

April 13, 2015

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 April 13, 2015 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  
DENNIS BERGERON, 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 Ed Holmes, followed by the reciting of the Pledge of Allegiance led by Mrs. Ellender.

The Chairman asked if there were any changes to the minutes of the previous meeting. With no changes made, motion was made by Mr. Favre seconded by Mrs. Allison 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. Favre seconded by Mrs. Allison that item #8 be moved up to 2A. Motion carried.

Motion was then made by Mr. Favre seconded by Mr. Bergeron that item #9 be moved up to 2B. Motion carried.

Motion was then made by Mr. Favre seconded by Mrs. Allison that item #20 be moved up to 2C. Motion carried.

Motion was made by Mr. Favre seconded by Mrs. Allison that item #21 be moved up to 2D. Motion carried.

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

The first item on the agenda is a presentation by Armed Forces Committee. The Committee presented a certificate to Herman Clavier and thanked him for his service.

The next item on the agenda is Karl Bruchhaus, CPSB, to address Council concerning the ½ cent sales tax. *Mr. Bruchhaus was not present at the meeting.*

The next item on the agenda is a public hearing on ordinance authorizing the acceptance of the Administrative Reorganization Plan as presented by the Mayor (creation of IT and HR Department). Motion was made by Mr. Favre seconded by Mrs. Ellender that the following ordinance be adopted to-wit:

ORDINANCE NO. 1284, M-C SERIES

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF THE  
ADMINISTRATIVE REORGANIZATION PLAN AS PRESENTED BY THE  
MAYOR.

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

WHEREAS, Section 4-09 of the Home Rule Charter of the City of Sulphur, Louisiana, provides for “Administrative Reorganization” as proposed by the Mayor and approved by the City Council; and

WHEREAS, This body believes it to be in the public interest to authorize the designation of the Human Resources and Information Technology Departments.; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that the Home Rule Charter of the City of Sulphur, Louisiana, shall reflect the following changes:

**Section 3-05.            Powers and Duties of the Mayor**

A. The mayor, as chief executive officer of the City government shall have the following powers and duties:

- (1) See that all laws, provisions of this charter and acts of the council, subject to enforcement by the mayor or by officers subject to the mayor’s direction and supervision, are faithfully executed.
- (2) Appoint and suspend or remove for just cause all City government employees and appointive administrative officers provided for, by

or under this charter in accordance with personnel policies. The mayor may authorize any administrative officer who is subject to the mayor's direction and supervision to exercise these powers with respect to subordinates in officer's department, office or agency.

- (3) Direct and supervise the administration of all departments, offices and agencies of the City government, except as otherwise provided by this charter.
- (4) Prepare and submit the annual budget and five (5) year capital budget to the council.
- (5) Submit to the council and make available to the public, within sixty (60) days after the end of the fiscal year, a complete report on the finances and administrative activities of the City as of the end of each fiscal year.
- (6) Make such other reports as the council may reasonably request to enable the council to conduct its councilmanic function.
- (7) Perform such other duties as are specified in this charter or may be required by the council, not inconsistent with this charter.

*NOTE: Removed: Direct and supervise the Information Systems Department.*

#### **Section 4-03. Department of Finance**

- A. The head of the department of finance shall be the director of finance.
- B. The director of finance, at the time of appointment, shall have at least a bachelor's degree in business administration, accounting, public administration or a related field from an accredited college or university, and at least two (2) years experience in a responsible managerial or administrative fiscal position OR five (5) years experience in a responsible managerial or administrative fiscal position.
- C. The director of finance shall direct and be responsible for the following duties:
  - (1) Collection (except where specifically otherwise provided for by law) and custody of all monies of the City government from whatever source.
  - (2) Assistance to the mayor in the preparation of the annual operating budget and capital improvement budget.
  - (3) Maintenance of a record of indebtedness and the payment of the principal and interest on such indebtedness.
  - (4) Ascertaining that funds are available for payment of all contracts, purchase orders and any other documents which incur financial obligation for the City government, and that such documents are in accordance with established procedures.
  - (5) Disbursement of all funds from the City treasury.

- (6) Administration of a uniform central accounting system for all City departments, offices and agencies, using nationally accepted standards where applicable.
- (7) Preparation of a monthly statement of revenues and expenditures which shall be completed and made available for public inspection not later than twenty (20) days after the end of each month.
- (8) Procurement of all personal property, materials, supplies and services required by the City government under a central purchasing system for all departments, offices and agencies in accordance with applicable state law, council policy and administrative requirements.
- (9) Preparation of all intergovernmental grant applications on behalf of the City government and informing departments, offices and agencies of all relevant local, state and federal programs.
- (10) Maintenance of an inventory of all property, real and personal.
- (11) Investment of idle funds, as permitted by law, so as to receive the maximum rate of return.
- (12) Provide general administrative services.
- (13) Other actions as may be directed by the mayor.

*NOTE: Removed: Administer personnel policies and maintain personnel records, with the exception of Civil Service personnel. Removed: Administer employee retirement and insurance programs.*

#### **Section 4.08. Department of Human Resources**

A. The head of the Human Resources Department shall be the Director of Human Resources.

B. The Director of Human Resources, at the time of appointment, shall have at least a bachelor's degree from a four-year college or university in the area of business administration or related field, and four or more years related experience in public sector human resources management, or equivalent combination of education and experience.

C. The Director of Human Resources shall direct and be responsible for the following duties:

- (1) Develops policy and directs and coordinates human resources activities, such as employment, compensation, labor relations, benefits, training and employee services.
- (2) Analyzes wage and salary reports and data to determine competitive compensation plan.
- (3) Prepares personnel forecast to project employment needs and assist with annual budget process.
- (4) Writes directives advising department heads of City policy regarding equal employment opportunities, compensation, and employee benefits.
- (5) Consults legal counsel to ensure that policies comply with federal and state law.
- (6) Develops and maintains a human resources system that meets management information needs.

- (7) Oversees the analysis, maintenance, and communication of records required by law or local governing bodies, or other departments in the City government.
- (8) Assists in negotiating collective bargaining agreements.
- (9) Writes and delivers presentations to government officials regarding human resources policies and practices.
- (10) Handles and resolves day to day employee issue and complaints.
- (11) Administers human resources policies and procedures for employees, supervisors, department heads and general public.
- (12) Administer employee retirement and insurance programs.
- (13) Supervises other employees in the Human Resources Department.
- (14) Carries out supervisory responsibilities in accordance with the City's policies and applicable laws such as interviewing, hiring, and training employees; planning, assigning, and directing work; appraising performance; rewarding and disciplining employees; addressing complaints and resolving problems.
- (15) Other actions as may be directed by the Mayor.

*NOTE: Creation of the Department of Human Resources.*

#### **Section 4-09. Department of Information Technology.**

A. The head of the Information Technology Department is the Information Technology Director.

B. The Director of Information Technology, at the time of appointment, shall have at least a Bachelor's degree from a four-year college or university in Computer Science, Information Technology or related field; or High School Diploma and five years related experience and/or training in Information Technology; or equivalent combination of education and experience.

C. The Director of Information Technology shall direct and be responsible for the following duties:

- (1) Direct and coordinate development and production activities of computerized management Information Technology Department by performing duties personally or through Information Technology staff.
- (2) Provide leadership, vision, and management to the Information Technology Department.
- (3) Hold departmental meetings to review strategic goals and initiatives.
- (4) Assist in recruiting, hiring, and providing appropriate training for Information Technology staff.
- (5) Oversee the development, design, and implementation of new applications and changes to existing computer systems and software packages.
- (6) Accomplishes financial objectives by forecasting requirements, preparing an annual budget, scheduling expenditures.
- (7) Maintain the integrity and continual operation of the Information Technology network including wireless networks.
- (8) Ensure the continual functioning of mission critical operations.
- (9) Maintain security and privacy of the information systems, communication lines, and equipment.

- (10) Maintains professional and technical knowledge by attending educational workshops.
- (11) Consults with department heads to analyze computer systems needs for department information and functional operations, to determine scope and priorities of projects, and to discuss system capacity and equipment acquisitions.
- (12) Recommends and develops plans for systems development and operations, hardware and software purchases, budget, and staffing.
- (13) Manages the development, implementation, installation and operation of information and functional systems for the organization.
- (14) Develops, implements, and monitors management information technology policies and controls to ensure data accuracy, security, and legal and regulatory compliance.
- (15) Negotiates and contracts with consultants, technical personnel, and vendors for services and products.
- (16) Provides support to end users in the selection, procurement, usage and maintenance of software programs and hardware.
- (17) Manages computer operation scheduling, backup, storage, and retrieval functions.
- (18) Reviews reports of computer and peripheral equipment production, malfunction, and maintenance to determine costs and impact, and address problems.
- (19) Develops, maintains, and tests disaster recovery plans.
- (20) Other actions as may be directed by the Mayor

*NOTE: Creation of the Information Technology Department.*

#### **Section 4-10. Other Departments**

Except as otherwise provided by this charter, all City government departments, offices, agencies and functions in existence on the effective date of this charter shall continue in existence as organized on that date until reorganized in accordance with Section 4-09 (Administrative Reorganization).

*NOTE: Formerly, Section 4-08.*

#### **Section 4-11 Administrative Reorganization**

A. The mayor may propose to the council the creation, change, alteration, consolidation or abolition of City departments, offices and agencies and/or the reallocation of the functions, powers, duties and responsibilities of such departments, offices or agencies, including those provided for in this charter.

B. Upon receipt of the mayor's proposed plan of reorganization, the presiding officer of the council shall cause to be introduced an ordinance to implement the proposed reorganization plan. The ordinance shall follow the same procedure as provided in Section 2-12 (Ordinances in General) and Section 2-13 (Submission of Ordinances to the Mayor) of this

charter, except that upon failure of the council to adopt or reject the ordinance within sixty (60) days following its introduction, the ordinance shall become effective without council action.

*NOTE: Formerly, Section 4-09.*

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

A vote was then called with the results as follow:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a public hearing on ordinance repealing Ordinance No. 1269, M-C Series adopted December 8, 2014, which authorized the acceptance of the Administrative Reorganization Plan as presented by the Mayor. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following ordinance be adopted to-wit:

ORDINANCE NO. 1285, M-C SERIES

AN ORDINANCE REPEALING ORDINANCE NO. 1269, M-C SERIES ADOPTED DECEMBER 8, 2014, WHICH AUTHORIZED THE ACCEPTANCE OF THE ADMINISTRATIVE REORGANIZATION PLAN AS PRESENTED BY THE MAYOR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby repeal Ordinance No. 1269, M-C Series adopted December 8, 2014, which authorized the acceptance of the Administrative Reorganization Plan as presented by the Mayor.

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

A vote was then called with the results as follow:

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

NAYS: None  
ABSENT: None

And the said ordinance was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a resolution approving the recommendation of Mayor Christopher L. Duncan for the appointment of Connie T. Farque as Director of Human Resources. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following resolution be adopted to-wit:

RESOLUTION NO. 2831, M-C SERIES

Resolution approving the recommendation of Mayor Christopher L. Duncan for the appointment of Connie T. Farque as Human Resources Director.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, that they do hereby approve the recommendation of Mayor Christopher L. Duncan for the appointment of Connie T. Farque as Human Resources Director.

A vote was then called with the results as follow:

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

And the said resolution was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a resolution approving the recommendation of Mayor Christopher L. Duncan for the appointment of Jennifer Montgomery as Information Technology Director. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following resolution be adopted to-wit:

RESOLUTION NO. 2832, M-C SERIES

Resolution approving the recommendation of Mayor Christopher L. Duncan for the appointment of Jennifer Montgomery as Information Technology Director.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, that they do hereby approve the recommendation of Mayor Christopher L. Duncan for the appointment of Jennifer Montgomery as Information Technology Director.

A vote was then called with the results as follow:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a public hearing amending Chapter 13.5, Article II of the Code of Ordinances of the City of Sulphur to provide for Smoke Free Air Ordinance. (To hear complete discussion on this ordinance you can log onto [www.sulphur.org](http://www.sulphur.org) and view the City Council page). Motion was made by Mr. Favre seconded by Mr. Bergeron that amendments to the following ordinance be made:

ORDINANCE AMENDING CHAPTER 13.5, ARTICLE II OF THE CODE OF  
ORDINANCES OF THE CITY OF SULPHUR TO ALLOW FOR THE  
ADOPTION OF A SMOKE FREE AIR ORDINANCE

Motion carried.

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

## ORDINANCE NO. 1286 M-C SERIES

### ORDINANCE AMENDING CHAPTER 13.5, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF SULPHUR TO ALLOW FOR THE ADOPTION OF A SMOKE FREE AIR ORDINANCE

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby amend Chapter 13.5, Article II of the Code of Ordinances of the City of Sulphur to allow for the adoption of a Smoke Free Air ordinance as follows:

#### **ARTICLE II. SMOKE FREE AIR**

##### Sec. 13.5-21. Smoke –free air

- (a) Accordingly, the City Council finds and declares that the purposes of this ordinance are (1) to protect the public health and welfare by prohibiting smoking in public places and places of employment; and (2) to guarantee the right of nonsmokers to breathe smoke-free air, and to recognize that the need to breathe smoke-free air shall have priority over the desire to smoke.
- (b) Definitions. The following words and phrases, whenever used in this Article, shall be construed as defined in this Section:
  - (1) “Bar” means an establishment that is devoted to the serving of alcoholic beverages for consumption by guests on the premises and in which the serving of food if at all is only incidental to the consumption of those beverages, including but not limited to, taverns, nightclubs, cocktail lounges, and cabarets.
  - (2) “Business” means any sole proprietorship, partnership, joint venture, corporation, or other business entity, either for-profit or not-for-profit, including retail establishments where goods or services are sold; professional corporations and other entities where legal, medical, dental, engineering, architectural, or other professional services are delivered; and private clubs.
  - (3) “Cigar Bar” means a bar, as defined in this section, legally in operation that generated ten percent or more of its total annual gross income from the on-site sale of cigars and the rental of humidors, not including sales from vending machines, for the calendar year ending December 31, 2014 and every year thereafter. A cigar bar does not permit the smoking of cigarettes and shall not knowingly sell to or permit entrance to any person less than 21 years of age.
  - (4) “Electronic Smoking Device” means any electronic ~~oral~~ device, not prescribed by a doctor, as one composed of a heating element, battery, and/or electronic circuit, which provides a vapor of nicotine or any other

substances, and the use or inhalation of which simulates smoking. The term shall include any such device, whether manufactured, distributed, marketed, or sold as an e- cigarette, e-cigar, e-pipe, or under any other product name or descriptor.

- (5) "Electronic Smoking Device Business" means a business establishment in which the primary activity is the sale, manufacture, or promotion of electronic smoking device products and accessories either at wholesale or retail, and in which the sale, manufacture or promotion of other products is merely incidental.
- (6) "Employee" means a person who is employed by an employer in consideration for direct or indirect monetary wages or profit, and a person who volunteers his or her services to such employer for nonmonetary compensation.
- (7) "Employer" means a person, business, partnership, association, corporation, including a municipal corporation, trust, or non-profit entity that employs the services of one or more individual persons.
- (8) "Enclosed Area" means all space between a floor and a ceiling that is bounded on at least two sides by walls, doorways, or windows, whether open or closed. A wall includes any retractable divider, garage door, or other physical barrier, whether temporary or permanent and whether or not containing openings of any kind.
- (9) "Gambling Facility" means any institution in which gaming operations are permitted to occur upon a riverboat, at the land-based casino, at a facility licensed for the operation of electronic video draw poker devices, at an eligible facility licensed for the operation of slot machines, by a licensed charitable organization, or at a pari-mutuel wagering facility or off-track wagering facility which is licensed for operation and regulated under the provisions of Chapters 4 and 11 of Title 4 and Chapters 4, 5, 6 and 7 of Title 27 of the Louisiana Revised Statutes of 1950, or any other gaming operations authorized by law.
- (10) "Health Care Facility" means an office or institution providing care or treatment of diseases, whether physical, mental, or emotional, or other medical, physiological, or psychological conditions, including but not limited to, hospitals, rehabilitation hospitals or other clinics, including weight control clinics, nursing homes, long-term care facilities, homes for the aging or chronically ill, laboratories, and offices of surgeons, chiropractors, physical therapists, physicians, psychiatrists, dentists, and all specialists within these professions. This definition shall include all waiting rooms, hallways, private rooms, semiprivate rooms, and wards within health care facilities.

- (11) “Hookah” means a water pipe and any associated products and devices which are used to produce fumes, smoke, and/or vapor from the burning of material including, but not limited to, tobacco, shisha, or other plant matter.
- (12) “Hookah Bar” means a bar, as defined in this section, legally in operation that generated at least ten percent or more of its total annual gross income from on-site retail stores of shisha for consumption in hookahs on the premises by customers and the sale of accessories used for smoking shisha for the calendar year ending December 31, 2014 and every year thereafter. A hookah bar does not permit the smoking of cigarettes and shall not knowingly sell to or permit entrance to any person less than 21 years of age.
- (13) “Place of Employment” means an area under the control of a public or private employer, including, but not limited to, work areas, private offices, employee lounges, restrooms, conference rooms, meeting rooms, classrooms, employee cafeterias, hallways, construction sites, temporary offices, and vehicles. A private residence is not a “place of employment” unless it is used as a child care, adult day care, or health care facility therein or unless it is a common area of a multi-unit dwelling.
- (14) “Park” means any outdoor area accommodating or having facilities for rest or recreation (including passive activities) or playground designed at least in part to be used by children that has play or sports equipment installed or that has been designed or landscaped for play, sports, or leisure activities on grounds owned, occupied or operated by the city or an agency thereof, or any similar facility located on public school grounds.
- (15) “Public Place” means an area to which the public is invited or in which the public is permitted, including but not limited to, banks, bars, educational facilities, gaming facilities, health care facilities, hotels and motels, laundromats, public transportation vehicles and facilities, reception areas, restaurants, retail food production and marketing establishments, retail service establishments, retail stores, shopping malls, sports arenas, theaters, and waiting rooms. A private residence is not a “public place” unless it is used as a child care, adult day care, or health care facility therein or unless it is a common area of a multi-unit dwelling.
- (16) “Private Club” means an organization, whether incorporated or not, which is the owner, lessee, or occupant of a building or portion thereof used exclusively for club purposes at all times, which is operated solely for a recreational, fraternal, social, patriotic, political, benevolent, or athletic purpose, but not for pecuniary gain, and which only sells alcoholic beverages incidental to its operation. The affairs and management of the organization are conducted by a board of directors, executive committee, or similar body chosen by the members at an annual meeting. The organization has

established bylaws and/or a constitution to govern its activities. The organization has been granted an exemption from the payment of federal income tax as a club under 26 U.S.C. Section 501.

- (17) “Public Property” means any vehicle, building or other location or site within the city of Sulphur owned, leased, occupied, or operated by any of the following:
- (a) The state, including the legislative, executive, and/or judicial branches of state government.
  - (b) The city or any instrumentality or agency thereof, or any other political subdivision of the state, special district, authority, commission, or agency.
  - (c) Any other separate corporate instrumentality or entity of state or local government.
- (18) “Public Event” means an event which is open to and may be attended by the general public, including but not limited to, such events as concerts, fairs, farmers' markets, festivals, parades, performances, and other exhibitions, regardless of any fee or age requirement.
- (19) “Restaurant” means an eating establishment, including but not limited to, coffee shops, cafeterias, sandwich stands, and private and public school cafeterias, which gives or offers for sale food to the public, guests, or employees, as well as kitchens and catering facilities in which food is prepared on the premises for serving elsewhere. The term “restaurant” shall include a bar area within the restaurant.
- (20) "Retail Tobacco Business" is any establishment or business, including but not limited to cigar shops, that are utilized primarily for the sale of tobacco products and accessories and in which the sale of other items is incidental.
- (21) “Secondhand Smoke” means smoke emitted from a lighted or heated cigar, cigarette, or pipe, or any other lighted or heated tobacco or plant product intended for inhalation, including hookahs and marijuana, whether natural or synthetic, in any manner or in any form, when the smoker is not inhaling, smoke emitted at the mouthpiece during puff drawing, and smoke exhaled by the smoker. Secondhand smoke also includes aerosol or vapor from the use of an electronic smoking device emitted, in any manner or in any form, when the smoker is not inhaling, at the mouthpiece during puff drawing, and when the smoker is exhaling.
- (22) “Service Line” means an indoor or outdoor line in which one (1) or more persons are waiting for or receiving service of any kind,

whether or not the service involves the exchange of money, including but not limited to, ATM lines, concert lines, food vendor lines, movie ticket lines, and sporting event lines.

(23) “Shopping Mall” means an enclosed public walkway or hall area that serves to connect retail or professional establishments.

(24) “Smoking” means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, or pipe, or any other lighted or heated tobacco or plant product intended for inhalation, in any manner or in any form. “Smoking” also includes the use of an e- cigarette which creates a vapor, in any manner or in any form, or the use of any oral smoking device for the purpose of circumventing the prohibition of smoking in this Article.

(25) “Sports Arena” means a place where people assemble to engage in physical exercise, participate in athletic competition, or witness sports or other events, including sports pavilions, stadiums, gymnasiums, health spas, boxing arenas, swimming pools, roller and ice rinks, and bowling alleys.

(26) “Vaping” means the use of an electronic smoking device which creates an aerosol or vapor, in any manner or in any form.

(c) Application of Article to City of Sulphur Facilities and Property

All enclosed areas, including buildings and vehicles owned, leased, or operated by the City of Sulphur, as well as all outdoor property adjacent to such buildings and under the control of the City of Sulphur, shall be subject to the provisions of this Article with the exception of administratively approved designated outdoor smoking areas.

(d) Prohibition of Smoking in Enclosed Public Places

Smoking shall be prohibited in all enclosed public places within the City of Sulphur, including but not limited to, the following places:

1. All pre-primary, primary, and secondary school buildings providing instruction for students at or below the 12th-grade level, the campuses of such schools, any buildings on the campuses of such schools, and all school buses.
2. All schools other than those covered in subsection (6) of this section including, but not limited to, community colleges, technical training establishments, specialty schools, colleges and universities.

3. Aquariums, galleries, libraries, and museums.
4. Areas available to the general public in businesses and non-profit entities patronized by the public, including but not limited to, banks, laundromats, professional offices, and retail service establishments.
5. Bars.
6. Bingo facilities.
7. Child care and adult day care facilities.
8. Convention facilities.
9. Educational facilities, both public and private.
10. Elevators.
11. Gaming facilities.
12. Health care facilities.
13. Hotels and motels: including all rooms rented to guests, restrooms, lobbies, reception areas, hallways, and other common-use areas; provided that a maximum of fifty percent of the hotel rooms, at the discretion of the hotel owner or general manager, available for rent to guests in a hotel or motel may be designated as smoking rooms as provided by the Louisiana Smoke-Free Air Act, Act 815.
14. Lobbies, hallways, and other common areas in apartment buildings, condominiums, trailer parks, and other multiple-unit residential facilities.
15. Nursing homes: common-use, public areas. To remain consistent with the Louisiana Smoke-Free Air Act, Act 815, smoking is allowed in private and semiprivate rooms or apartments in assisted living residences, and other long-term care facilities that are occupied by one or more persons, who are all smokers and who have requested in writing to be placed in a room where smoking is permitted; provided that smoke from such rooms or apartments does not infiltrate into areas where smoking is prohibited.
16. Polling places.
17. Public transportation vehicles, including buses and taxicabs, under the authority of the City of Sulphur, and ticket, boarding, and waiting areas of public transportation facilities, including bus, train, and airport facilities.

18. Restaurants.
19. Restrooms, lobbies, reception areas, hallways, and other common-use areas.
20. Retail stores.
21. Retail tobacco business, including cigar shops.
22. Rooms, chambers, places of meeting or public assembly, including school buildings, under the control of an agency, board, commission, committee or council of the City of Sulphur or a political subdivision of the State, to the extent the place is subject to the jurisdiction of the City of Sulphur.
23. Service lines.
24. Shopping malls.
25. Sports arenas, including enclosed places in outdoor arenas.
26. Theaters and other facilities primarily used for exhibiting motion pictures, stage dramas, lectures, musical recitals, or other similar performances.

(e) Prohibition of Smoking in Enclosed Places of Employment

1. Smoking shall be prohibited in all enclosed areas of places of employment without exception. This includes, without limitation, common work areas, auditoriums, classrooms, conference and meeting rooms, private offices, elevators, hallways, medical facilities, cafeterias, employee lounges, stairs, restrooms, vehicles, and all other enclosed facilities.
2. This prohibition on smoking shall be communicated to all existing employees by the effective date of this Article and to all prospective employees upon their application for employment.

(f) Prohibition of Smoking in unenclosed Public Places

Smoking shall be prohibited in the following outdoor places:

1. Within 25 feet of main entrances, operable windows, and ventilation systems of enclosed areas where smoking is prohibited, so as to prevent tobacco smoke from entering those areas.
  - a. Within 5 feet of secondary entrances or exits.
  - b. A variance for less than 5 feet distance for secondary entrances for bars

and casinos shall be considered by the City Council on a case by case basis.

2. In, and within 25 feet of, outdoor seating or serving areas of restaurants.
3. In all outdoor arenas, stadiums, and amphitheaters. Smoking shall also be prohibited in, and within 25 feet of, bleachers and grandstands for use by spectators at sporting and other public events.
4. In, and within 25 feet of, all outdoor playgrounds.
5. In, and within 25 feet of, all outdoor public transportation stations, platforms, and shelters under the authority of the City of Sulphur.
6. In outdoor common areas of apartment buildings, condominiums, trailer parks, retirement facilities, nursing homes, and other multiple-unit residential facilities, except in designated smoking areas, not to exceed twenty-five percent (25%) of the total outdoor common area, which must be located at least 25 feet outside entrances, operable windows, and ventilation systems of enclosed areas where smoking is prohibited.
7. Other applicable laws. This section shall not be interpreted or construed to permit smoking where it is otherwise restricted by other applicable laws.

(g) Prohibition of Smoking in Outdoor Places of Employment

1. Smoking shall be prohibited in all outdoor places of employment, unless designated smoking areas are available outside of buildings or enclosed areas, and approved administratively, where two or more employees are required to be in the course of their employment. This includes, without limitation, work areas, construction sites, temporary offices such as trailers, restroom facilities, and vehicles unless designated smoking areas are available outside of buildings or enclosed areas.
2. This prohibition on smoking shall be communicated to all existing employees by the effective date of this Article and to all prospective employees upon their application for employment.

(h) Where Smoking Not Regulated

1. Private homes, private residences, and private vehicles; except that this subsection shall not apply if any such home, residence, or vehicle is being used for child care or day care or as a health care facility or if a private vehicle is being used for the public transportation of children or as part of health care or day care transportation in which case smoking and vaping are prohibited

2. Cigar Shops/Hookah Bars whose sole intent is to sell those products which were open prior to March 9, 2015.
3. E-Cigarette/Vapor businesses whose sole intent is to sell vapor products.
4. Business vehicles – private business owners who own and operate privately owned vehicles for the purpose of conducting said business with all applicable Louisiana State laws.
5. Designated smoking or vaping sections of outdoors seating, serving areas, balconies, and courtyards of bars, restaurants, and casinos.

(i) Declaration of Establishment or Outdoor Area as Nonsmoking

Notwithstanding any other provision of this Article, an owner, operator, manager, or other person in control of an establishment, facility, or outdoor area may declare that entire establishment, facility, or outdoor area as a nonsmoking place. Smoking shall be prohibited in any place in which a sign conforming to the requirements of Section (l) (1) is posted.

(j) Posting of Signs and Removal of Ashtrays

The owner, operator, manager, or other person in control of a public place or place of employment where smoking is prohibited by this Article shall:

1. Clearly and conspicuously post “No Smoking” signs or the international “No Smoking” symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it) in that place.
2. Clearly and conspicuously post at every entrance to that place a sign stating that smoking is prohibited.
3. Remove all ashtrays from any area where smoking is prohibited by this Article, except for ashtrays displayed for sale and not for use on the premises.

(k) Non-retaliation; Non-waiver of Rights

1. No person or employer shall discharge, refuse to hire, or in any manner retaliate against an employee, applicant for employment, customer, or resident of a multiple-unit residential facility because that employee, applicant, customer, or resident exercises any rights afforded by this Article or reports or attempts to prosecute a violation of this Article. Notwithstanding Section 1015, violation of this Subsection shall be a misdemeanor, punishable by a fine not to exceed \$1000 for each violation.

2. An employee who works in a setting where an employer allows smoking does not waive or otherwise surrender any legal rights the employee may have against the employer or any other party.

(l) Enforcement

1. This Article shall be enforced by the Sulphur Fire Department, Sulphur Police Department and/or any other law enforcement agency.
2. Notice of the provisions of this Article shall be given to all applicants for a business license in the City of Sulphur.
3. Any citizen who desires to register a complaint under this Article may initiate enforcement with the Sulphur Police Department.
4. City of Sulphur Code Enforcement officials may enforce this ordinance while an establishment is undergoing otherwise mandated inspections.
5. An owner, manager, operator, or employee of an area regulated by this Article shall direct a person who is smoking in violation of this Article to extinguish the product being smoked/vaped. If the person does not stop smoking/vaping, the owner, manager, operator, or employee shall refuse service and shall immediately ask the person to leave the premises. If the person in violation refuses to leave the premises, the owner, manager, operator, or employee shall contact a law enforcement agency.
6. Notwithstanding any other provision of this Article, an employee or private citizen may register a non-emergency complaint to law enforcement.

(m) Violations and Penalties

1. Generally
  - a. Any violation of any prohibition in R.S. 40:1300.256(A) may be cited by aforementioned enforcement agency(s) **by the issuance of a citation and summons to appear** before a court of proper jurisdiction.
  - b. Such citations shall be in a form such that there shall be retained in each book of citations a receipt and each shall have a copy to be deposited by the law enforcement officer with a court having jurisdiction over the alleged offense.
  - c. Upon the deposit of the copy, the court shall notify the alleged violator of the time and place of his hearing or of his opportunity to plead guilty by the payment of his specified fine. Failure to appear, unless the fine is paid, may be punished within the discretion of the court as contempt of court.

2. A person who smokes in an area where smoking is prohibited by the provisions of this Article shall be guilty of a misdemeanor, punishable by:
  - a. A fine not exceeding one hundred dollars (\$100) for a first violation.
  - b. A fine not exceeding two hundred fifty dollars (\$250) for a second violation within one (1) year.
  - c. A fine not exceeding five hundred dollars (\$500) for each additional violation within one year.
3. Except as otherwise provided by this Section, a person who owns, manages, operates, or otherwise controls a public place or place of employment and who fails to comply with the provisions of this Section shall be guilty of a misdemeanor, punishable by:
  - a. A fine not exceeding one hundred dollars (\$100) for a first violation.
  - b. A fine not exceeding two hundred fifty dollars (\$250) for a second violation within one (1) year.
  - c. A fine not exceeding five hundred dollars (\$500) for each additional violation within one (1) year.
4. In addition to the fines established by this Ordinance, violation of this Section by a person who owns, manages, operates, or otherwise controls a public place or place of employment may result in the suspension or revocation of any permit or license issued to the person for the premises on which the violation occurred.
5. Each day on which a violation of this Section occurs shall be considered a separate and distinct violation.
6. All fines imposed and collected pursuant to this section shall be transmitted to the City of Sulphur General Fund unless Louisiana State Statute deems otherwise.

(n) Public Education

Louisiana Campaign for Tobacco Free Living, shall engage in a continuing program to explain and clarify the purposes and requirements of this Article to citizens affected by it, and to guide owners, operators, and managers in their compliance with it. The program may include publication of a brochure for affected businesses and individuals explaining the provisions of this ordinance.

(o) Governmental Agency Cooperation

The City of Sulphur shall annually request other governmental and educational agencies having facilities within the City of Sulphur to establish local operating procedures in cooperation and compliance with this Article. This includes urging all Federal, State, Parish and School District agencies to update their existing smoking control regulations to be consistent with the current health findings regarding secondhand smoke.

(p) Construction of article.

- (1) Nothing in this article shall be construed to permit smoking or vaping where it is otherwise prohibited by law or regulation.
- (2) Nothing in this article shall be construed to preclude owners, operators, managers, employers or other persons having control of any premises covered by this article from prohibiting smoking or vaping on such premises to a greater extent than is provided by this article, in accordance with applicable law.
- (3) This article shall be liberally construed so as to further the general purposes stated in this article and the specific purposes of the particular provisions involved.
- (4) If any provision, clause, sentence, or paragraph of this article or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article which can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

(q) Effective Date

This Article shall become effective thirty (30) days after the date of adoption but not enforced until ninety (90) days.

A vote was then called with the results as follow:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a public hearing on ordinance abolishing Ordinance No. 799, M-C Series which adopted Smoke-free Air. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following ordinance be adopted to-wit:

ORDINANCE NO. 1287, M-C SERIES

ORDINANCE ABOLISHING ORDINANCE NO. 799, M-C SERIES WHICH  
ADOPTED A SMOKE-FREE AIR ORDINANCE.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby abolish Ordinance No. 799, M-C Series, adopted August 13, 2007 which adopted a smoke-free air ordinance.

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

A vote was then called with the results as follow:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
STUART MOSS, Chairman

The next item on the agenda is a public hearing on ordinance amending and re-adopting the budget for fiscal year ending June 30, 2015 (Carlyss Blvd.). Motion was made by Mr. Favre seconded by Mr. Bergeron that the following ordinance be adopted to-wit:

ORDINANCE NO. 1288, M-C SERIES

AN ORDINANCE AMENDING AND RE-ADOPTING THE BUDGET OF THE CITY  
OF SULPHUR, LOUISIANA FOR THE FISCAL YEAR ENDING JUNE 30, 2015  
(CARLYSS DRIVE EXTENSION PROJECT).

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

SECTION 1. That the Budget for the fiscal year ending June 30, 2015, 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 follow:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a resolution acknowledging receipt of bids and approving the bid for construction of Carlyss Boulevard from Ruth Street (La 1256) to Wright Road in accordance with City of Sulphur Ordinance No. 1179, dated February 10, 2014. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following resolution be adopted to-wit:

**RESOLUTION NO. 2833, M-C SERIES**

Resolution Acknowledging Receipt of Bids and Approving the Bid for Construction of Carlyss Boulevard from Ruth Street (La 1256) to Wright Road in accordance with City of Sulphur Ordinance 1179, dated February 10, 2014.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for the construction of Carlyss Boulevard from Ruth Street (La 1256) to Wright Road were opened and read aloud in an open and public bid session on Tuesday, March 17, 2015 at 10:00 a.m., and the bids were as follows:

<b><u>Name of Company</u></b>	<b><u>Total Bid Amount</u></b>
1. HD Truck & Tractor, LLC	\$ 2,250,299.35
2. Construction Site Specialties, LLC	\$ 2,254,554.25
3. Glenn Lege' Construction, Inc.	\$ 2,293,057.00

BE IT FURTHER RESOLVED that the City Council does hereby accept the lowest responsible bidder's proposal and accepts the pending construction contract award for the construction Carlyss Boulevard from Ruth Street (La1256) to Wright Road as follows:

**Name of Company:**

**Grand Total:**

HD Truck & Tractor, LLC

\$ 2,250.299.35

BE IT ALSO FURTHER RESOLVED the acceptance and award of this pending construction contract is in accordance with the Cooperative Endeavor and Annexation Agreement Among the City of Sulphur, State of Louisiana, and Parish of Calcasieu, State of Louisiana, and Bel Commercial, LLC, and Belle Savanne Development, LLC, dated March 18, 2014, and authorized by City of Sulphur Ordinance Number 1179, M-C Series, adopted by the City Council of Sulphur, dated February 10, 2014.

A vote was then called with the results as follow:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a public hearing on ordinance granting a rezone to Willie and Shirley Broussard Living Trust, 223 Pearl Street (west parcel), from Residential to Mixed Residential to allow for a duplex. Mr. Broussard stated that he'd like to build a duplex on the west parcel of his property. The front of the duplex would face Stanford Street. It will be 1250 sq. ft. air conditioned and 1350 on slab. It will have 3 parking spaces each. I have submitted a petition with a 3-2 margin in favor of the rezone. Mr. Anderson, South Irwin, stated that vagrants were living in the old house that was torn down so these duplexes will look much better than what was there. Johnny Thomas, resident in neighborhood, stated that he was against the rezone. This is a single family neighborhood, not mixed residential. The City spent a lot of money on a master plan so they should utilize it. Let Mr. Broussard build the duplex next to his home where

there is a vacant lot. Martha Stine stated that she had no problem with the duplexes. After several people voiced their opinions on the rezone, motion was made by Mr. Bergeron seconded by Mr. Favre to call for the question. Motion carried.

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

**ORDINANCE GRANTING A REZONE TO WILLIE AND SHIRLEY BROUSSARD LIVING TRUST FROM RESIDENTIAL TO MIXED RESIDENTIAL FOR PROPERTY LOCATED ON THE SOUTHEAST CORNER OF PEARL AND STANFORD STREETS TO ALLOW FOR A DUPLEX.**

WHEREAS, in accordance with Article IV, Part 3 of the Land Use Ordinance of the City of Sulphur, the following described property located in the City of Sulphur, State of Louisiana, being rezoned from Residential to Mixed Residential is owned by Willie and Shirley Broussard Living Trust, to-wit:

**THE WEST 82.5 FEET OF LOTS TWO (2) AND THREE (3) OF BLOCK 8 OF D.S. PERKINS ADDITION SUBDIVISION.**

WHEREAS, improvements on the property will include a duplex with the following stipulations:

1. Develop a drainage plan and have it approved as part of the Permit process.
2. An 8 foot tall privacy fence of wood or brick shall be located on all boundaries that abut Residential District (i.e. eastern and southern boundary of the above described property).

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

The Land Use Ordinance of the City of Sulphur is hereby amended to grant a re-zone from Residential to Mixed Residential, for Willie and Shirley Broussard Living Trust for the following described property to wit:

**THE WEST 82.5 FEET OF LOTS TWO (2) AND THREE (3) OF BLOCK 8 OF D.S. PERKINS ADDITION SUBDIVISION.**

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

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

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

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

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

A vote was then called with the results as follows:

YEAS: Mrs. Allison

NAYS: Mrs. Ellender, Mr. Bergeron, Mr. Favre, Mr. Moss

ABSENT: None

And the said ordinance failed on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a public hearing on ordinance amending Article IV, Part 3, Section 4 of the Land Use Ordinance of the City of Sulphur to allow for increase in height of certain Uses. Mr. Daigle, Land Use Administrator, stated that the City created the Board of Zoning Adjustment to hear variances. Variances are only for hardships. With this amendment this will allow buildings to increase its height above 50 feet but must go before Land Use and City Council for approval. Motion was made by Mr. Favre seconded by Mrs. Allison that the following amendment be made (*underlined words*):

- (b) \*\*All proposed buildings to be constructed greater than 50 feet shall meet International Building Code construction requirements and require Land Use Commission and City Council approval.

Motion carried.

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

ORDINANCE NO. 1289, M-C SERIES

ORDINANCE AMENDING ARTICLE IV, PART 3, SECTION 4 OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR TO INCREASE THE HEIGHT OF CERTAIN USES.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend Article IV, Part 3, Section 4 of the Land Use Ordinance of the City of Sulphur to increase the height of certain Uses as follows:

**Section 4. - Business district (B).**

- (1) *Purpose:* This district is intended to provide an area of general commerce devoted to a healthy economic environment while minimizing impacts on more fragile areas.
- (2) *Permitted Uses:*
  - (a) Day care.
  - (b) Churches, schools, libraries and museums.
  - (c) General retail sales—Service establishments.
  - (d) Offices.
  - (e) Financial institutions.
  - (f) Restaurants (sit down, drive through and drive in).
  - (g) Entertainment. (Establishments whose gross receipts for the sale of alcoholic beverages constitute less than fifty (50) percent of their overall gross receipts).
  - (h) Business accessory use.
- (3) *Permitted as Exceptions by Land Use Commission and City Council:*
  - (a) All uses permitted in Residential District, Mixed Residential District and Mobile Home District.
  - (b) \*\*All proposed buildings to be constructed greater than 50 feet shall meet International Building Code construction requirements and require Land Use Commission and City Council approval .
  - (c) The procedure for Permitted as Exceptions by Land Use Commission and City Council shall be in accordance with Article III, Part 2, Section 1.
- (4) *Development Standards:*
  - (a) No front foot dimension of a lot shall be less than fifty (50) feet. The total area of a lot shall not be less than six thousand (6,000) square feet.

- (1) Exception. No front foot dimension of any lot in a cul-de-sac shall be less than thirty (30) feet and a total area of a lot shall not be less than ten thousand (10,000) square feet. In a cul-de-sac with a front foot of fifty (50) feet or more the lot shall not be exempt from the requirement of (b) of Article IV, Part 3, Section 4 (3).

- (b) All development in the Business District shall conform to the development standards set out in the following table:

Side and rear setbacks to be determined by building codes adopted by city.

Use	Density	Lot Size (sq. ft.)	Front Setback (sq. ft.)	Height (ft.)
Single Family	7 du/a	6,000	20	35
Multi-family	18 du/a	6,000	20	50
Retail and Service	FAR .5	5,000	20	50
Offices, Restaurant and Entertainment	FAR 1	5,000	20	50**
Schools, Churches	—	10,000	20	50**

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
STUART MOSS, Chairman

The next item on the agenda is a public hearing on ordinance amending Article IV, Part 3, Section 5 of the Land Use Ordinance of the City of Sulphur to allow for increase in height of certain Uses. Mr. Daigle stated that this amendment will be the same as the ordinance above. Motion was made by Mr. Favre seconded by Mrs. Allison that the following amendment be made (*words underlined*):

- (b) \*\*All proposed buildings to be constructed greater than 50 feet shall meet International Building Code construction requirements and require Land Use Commission and City Council approval.

Motion carried.

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

ORDINANCE NO. 1290, M-C SERIES

ORDINANCE AMENDING ARTICLE IV, PART 3, SECTION 5 OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR TO INCREASE THE HEIGHT OF CERTAIN USES.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend Article IV, Part 3, Section 5 of the Land Use Ordinance of the City of Sulphur to increase the height of certain Uses as follows:

• **Section 5. - Commercial District (C).**

- (1) *Purpose:* This district is intended to provide an area of commercial activity devoted to a healthy economic development while managing impact on more fragile areas.
- (2) *Permitted Uses:*
  - (a) All uses as permitted in business district classification except single-family detached residence.
  - (b) Kennels.
  - (c) Hotels and motels.
  - (d) Light manufacturing, wholesaling and warehousing.
  - (e) Institutions.
  - (f) Bars (only on major arterial streets and interstate highways).
  - (g) Entertainment (establishment whose gross receipts for the sale of alcoholic beverages constitutes fifty (50) percent or more of their overall gross receipts) (On major arterial streets and interstate highways).
- (3) *Permitted as Exceptions by Land Use Commission and City Council:*
  - (a) Recreational facilities.
  - (b) \*\*All proposed buildings to be constructed greater than 50 feet shall meet International Building Code construction requirements and require Land Use Commission and City Council approval.
  - (c) The procedure for Permitted as Exceptions by Land Use Commission and City Council shall be in accordance with Article III, Part 2, Section 1.
- (4) *Development Standards:*
  - (a) No front foot dimension of a lot shall be less than fifty (50) feet. The total area of a lot shall not be less than six thousand (6,000) square feet.

- (1) *Exception.* No front foot dimension of any lot in a cul-de-sac shall be less than thirty (30) feet and a total area of a lot shall not be less than ten thousand (10,000) square feet. In a cul-de-sac with a front foot of fifty (50) feet or more, the lot shall not be exempt from the requirement of (b) of Article IV, Part 3, Section 5 (3).
- (b) All development in the Commercial District shall conform to the development standards set out in the following table:

Side and rear setbacks to be determined by building codes adopted by city.

Use	Density	Lot Size (sq. ft.)	Front Setback (sq. ft.)	Height (ft.)
Multi-Family	18 d/u	6,000	20	50
Retail and Service	FAR .5	5,000	20	50
Offices, Restaurant and Entertainment	FAR 1	5,000	20	50**
Wholesaling, Warehousing, Light Manufact., Inst. and Public Use	FAR 1	10,000	20	50**
Hotels and Motels	FAR 1	25,000	20	50**
Schools, Church, Kennels	—	10,000	20	50**
Bars	FAR 1	5,000	20	50
Rec. Facil.	FAR .5	10,000	20	50

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
STUART MOSS, Chairman

The next item on the agenda is a public hearing on ordinance amending Article IV, Part 3, Section 6 of the Land Use Ordinance of the City of Sulphur to allow for increase in height of certain Uses. Motion was made by Mr. Favre seconded by Mrs. Ellender that the following amendment be made (words underlined):

- (a) \*\*All proposed buildings to be constructed greater than 50 feet shall meet International Building Code construction requirements and require Land Use Commission and City Council approval.

Motion carried.

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

ORDINANCE NO. 1291, M-C SERIES

ORDINANCE AMENDING ARTICLE IV, PART 3, SECTION 6 OF THE LAND USE ORDINANCE OF THE CITY OF SULPHUR TO INCREASE THE HEIGHT OF CERTAIN USES.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend Article IV, Part 3, Section 6 of the Land Use Ordinance of the City of Sulphur to increase the height of certain Uses as follows:

• **Section 6. - Industrial District.**

- (1) *Purpose:* To provide an area suitable for the development of intense commercial and manufacturing uses and to limit uses in the district to those which are tolerant of increased levels of noise, traffic, odor, particular matter and other activities excluding those uses prohibited by law.
- (2) Permitted Uses.
  - (a) All uses as permitted in Business District (B) land use classification except single family detached, multi-family, mobile home and schools.
  - (b) Airports.
  - (c) General industrial uses.
  - (d) Agriculture.
  - (e) Truck stops - truck-stops with or without video draw poker devices shall be permitted by-right in Industrial districts only, granted they meet the following provisions:
    - (1) Must be located on a site that is not less than five (5) contiguous acres.
    - (2) The truck stop must be located within one thousand feet (1,000') of Interstate Highway 10.
    - (3) No truck stop facility, as defined, with video draw poker and similar gaming devices, shall be located within two thousand feet (2,000') of a residential zone, park, school, day care center, library or religious or cultural activity.
    - (4) The truck stop must have frontage only on a median-divided thoroughfare with a minimum of four lanes.

- (5) No truck stop with video draw poker devices shall be located within two thousand feet (2,000') of any other casino or truck stop with video draw poker devices.
  - (6) Distance shall be determined by measuring in a straight line, from the nearest point of the property line of the church or synagogue, library, playground or school to the nearest point of the property line on which the premises to be licensed sits. Applicant shall provide the City with a certified measurement from a licensed and bonded surveyor.
  - (7) The City of Sulphur may also require the following in order to mitigate possible negative impacts on surrounding areas:
    - a. A Traffic Impact Analysis by a registered engineer qualified to perform such studies. The developer may be required by the City to mitigate any negative impacts such as, but not limited to:
      - 1. providing new traffic signals or improving existing traffic signalization;
      - 2. providing additional directional signage;
      - 3. providing new turning lanes
    - b. Additional fencing, buffering and/or landscaping to screen the development from adjacent areas.
- (3) *Non-Permitted Uses:*
- (a) Hazardous waste disposal facilities
  - (b) Solid waste disposal facilities
  - (c) Heavy industry twenty-four (24) hour manufacturing facility except in developed industrial parks.
- (4) *Permitted as Exceptions by Land Use Commission and City Council:*
- (a) **\*\*All proposed buildings to be constructed greater than 50 feet shall meet International Building Code construction requirements and require Land Use Commission and City Council approval.**
  - (b) The procedure for Permitted as Exceptions by Land Use Commission and City Council shall be in accordance with Article III, Part 2, Section 1.
- (5) *Development Standards:*
- (a) No front foot dimension of a lot shall be less than fifty (50) feet. The total area of a lot shall not be less than six thousand (6,000) square feet.
    - (1) Exception. No front foot dimension of any lot in a cul-de-sac shall be less than thirty (30) feet and a total area of a lot shall not be less than ten thousand (10,000) square feet. In a cul-de-sac with a front foot of fifty (50) feet or more the lot shall not be exempt from the requirement of (a) of Article IV, Part 3, Section 6(4).
  - (b) All development in the Industrial District shall conform to the development standards set out in the following table:

Side and rear setbacks to be determined by building codes adopted by city.

Use	Density	Lot Size (sq. ft.)	Front Setback (sq. ft.)	Height (ft.)
Retail and Service	FAR .5	5,000	20	50
Offices, Restaurant and Entertainment	FAR 1	5,000	20	50**
Wholesaling, Warehousing, Light Manufact., Inst. and Public Use	FAR 1	10,000	20	50**
Kennels	—	10,000	20	50
Rec. Facil.	FAR .5	10,000	20	50
Airport				
General Industrial		25,000	25	
Agriculture				

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
STUART MOSS, Chairman

The next item on the agenda is an introduction of ordinance adopting the General Alimony adjusted millage rate in the City of Sulphur for tax year 2015. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following ordinance be introduced:

AN ORDINANCE ADOPTING THE GENERAL ALIMONY ADJUSTED MILLAGE RATE IN THE CITY OF SULPHUR FOR TAX YEAR 2015.

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

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

**PUBLIC NOTICE**

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

AN ORDINANCE ADOPTING THE GENERAL ALIMONY ADJUSTED MILLAGE RATE IN THE CITY OF SULPHUR FOR TAX YEAR 2015.

A public hearing on said ordinance will be held at 5:00 p.m. on the 11<sup>th</sup> day of May, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

STUART MOSS, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance which sets forth the Fire Maintenance and Street Maintenance millage rates in the City of Sulphur, Louisiana for the tax year 2015. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following ordinance introduced:

ORDINANCE ADOPTING THE FIRE MAINTENANCE AND STREET  
MAINTENANCE MILLAGE RATES IN THE CITY OF SULPHUR,  
LOUISIANA, FOR THE TAX YEAR 2015.

Motion was then made by Mr. Favre seconded by Mr. Bergeron 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 ADOPTING THE FIRE MAINTENANCE AND STREET MAINTENANCE MILLAGE RATES IN THE CITY OF SULPHUR, LOUISIANA, FOR THE TAX YEAR 2015.

A public hearing on said ordinance will be held at 5:00 p.m. on the 11<sup>th</sup> day of May, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

STUART MOSS, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance creating the Hope Economic Development District, in accordance with and as authorized by Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, defining the boundaries thereof; and providing for other matters in connection therewith. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following ordinance be introduced:

ORDINANCE CREATING THE HOPE ECONOMIC DEVELOPMENT DISTRICT, IN ACCORDANCE WITH AND AS AUTHORIZED BY PART II OF CHAPTER 27 OF TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; DEFINING THE BOUNDARIES THEREOF; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

Motion was then made by Mr. Favre seconded by Mr. Bergeron 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 CREATING THE HOPE ECONOMIC DEVELOPMENT DISTRICT, IN ACCORDANCE WITH AND AS AUTHORIZED BY PART II OF CHAPTER 27 OF TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; DEFINING THE BOUNDARIES THEREOF; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11<sup>th</sup> day of May, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_  
STUART MOSS, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance repealing Ordinance No. 340, M-C Series, adopted October 13, 1998 which adopted a Work Place Harassment Policy. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following ordinance be introduced:

ORDINANCE REPEALING ORDINANCE NO. 340, M-C SERIES, ADOPTED OCTOBER 13, 1998 WHICH ADOPTED A WORK PLACE HARASSMENT POLICY.

Motion was then made by Mr. Favre seconded by Mr. Bergeron 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 REPEALING ORDINANCE NO. 340, M-C SERIES, ADOPTED OCTOBER 13, 1998 WHICH ADOPTED A WORK PLACE HARASSMENT POLICY.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11<sup>th</sup> day of May, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

STUART MOSS, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance repealing Ordinance No. 227, M-C Series adopted May 8, 1995 which adopted a General Drug Screening Policy. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following ordinance be introduced:

ORDINANCE REPEALING ORDINANCE NO. 227, M-C SERIES, ADOPTED MAY 8, 1995 WHICH ADOPTED A GENERAL DRUG SCREENING POLICY.

Motion was then made by Mr. Favre seconded by Mr. Bergeron 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 REPEALING ORDINANCE NO. 227, M-C SERIES, ADOPTED MAY 8, 1995 WHICH ADOPTED A GENERAL DRUG SCREENING POLICY.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11<sup>th</sup> day of May, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_

STUART MOSS, Chairman

Motion carried.

The next item on the agenda is a resolution authorizing the publication of a notice describing the boundaries of Hope Economic Development District and providing for other matters in connection therewith. Motion was made by Mr. Favre seconded by Mr. Bergeron that the following resolution be adopted to-wit:

RESOLUTION NO. 2834, M-C SERIES

A resolution authorizing the publication of a notice describing the boundaries of Hope Economic Development District, and providing for other matters in connection therewith.

WHEREAS, the Sulphur City Council (the "Governing Authority") desires to consider the creation of an economic development district within the City of Sulphur, State of Louisiana (the "City") pursuant to Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9038.31 through 33:9038.42, inclusive) (the "Act"); and

WHEREAS, this Governing Authority now desires to give notice of its intention to hold a public hearing relative to the proposed creation of such an economic development district, and therefore the Act requires the publication of a notice two (2) times expressing the intent to consider the creation of an economic development district; and

WHEREAS, a notice in substantially the form attached hereto as Exhibit A shall be published two (2) times in the *Southwest Daily News*, the official journal of the City; and

WHEREAS, pursuant to the terms of said notice, the creation of Hope Economic Development District (the "District") will be considered to provide funds to assist in funding economic development projects, as defined in the Act, within or about the boundaries of the District, as permitted by the Act.

NOW, THEREFORE, BE IT RESOLVED by the Sulphur City Council, acting as the governing authority (the "Governing Authority") of the City of Sulphur (the "City"), that:

SECTION 1) In accordance with the Act, the Governing Authority does hereby give notice of its intention to create an economic development district to be called "Hope Economic Development District."

SECTION 2) The publication of the notice described in the recitals of this resolution for the purposes set forth therein is hereby approved and authorized to be published once a week for two consecutive weeks in the official journal of the City. SECTION 3) At the date, time and place mentioned in Exhibit A hereto, the Governing Authority will meet in open and public session to hear any objections to the proposed creation of the District and may consider the adoption of an ordinance creating the District.

SECTION 4) The Mayor of the City and Clerk of the Governing authority are hereby authorized and empowered to do all acts, sign any and all instruments or documents, and do all things necessary and proper in order to carry out the purposes of this resolution.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a resolution authorizing the advertisement of bids for Lightning Street Bridge Project. Motion was made by Mr. Bergeron seconded by Mr. Favre that the following resolution be adopted to-wit:

RESOLUTION NO. 2835, M-C SERIES

Resolution authorizing advertisement for bids for Lightning Street Bridge Project.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize advertisement of bids for Lightning Street Bridge Project, said bids to be in accordance with the quantities and specifications on file with Meyer & Associates, 600 North Cities Service Hwy., Sulphur, LA 70663

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 Lightning Street Bridge Project, will be received by the Clerk of the Council until 11:00 a.m. on the 3rd day of June, 2015, 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 8th day of June, 2015, 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. Bids are also available electronically at [www.bidexpress.com](http://www.bidexpress.com); free membership is required to access. Said bids to be in accordance with the quantities and specifications on file with Meyer and Associates, 600 North Cities Service Hwy., Sulphur, LA 70663.

CITY OF SULPHUR, LOUISIANA

BY \_\_\_\_\_  
STUART MOSS, 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 8th day of June, 2015, 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. Bergeron, Mrs. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
STUART MOSS, Chairman

The next item on the agenda is a resolution awarding low bid received for 1<sup>st</sup> Avenue Reconstruction Project. Motion was made by Mrs. Ellender seconded by Mrs. Allison that the following resolution be adopted to-wit:

**RESOLUTION NO. 2836, M-C SERIES**

Resolution awarding low bid received for 1<sup>st</sup> Avenue Reconstruction Project.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for 1<sup>st</sup> Avenue Reconstruction Project were opened and read aloud in an open and public bid session on Tuesday, April 7, 2015 at 11:00 a.m. and bids were as follows:

<b><u>Company</u></b>	<b><u>Bid Amount</u></b>
R.D. Spell, Inc.	\$252,074.00
McManus Construction, Inc.	\$346,104.00

BE IT FURTHER RESOLVED that the City Council does hereby accept the recommendation of Mayor Christopher L. Duncan and award the bid for 1<sup>st</sup> Avenue Reconstruction Project as follows:

<b><u>Company</u></b>	<b><u>Bid Amount</u></b>
R.D. Spell, Inc.	\$252,074.00

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. Bergeron, Mrs. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
STUART MOSS, Chairman

The next item on the agenda is a resolution awarding low bid received for Signalization Improvements on Maplewood Drive at Post Oak & Hazel Street. Motion was made by Mrs. Allison seconded by Mr. Favre that the following resolution be adopted to-wit:

**RESOLUTION NO. 2837, M-C SERIES**

Resolution awarding low bid received for Signalization Improvements on Maplewood Drive at Post Oak and Hazel.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for Signalization Improvements on Maplewood Drive at Post Oak and Hazel were opened and read aloud in an open and public bid session on Tuesday, April 7, 2015 at 10:00 a.m. and bids were as follows:

<b><u>Company</u></b>	<b><u>Bid Amount</u></b>
Ernest P. Breaux Electrical	\$390,340.50
Diamond Electrical Co., Inc.	\$427,256.60
Jack B. Harper Electrical, LLC	\$452,798.17

BE IT FURTHER RESOLVED that the City Council does hereby accept the recommendation of Mayor Christopher L. Duncan and award the bid for Signalization Improvements on Maplewood Drive at Post Oak and Hazel as follows:

<b><u>Company</u></b>	<b><u>Bid Amount</u></b>
Ernest P. Breaux Electrical	\$390,340.50

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. Bergeron, Mrs. Allison, Mr. Favre, Mr. Moss

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

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ARLENE BLANCHARD, Clerk

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STUART MOSS, Chairman

The next item on the agenda is a resolution requesting LA DOTD to allow for the extension of Pintail Drive to provide to annexed property. Motion was made by Mr. Favre seconded by Mrs. Allison that the following resolution be adopted to-wit:

RESOLUTION NO. 2838, M-C SERIES

Resolution requesting LA DOTD to allow for the extension of Pintail Drive to provide access to annexed property.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby request LA DOTD to allow for the extension of Pintail Drive to provide access to annexed property.

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 13<sup>th</sup> day of April, 2015.

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
STUART MOSS, Chairman

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

ATTEST:

\_\_\_\_\_  
ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
STUART MOSS, Chairman

4/13/15  
7:22 P.M.