUISIANA.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby amend Ordinance No. 039, M-C Series to read as follows:

BE IT FURTHER ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that a program to assist low-income households in the payment of water, sewer (wastewater), and garbage-trash (solid waste) collection fees charged by the City of Sulphur be and it is hereby established, the determination of eligibility for this assistance program to be in accordance with poverty guidelines established by the Federal Government and the State of Louisiana, and which assistance program will be subject to the following definitions and conditions, and also the following criteria for eligibility:

SECTION 1. DEFINITIONS:

- (a) Household means parents, their minor children, grandparents and a grandchild who is a minor and whose legal custody has been granted to a grandparent, all of whom reside in a housing unit as a family unit and for whom utilities are customarily purchased in common, or who make payments for utilities included in the rent;
- (b) Income means all non-exempt gross income received by members of the household on a regular or predictable basis during three (3) calendar months or all annualized non-exempt income received by members of a household on an irregular or fluctuating basis or moneys received into a home occupied by a household from any source whatsoever;

- (c) Housing Unit means a house, a stationary mobile home, an apartment or any unit used for billing purposes.

SECTION 2. ELIGIBILITY

- (a) Determination of eligibility for this assistance program will be in accordance with Department of Social Services established by the Federal government and the State of Louisiana.

SECTION 3. The amount of assistance granted each qualified applicant will be determined by (1) the number of qualified applicants and (2) the amount of the funds appropriated for this program for the fiscal year, PROVIDED, HOWEVER, THAT THE AMOUNT OF ASSISTANCE SHALL NOT EXCEED \$7.50 PER QUALIFIED APPLICANT.

SECTION 4. Annual recertification of eligibility shall be required. Applications for said annual recertification shall be submitted by the 1st day of March each year.

SECTION 5. All changes in status affecting eligibility must be reported promptly to the office of the Mayor.

SECTION 6. Administration of this program will be the responsibility of the Mayor, through the Director of Finance.

SECTION 7. Confidentiality of all information provided to determine the eligibility will be maintained by the Office of the Mayor.

SECTION 8. This program is open to all persons regardless of race, color, age, religion, sex or national origin. No distinction shall be made between property owners or renters.

SECTION 9. Continuation of this assistance program is contingent upon the appropriation by the City Council of the City of Sulphur in the operating budget of the City of Sulphur each year.

SECTION 10. This assistance program shall only be provided for residential water, sewer, garbage/trash households located within the city limits of Sulphur.

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, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: Mrs. Allison

And the said ordinance was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is an introduction of ordinance amending Ordinance No. 1080, M-C Series, which sets forth rates to be charged to Septage Haulers in accordance with Section 3.3.3 and 3.4.4 of the User Charge and Sewer Use Ordinance. Motion was made by Mr. Moss seconded by Mr. Koonce that the following ordinance be introduced:

ORDINANCE AMENDING ORDINANCE NO. 1080, 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. Koonce 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. 1080, 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 March, 2013, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

RANDY FAVRE, Vice-Chairman

Motion carried.

The next item on the agenda is a resolution authorizing the advertisement of bids for Water Main Upgrades for 2013 (parts of S. Huntington and E. Thomas, E. Carlton).

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

RESOLUTION NO. 2558, M-C SERIES

Resolution authorizing advertisement for bids for Water Main Upgrades for 2013.

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 Water Main Upgrades 2013, said bids to be in accordance with the quantities and specifications on file with Meyer and Associates.

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 Water Main Upgrades 2013 will be received by the Clerk of the Council until 10:30 a.m. on the 11th day of March, 2013, at which time bids will be opened and read aloud in an open and public bid opening session to be conducted by the Director of Public Works in the Conference Room at the City Hall, and the City Council shall at a regular meeting on the 11th day of March, 2013, 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. Specifications are on file with Meyer and Associates, 480 North Cities Service Hwy., Sulphur, La. 70663

CITY OF SULPHUR, LOUISIANA

BY

RANDY FAVRE, Vice-Chairman

BE IT FURTHER RESOLVED that the City Council of the City of Sulphur, Louisiana will meet in open and public session at the regular place in the Council Chambers at City Hall on the 11th day of March, 2013, 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, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: Mrs. Allison

And the said resolution was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a resolution awarding low bid received for Concrete Street Rehabilitation for FY 2013. Motion was made by Mr. Koonce seconded by Mr.

Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2559, M-C SERIES

Resolution awarding low bid received for the Concrete Street Rehabilitation for Fiscal Year 2013.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for the Concrete Street Rehabilitation for Fiscal Year 2013 were opened and read aloud in an open and public bid session on Monday, February 11, 2013 at 10:30 a.m., and the bids were as follows:

<u>Company</u>	<u>Base Bid</u>	<u>Alternate 1</u>	<u>Alternate 2</u>
John Bailey, Inc.	\$113,385.00	\$37,540.00	\$27,165.00
R. Cloud Construction Co., Inc.	\$120,381.00	\$41,801.00	\$34,028.20
R.D. Spell, Inc.	\$121,240.00	\$36,125.00	\$26,715.00

BE IT FURTHER RESOLVED that the City Council does hereby accept the recommendation of Mayor Christopher L. Duncan and award the bid for the Concrete Street Rehabilitation for Fiscal Year 2013 as follows:

<u>Company</u>	<u>Base Bid</u>	<u>Alternate 1</u>	<u>Alternate 2</u>
John Bailey, Inc.	\$113,385.00	\$37,540.00	\$27,165.00

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: Mrs. Allison

And the said resolution was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a resolution rejecting uninsured motorist (auto liability & umbrella) and authorize Mayor Christopher L. Duncan to sign any documents in connection therewith. Motion was made by Mr. Moss seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2560, M-C SERIES

Resolution rejecting uninsured motorist (auto liability & umbrella) and authorize Mayor Christopher L. Duncan, to sign any documents in connection therewith.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby reject uninsured motorist (auto liability & umbrella) and authorize Mayor Christopher L. Duncan, to sign any documents in connection therewith.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: Mrs. Allison

And the said resolution was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a resolution authorizing the advertisement of bids for a Mobile Cylinder Charge Station for the Fire Department. Motion was made by Mr. Moss seconded by Mrs. Ellender that the following resolution be adopted to-wit:

RESOLUTION NO. 2561, M-C SERIES

Resolution authorizing advertisement for bids for Mobile Cylinder Charge Station for the Fire Department.

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 Mobile Cylinder Charge Station for the Fire Department, said bids to be in accordance with the quantities and specifications on file with the Purchasing Department of the City of Sulphur.

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 Mobile Cylinder Charge Station for the Fire Department will be received by the Clerk of the Council until 10:00 a.m. on the 6th day of March, 2013, 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 11th day of March, 2013, 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. Specifications are on file with the Purchasing Department of the City of Sulphur, 101 North Huntington Street, Sulphur, La. 70663

CITY OF SULPHUR, LOUISIANA

BY

RANDY FAVRE, Vice-Chairman

BE IT FURTHER RESOLVED that the City Council of the City of Sulphur, Louisiana will meet in open and public session at the regular place in the Council Chambers at City Hall on the 11th day of March, 2013, 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, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: Mrs. Allison

And the said resolution was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to submit application for the 2013 Safe Routes to School Program (sidewalks on Pearl and S. Stanford). Motion was made by Mr. Moss seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2562, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to submit application for 2013 Safe Routes to School Program for sidewalks on Pearl and South Stanford Streets.

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 submit application for 2013 Safe Routes to School Program for sidewalks on Pearl and South Stanford Streets.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: Mrs. Allison

And the said resolution was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to submit application for the 2013 Safe Routes to School Program (sidewalk on Elm Street). Motion was made by Mr. Moss seconded by Mr. Koonce that the following resolution be adopted to-wit:

RESOLUTION NO. 2563, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to submit application for 2013 Safe Routes to School Program for sidewalk on Elm Street.

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 submit application for 2013 Safe Routes to School Program for sidewalk on Elm Street.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: Mrs. Allison

And the said resolution was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a resolution approving Special Event Permit for Cuz's Bar, 2116 East Napoleon Street. Motion was made by Mr. Moss seconded by Mrs. Ellender that the following resolution be adopted to-wit:

RESOLUTION NO. 2564, M-C SERIES

Resolution approving Special Event Permit for Cuz's Bar, 2116 East Napoleon Street.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve Special Event Permit for Cuz's Bar, 2116 East Napoleon Street to be held March 30, 2013.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: Mrs. Allison

And the said resolution was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

The next item on the agenda is a resolution authorizing the Police Jury President to execute those documents and agreements required in the submission of the application for funding of the City of Sulphur – Mitigate the Lightning Street Bridge project under the Community Development Block Grant – Disaster Recovery (CDBG-DR) Program and certifying that the “Urgent Need” National Policy objective is being met. Motion was made by Mr. Koonce seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2565, M-C SERIES

A RESOLUTION AUTHORIZING THE POLICE JURY PRESIDENT TO EXECUTE THOSE DOCUMENTS AND AGREEMENTS REQUIRED IN THE SUBMISSION OF THE APPLICATION FOR FUNDING OF THE CITY OF SULPHUR- MITIGATE THE LIGHTNING STREET BRIDGE PROJECT UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT – DISASTER RECOVERY (CDBG-DR) PROGRAM AND CERTIFYING THAT THE “URGENT NEED” NATIONAL POLICY OBJECTIVE IS BEING MET.

WHEREAS, the Calcasieu Parish Police Jury is submitting an application for a Community Development Block Grant—Disaster Recovery (CDBG-DR) Grant from the Louisiana Office of Community Development – Disaster Recovery Unit for the City of Sulphur Mitigate the Lightning Street Bridge under the national objective of “Urgent Need”; and,

WHEREAS, in order to apply for such a grant, the Parish must submit its CDBG-DR application package in compliance with HUD Program Regulations; and

WHEREAS, such regulations require that the Calcasieu Parish Police Jury provide as part of such package a certified copy of a resolution which authorizes submission of the “Urgent Need” Application and which designates the Police Jury President, as the authorized representative of the Parish, to sign all application documents and certifications; and

WHEREAS, such regulations require that the Calcasieu Parish Police Jury certify that the activity for which CDBG funds are being requested is designed to alleviate existing conditions which pose a serious and immediate threat to the health and welfare to the citizens of the City of Sulphur; which are of recent origin or which recently became urgent during and immediately following Hurricane Ike, and that Calcasieu Parish and the City of Sulphur are unable to finance the activity on its own, and that no other funds are available.

NOW THEREFORE BE IT RESOLVED, that the submission of the CDBG-DR application package is hereby authorized, with the proceeds from such grant to be used to finance the City of Sulphur Mitigate the Lightning Street Bridge; and,

BE IT FURTHER RESOLVED, that the Parish President is the authorized representative for the project and as such is authorized to file an Application on behalf of the City, and any amendments thereto, for a CDBG-Disaster Recovery Grant; and,

BE IT FURTHER RESOLVED, that the City hereby obligates and commits to pay for engineering and a portion of construction estimated to be **\$689,688** out of the total estimated project cost of **\$1,250,000** and,

BE IT FURTHER RESOLVED, that **Mayor Christopher Duncan**, hereby certifies that the City of Sulphur Mitigate the Lightning Street Bridge project for which CDBG funds are being requested is designed to alleviate existing conditions which pose a serious and immediate threat to the health or welfare of the citizens of the City of Sulphur; is of recent origin or which recently became urgent during and immediately following Hurricane Ike and that the City of Sulphur is unable to completely finance the activity on its own and there are no other funds in the City budget available.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: Mrs. Allison

And the said resolution was declared duly adopted on this 11th day of February, 2013.

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

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

ATTEST:

ARLENE BLANCHARD, Clerk

RANDY FAVRE, Vice-Chairman

2/11/13
6:25 P.M.