

May 11, 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 May 11, 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 Mrs. Ellender, followed by the reciting of the Pledge of Allegiance led by Mr. Favre.

The Chairman asked if there were any changes to the minutes of the previous meeting. With no changes made, motion was made by Mr. Favre seconded by Mr. Bergeron 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 #31 be added to the agenda. 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. Bergeron, Mrs. Allison, Mr. Favre, Mr. Moss
NAYS: None
ABSENT: None

And the above item was added to the agenda on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

STUART MOSS, Chairman

Motion was then made by Mr. Favre seconded by Mr. Bergeron that item #7 be moved up to 1A. Motion carried.

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

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

RESOLUTION NO. 2839, M-C SERIES

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

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby elect Dru Ellender as Chairman and Dennis Bergeron as Vice-Chairman for City Council.

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance granting the subdividing of lots for CKV Investments, for property located on west side of Hoffpauir Road. Motion was made by Mrs. Allison seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1292, M-C SERIES

ORDINANCE SUBDIVIDING LOTS AND ACCEPTING FINAL PLAT FROM CKV INVESTMENTS FOR PROPERTY LOCATED ON WEST SIDE OF HOFFPAUIR ROAD.

WHEREAS, final plat has been submitted by CKV Investments to subdivide property into 3 conforming lots on the west side of Hoffpauir Road; and

WHEREAS, said examination reflects that the final plat complies with Chapter 18, Section 24 of the Code of Ordinances and Article III, Part 1, Section 1, (6) (c) and (e) of the Land Use Ordinance for the City of Sulphur for the following described property to-wit:

TRACT A

COMMENCING AT THE SOUTHWEST CORNER OF LOT 2 OF CHAVANNE SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 26, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE 865.0 FEET NORTH TO THE POINT OF BEGINNING; THENCE NORTH 56.67 FEET, THENCE EAST 120.4 FEET, THENCE SOUTH 56.67 FEET, THENCE WEST 120.4 FEET TO POINT OF BEGINNING.

TRACT B

COMMENCING AT THE SOUTHWEST CORNER OF LOT 2 OF CHAVANNE SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 26, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE 921.67 FEET NORTH TO THE POINT OF BEGINNING; THENCE NORTH 56.67 FEET, THENCE EAST 120.4 FEET, THENCE SOUTH 56.67 FEET, THENCE WEST 120.4 FEET TO POINT OF BEGINNING.

TRACT C

COMMENCING AT THE SOUTHWEST CORNER OF LOT 2 OF CHAVANNE SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 26, TOWNSHIP 9 SOUTH, RANGE 10 WEST; THENCE 978.34 FEET NORTH TO THE POINT OF BEGINNING; THENCE NORTH 56.67 FEET, THENCE EAST 120.4 FEET, THENCE SOUTH 56.67 FEET, THENCE WEST 120.4 FEET TO POINT OF BEGINNING.

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a presentation by Armed Forces Committee. The Committee presented a certificate to David Stahl and thanked him for his years of service.

The next item on the agenda is to adopt ordinance adopting the General Alimony Adjusted Millage Rate in the City of Sulphur for the tax year 2015. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1293, M-C SERIES

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

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, in a public meeting held on May 11, 2015, which meeting was conducted in accordance with the Open Meetings Law and the additional requirements of Article VII, Section 23(C) of the Louisiana Constitution and R.S. 47:1705(B), that the following **adjusted** millage rates be and they are hereby levied upon the dollar of the assessed valuation of all property subject to ad valorem taxation within said City for the year 2015, for the purpose of raising revenue:

General Alimony

5.01 Mills

BE IT ALSO FURTHER ORDAINED that the Assessor of the Parish of Calcasieu shall extend upon the assessment roll for the year 2015 the taxes herein levied, and the tax collector of said Parish shall collect and remit the same to said taxing authority in authority with law.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is adopt ordinance which sets forth the General Alimony Adjusted Millage Rate and Roll Forward to millage rate not exceeding the maximum authorized rate. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1294, M-C SERIES

ORDINANCE WHICH SETS FORTH THE GENERAL ALIMONY
ADJUSTED MILLAGE RATE AND ROLL FORWARD TO MILLAGE RATE
NOT EXCEEDING THE MAXIMUM AUTHORIZED RATE.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, in a public meeting held on May 11, 2015, which was conducted in accordance with the Open Meetings Law and the additional requirements of Article VII, Section 23(C) of the Louisiana Constitution and R.S. 47:1705(B), that the taxing district voted to increase the millage rate(s), but not in excess of the prior year's maximum rate(s), on all taxable property shown on the official assessment roll for the year 2015, and when collected, the revenues from said taxes shall be used only for the specific purposes for which said taxes have been levied. Said millage rate(s) are:

	<u>Adjusted Rate</u>	<u>2015 Levy</u>
General Alimony	5.01 mills	5.52 mills

BE IT FURTHER ORDAINED that the Assessor of the Parish of Calcasieu, shall extend upon the assessment roll for the year 2015 the taxes herein levied, and the tax collector of said Parish shall collect and remit the same to said taxing authority in accordance with law.

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

A vote was then called with the results as follows:

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

And the said ordinance was declared duly adopted on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is adopt ordinance adopting the Fire Maintenance and Street Maintenance Millage Rates in the City of Sulphur, Louisiana for the tax year 2015. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1295, M-C SERIES

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

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that the following millages are hereby levied on the 2015 tax roll on Fire Maintenance and Street Maintenance property subject to taxation by the City of Sulphur:

MILLAGE

Fire Maintenance	5.00 mills
Street Maintenance	5.00 mills

BE IT ALSO FURTHER ORDAINED that the proper administrative officials of the Parish of Calcasieu, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2015, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

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

A vote was then called with the results as follows:

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

And the said ordinance was declared duly adopted on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance adopting the annual budget of revenues and expenditures for the fiscal year July 1, 2015 to June 30, 2016, for the City of Sulphur, Louisiana. Mr. Moss asked why Tourism went from \$47,000 last year to \$150,000 this year in the Mayor's budget. Mayor stated that there were some big things coming up this year. We still have 3 months for 2014-2015 budget so we will spend more than \$47,000. Motion was made by Mr. Moss seconded by Mr. Favre that the following amendment be made:

- Decrease Tourism from \$150,000 to \$100,000.

Motion carried.

Mr. Bergeron stated that he had concerns with the new position for Planning Coordinator/Assistant Land Use Administrator. He stated that under the Director of Public Works there is now a Superintendent that runs the maintenance department. This was to take the load off the Director of Public Works so he could handle more of the subdivisions, land use, annexations, etc. In the description of the DPW he is the Land Use Administrator so he's supposed to meet with developers, fill out applications, answer phone calls, etc. When the Director of Public Works left, Arlene had more knowledge of Land Use so she started doing all this. Now that we have another Director all this should go back to the Director. He doesn't understand why we need to hire a Planner at \$50,000 a year when we have someone that should be doing this job. Mayor Duncan stated that there's more to it than just that. With the growth and expansion that's here now we need to respond to people in a timely manner and this new position would help out across the board. It's not just for Land Use. Things that normally take 10 days to do now take 30-45 days to do. Cities our size have Planners. We asked the Council a while back if they would be in support of a Planner and everyone agreed. Mr. Bergeron stated that he didn't agree to that. Mrs. Ellender stated that the Council didn't agree to a Planner we said we would listen to what administration had to say about hiring a Planner. Mr. Bergeron stated that the

Council needs a more detailed job description of what this new person would be doing. If the Director of Public Works isn't going to do Land Use then tell us what exactly he will be doing. Mr. Bergeron also stated that when he was Director of Public Works/Land Use Administrator he meet with all the developers, filled out the zoning signs, answered the phone calls and accepted the applications. That was my job. Mayor Duncan stated that Michael (DPW) is very busy with water, sewer and roads. He's one of the very few Public Works Directors that goes to every job site. Mr. Bergeron said to come back with a full job description and he may entertain it.

Mrs. Allison stated that Council can put it in the budget and once we get the job description and we don't feel this position is necessary we don't have to hire for this position. Mayor Duncan stated that Council will receive the job description and if Council doesn't feel this position is needed then we won't do it. Mr. Moss asked who will be the supervisor of this new person. Mayor Duncan stated that Administration will make that decision.

Mr. Favre stated that the Public Relations/Marketing position is very much needed. The salary will be \$25,000 a year and this is something the City needs.

Another concern Mr. Moss had was the training academy for the fire department. Chief Dupre stated that the earliest Lake Charles is having their academy is August and he just doesn't think they can wait that long. Mr. Moss stated that since we are understaffed and trying to get training for the fire department and police department he would like to take \$10,000 out of the \$50,000 that was cut from tourism and divide it in half for the fire and police department for training. Motion was then made by Mr. Moss seconded by Mr. Favre that the following amendment be made:

- Increase \$5,000 for Police Department training
- Increase \$5,000 for Fire Department training

Motion carried.

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

ORDINANCE NO. 1296, M-C SERIES AS AMENDED

AN ORDINANCE ADOPTING THE ANNUAL BUDGET OF REVENUES AND EXPENDITURES FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016, FOR THE CITY OF SULPHUR, LOUISIANA.

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

- SECTION I. The attached estimate of revenues as reflected in the summary and such other fiscal exhibits and information as required by Section 1308(D), Louisiana Local Government Act, be and the same, is hereby adopted to serve as the Budget of Revenues for the City of Sulphur for fiscal year July 1, 2015, to June 30, 2016.
- SECTION II. The attached statement of anticipated expenditures as reflected in the summary and such other fiscal exhibits and information as required by Section 1308(D), Louisiana Local Government Act, be and the same is hereby adopted to serve as the Budget of Expenditures for the City of Sulphur for the fiscal year July 1, 2015, to June 30, 2016.
- SECTION III. The adoption of the Budget of Expenditures as reflected in the line-item budget filed with the Clerk of the Council containing object of expenditure classifications shall be declared to be the appropriation of the amount set therein as established in each budget classification by object of expenditure.
- SECTION IV. The adoption of the Capital Improvement Budget as submitted for a period of five years with the first year being for the budget year 2015-2016 shall be for the expenditures as appropriated therein.
- SECTION V. The amounts appropriated for all accounts shall not exceed the amounts fixed therefor in the Budget of Expenditures unless all terms and conditions of the Sulphur Home Rule Charter are complied with. In accordance with Section 5-04 (E) of the Sulphur Home Rule Charter (Transfer of Appropriations): At any time during the fiscal year the mayor may transfer part or all of any unencumbered appropriation within programs or functions. Nothing contained in this section shall be construed to prohibit the governing authority from amending or making an appropriation to and for a contingent fund to be used in cases of emergency.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance granting a rezone from Business to Industrial for DJM Property, LLC, 1401 East Napoleon Street for business to manufacture gaskets. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1297, M-C SERIES

ORDINANCE GRANTING A REZONE TO DJM PROPERTY, LLC, 4101 EAST NAPOLEON STREET, FROM BUSINESS TO INDUSTRIAL.

WHEREAS, in accordance with Article IV 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 Business to Industrial is owned by DJM Property, LLC, 4101 East Napoleon Street, to-wit:

ALL THAT CERTAIN PARCEL OR TRACT OF LAND CONTAINING 1.500 ACRES, MORE OR LESS, AND BEING SITUATED IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST, SOUTHWESTERN LAND DISTRICT, LOUISIANA MERIDIAN, CALCASIEU PARISH, LOUISIANA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST, CALCASIEU PARISH, LOUISIANA; THENCE NORTH 00 DEGREES 28 MINUTES

25 SECONDS WEST, FOR A DISTANCE OF 671.70 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 90; THENCE SOUTH 89 DEGREES 33 MINUTES 30 SECONDS WEST, ALONG THE SAID SOUTH RIGHT-OF-WAY LINE AND AN EXTENSION THEREOF, FOR A DISTANCE OF 1612.42 FEET TO THE NORTHEAST CORNER OF PARCEL NO. 6-1, U.S. HIGHWAY NO. 90, STATE PROJECT NO. 810-19-16; THENCE SOUTH 00 DEGREES 00 MINUTES 41 SECONDS EAST (RECORD SOUTH 00 DEGREES 30 MINUTES 00 SECONDS EAST) FOR A DISTANCE OF 12.63 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL NO. 6-1 AND THE POINT OF BEGINNING, FROM WHENCE A FOUND 5/8" REBAR BEARS SOUTH 0.23 FEET; THENCE CONTINUE SOUTH 00 DEGREES 00 MINUTES 41 SECONDS EAST, FOR A DISTANCE OF 276.84 FEET TO A SET 5/8" CAPPED REBAR; THENCE SOUTH 89 DEGREES 33 MINUTES 30 SECONDS WEST, FOR A DISTANCE OF 240.0 FEET TO A SET 5/8" CAPPED REBAR; THENCE NORTH 00 DEGREES 00 MINUTES 41 SECONDS WEST, FOR A DISTANCE OF 269.47 FEET TO A SET 5/8" CAPPED REBAR AND SAID SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 90; THENCE ORTH 89 DEGREES 33 MINUTES 30 SECONDS EAST, ALONG SAID SOUTH RIGHT-OF-WAY LINE, FOR A DISTANCE OF 55.85 FEET TO A SET 5/8" CAPPED REBAR; THENCE NORTH 87 DEGREES 16 MINUTES 04 SECONDS EAST, ALONG SAID SOUTH RIGHT-OF-WAY LINE, FOR A DISTANCE OF 184.35 FEET TO THE POINT OF BEGINNING, CONTAINING 1.50 ACRES, MORE OR LESS, AND BEING SUBJECT ANY RIGHTS-OF-WAY, SERVITUDES, EASEMENTS, BOTH RECORDED AND UNRECORDED, VISIBLE OR INVISIBLE.

WHEREAS, improvements on the property will include the manufacturing of gaskets with the following stipulations:

1. Develop a drainage plan and have it approved as part of the Permit process.
2. Containers for solid waste shall be located no closer than fifteen feet to an adjacent property line and screened with a 6' tall, gated, masonry or lumber fence.

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 Business to Industrial for DJM Property, LLC, for the following described property to wit:

ALL THAT CERTAIN PARCEL OR TRACT OF LAND CONTAINING 1.500 ACRES, MORE OR LESS, AND BEING SITUATED IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST,

SOUTHWESTERN LAND DISTRICT, LOUISIANA MERIDIAN,
CALCASIEU PARISH, LOUISIANA, AND BEING MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE
SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF
SECTION 31, TOWNSHIP 9 SOUTH, RANGE 9 WEST, CALCASIEU
PARISH, LOUISIANA; THENCE NORTH 00 DEGREES 28 MINUTES
25 SECONDS WEST, FOR A DISTANCE OF 671.70 FEET TO THE
SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 90; THENCE
SOUTH 89 DEGREES 33 MINUTES 30 SECONDS WEST, ALONG
THE SAID SOUTH RIGHT-OF-WAY LINE AND AN EXTENSION
THEREOF, FOR A DISTANCE OF 1612.42 FEET TO THE
NORTHEAST CORNER OF PARCEL NO. 6-1, U.S. HIGHWAY NO.
90, STATE PROJECT NO. 810-19-16; THENCE SOUTH 00 DEGREES
00 MINUTES 41 SECONDS EAST (RECORD SOUTH 00 DEGREES 30
MINUTES 00 SECONDS EAST) FOR A DISTANCE OF 12.63 FEET
TO THE SOUTHEAST CORNER OF SAID PARCEL NO. 6-1 AND
THE POINT OF BEGINNING, FROM WHENCE A FOUND 5/8"
REBAR BEARS SOUTH 0.23 FEET; THENCE CONTINUE SOUTH 00
DEGREES 00 MINUTES 41 SECONDS EAST, FOR A DISTANCE OF
276.84 FEET TO A SET 5/8" CAPPED REBAR; THENCE SOUTH 89
DEGREES 33 MINUTES 30 SECONDS WEST, FOR A DISTANCE OF
240.0 FEET TO A SET 5/8" CAPPED REBAR; THENCE NORTH 00
DEGREES 00 MINUTES 41 SECONDS WEST, FOR A DISTANCE OF
269.47 FEET TO A SET 5/8" CAPPED REBAR AND SAID SOUTH
RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 90; THENCE ORTH
89 DEGREES 33 MINUTES 30 SECONDS EAST, ALONG SAID
SOUTH RIGHT-OF-WAY LINE, FOR A DISTANCE OF 55.85 FEET
TO A SET 5/8" CAPPED REBAR; THENCE NORTH 87 DEGREES 16
MINUTES 04 SECONDS EAST, ALONG SAID SOUTH RIGHT-OF-
WAY LINE, FOR A DISTANCE OF 184.35 FEET TO THE POINT OF
BEGINNING, CONTAINING 1.50 ACRES, MORE OR LESS, AND
BEING SUBJECT ANY RIGHTS-OF-WAY, SERVITUDES,
EASEMENTS, BOTH RECORDED AND UNRECORDED, VISIBLE OR
INVISIBLE.

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

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

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

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

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance accepting final plat for Belle Savanne Subdivision, Phase 1A. Motion was made by Mr. Bergeron seconded by Mr.

Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1298, M-C SERIES

ORDINANCE ACCEPTING FINAL PLAT FROM BELLE SAVANNE DEVELOPMENT, LLC, FOR BELLE SAVANNE SUBDIVISION, PHASE IA LOCATED SOUTH OF I-10 AND EAST OF HWY. 1256.

WHEREAS, preliminary plat was adopted by the Land Use Commission on September 15, 2014 with City Council ratification on October 14, 2014; and

WHEREAS, variances listed on attached plat map were approved with adoption of Cooperative Endeavor Agreement between the City of Sulphur, Parish of Calcasieu and Bel Commercial Limited Liability Company and Belle Savanne Development, LLC, on March 18, 2014; and

WHEREAS, said examination reflects that the final plat submitted by Belle Savanne Development, LLC complies with Chapter 18, Section 24 of the Code of Ordinances and Article

III, Part 1, Section 1, (6) (c) and (e) of the Land Use Ordinance for the City of Sulphur for the following described property to-wit;

THAT CERTAIN TRACT OF LAND SITUATED IN SECTION 10, TOWNSHIP 10 SOUTH, RANGE 10 WEST, CITY OF SULPHUR, CALCASIEU PARISH, LOUISIANA, CONTAINING 22.796 ACRES AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF ROADWAY CENTERLINES FOR MCNAIR ROAD AND LA 1256 SAID POINT BEING THE POINT OF COMMENCEMENT (P.O.C.); THENCE PROCEED SOUTH 00°53'59" WEST A DISTANCE OF 424.23 FEET; THENCE SOUTH 89°06'01" EAST A DISTANCE OF 49.97' TO THE POINT OF BEGINNING (P.O.B.).

THENCE PROCEED ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET, AN ARC LENGTH OF 39.27 FEET, A CHORD LENGTH OF 35.36 FEET AND A CHORD BEARING OF SOUTH 44°06'22" EAST;

THENCE SOUTH 89°06'02" EAST A DISTANCE OF 125.00 FEET;
THENCE NORTH 00°53'58" EAST A DISTANCE OF 426.57 FEET;
THENCE SOUTH 89°33'21" EAST A DISTANCE OF 1,296.86 FEET;
THENCE SOUTH 00°53'58" WEST A DISTANCE OF 166.87 FEET;
THENCE SOUTH 89°06'02" EAST A DISTANCE OF 19.82 FEET;
THENCE SOUTH 00°53'58" WEST A DISTANCE OF 260.00 FEET;
THENCE SOUTH 89°06'02" EAST A DISTANCE OF 900.03 FEET;
THENCE NORTH 00°53'58" EAST A DISTANCE OF 208.16 FEET;
THENCE NORTH 26°36'33" EAST A DISTANCE OF 179.62 FEET;
THENCE NORTH 01°10'05" EAST A DISTANCE OF 64.80 FEET;
THENCE SOUTH 89°31'45" EAST A DISTANCE OF 22.20 FEET;
THENCE SOUTH 01°10'05" WEST A DISTANCE OF 64.98 FEET;
THENCE SOUTH 26°36'33" WEST A DISTANCE OF 96.43 FEET;
THENCE SOUTH 24°44'57" EAST A DISTANCE OF 71.16 FEET;
THENCE SOUTH 89°06'00" EAST A DISTANCE OF 132.57 FEET;
THENCE SOUTH 00°35'22" WEST A DISTANCE OF 15.00 FEET;
THENCE NORTH 89°06'00" WEST A DISTANCE OF 137.61 FEET;
THENCE SOUTH 32°30'09" WEST A DISTANCE OF 26.96 FEET;
THENCE SOUTH 00°53'58" WEST A DISTANCE OF 351.01 FEET;
THENCE NORTH 89°06'02" WEST A DISTANCE OF 70.00 FEET;
THENCE NORTH 00°53'58" EAST A DISTANCE OF 100.00 FEET;
THENCE NORTH 89°06'02" WEST A DISTANCE OF 910.00 FEET;
THENCE SOUTH 00°53'58" WEST A DISTANCE OF 540.76 FEET;
THENCE NORTH 89°06'02" WEST A DISTANCE OF 65.00 FEET;
THENCE SOUTH 00°53'58" WEST A DISTANCE OF 110.00 FEET;
THENCE NORTH 89°06'02" WEST A DISTANCE OF 85.38 FEET;
THENCE NORTH 00°53'58" WEST A DISTANCE OF 110.00 FEET;
THENCE NORTH 89°06'02" WEST A DISTANCE OF 65.00 FEET;
THENCE NORTH 00°53'58" EAST A DISTANCE OF 440.76 FEET;

THENCE NORTH 89°06'02" WEST A DISTANCE OF 730.00 FEET;
THENCE SOUTH 86°44'02" WEST A DISTANCE OF 91.52 FEET;
THENCE NORTH 89°06'02" WEST A DISTANCE OF 270.00 FEET;
THENCE NORTH 00°53'58" WEST A DISTANCE OF 86.64 FEET;
THENCE NORTH 89°06'02" WEST A DISTANCE OF 125.00 FEET;
THENCE ALONG A CURVE TO THE LEFT HAVE A RADIUS OF 25.00 FEET AN
ARC LENGTH OF 39.27 FEET, A CHORD LENGTH OF 35.36 FEET AND A CHORD
BEARING OF SOUTH 45°53'58" WEST;
THENCE NORTH 00°53'58" EAST A DISTANCE OF 130.00 FEET TO THE POINT
OF BEGINNING (P.O.B.)

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on 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. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1299, M-C SERIES

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.

WHEREAS, in order to accomplish the funding of economic development projects in accordance with 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”), the Sulphur City Council desires to create an economic development district within the City of Sulphur, State of Louisiana (the “City”), to be known as “Hope Economic Development District,” in which certain taxes may be levied and used to fund projects; and

WHEREAS, there has been published two times in the *Southwest Daily News*, the official journal of the City (the “Official Journal”), a notice in the form attached hereto as Exhibit A, describing the boundaries of the District and informing citizens of the City of the date of consideration of this ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Sulphur City Council (the “Governing Authority”), acting as the governing authority of the City of Sulphur, State of Louisiana (the “City”), that:

SECTION 1) There is hereby created an economic development district within the City, to be named “Hope Economic Development District” (the “District”), having the geographical boundaries set forth in Exhibit B attached hereto, which Exhibit B is hereby incorporated in and made a part of this Ordinance, all pursuant to the Act. As provided by the Act, the District shall be a political subdivision of the State of Louisiana and shall possess such powers and authority and have such duties as provided in the Act and other law, and the Governing Authority of the City shall be the governing authority of the District.

SECTION 2) The domicile of the District shall be the same as that of the City; the District shall adopt an official seal with the word “SEAL” on the inside and surrounded by the official name of the District; the official journal shall be the initial official journal of the District; the Clerk of the Governing Authority shall serve as Clerk of governing authority of the District; the fiscal agent bank of the City shall be the initial fiscal agent bank of the District until the District names its own fiscal agent bank; and the fiscal year of the District shall be the same as that of the City.

SECTION 3) The Mayor of the City and Clerk of the Governing Authority are hereby authorized to do any and all things necessary and incidental to carry out the provisions of this Ordinance.

SECTION 4) All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5) If any provision of this ordinance shall be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this ordinance, but this ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this ordinance which validates or makes legal any provision of this ordinance which would not otherwise be valid or legal, shall be deemed to apply to this ordinance.

SECTION 7. The City of Sulphur does hereby employ Joseph A. Delafield, Attorney at Law.

SECTION 6) This Ordinance shall be published one time in the Official Journal of the City and be in full force and effect upon publication.

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on 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. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1300, M-C SERIES

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

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby repeal Ordinance No. 340, M-C Series, adopted October 13, 1998 which adopted a Work Place Harassment Policy.

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance repealing Ordinance No. 227, M-C Series, adopted May 8, 1995 which adopted a General Drug Screening Policy. Mayor Duncan stated that this policy will be handled by Administration. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1301, M-C SERIES

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

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby repeal Ordinance No. 227, M-C Series, adopted May 8, 1995 which adopted a General Drug Screening Policy.

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

And the said ordinance was declared duly adopted on this 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is an introduction of ordinance amending Ordinance No. 954, M-C Series, which amended the User Charge and Sewer Use Ordinance. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be introduced:

AN ORDINANCE AMENDING ORDINANCE NO. 954, M-C SERIES WHICH AMENDED THE USER CHARGE AND SEWER USE ORDINANCE – SEPTAGE WASTE.

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

PUBLIC NOTICE

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

AN ORDINANCE AMENDING ORDINANCE NO. 954, M-C SERIES WHICH AMENDED THE USER CHARGE AND SEWER USE ORDINANCE – SEPTAGE WASTE.

A public hearing on said ordinance will be held at 5:30 p.m. on the 8th day of June, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Ordinance No. 1205, M-C Series, which sets forth septage hauler rates. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be introduced:

ORDINANCE AMENDING ORDINANCE NO. 1205, M-C SERIES, WHICH SET FORTH SEPTAGE HAULER RATES.

Motion was then made by Mr. Favre seconded by Mr. Moss 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. 1205, M-C SERIES, WHICH SET FORTH SEPTAGE HAULER RATES.

A public hearing on said ordinance will be held at 5:30 p.m. on the 8th day of June, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Ordinance No. 1214, M-C Series adopted June 9, 2014, to set forth water fees charged by the City. Motion was made by Mr. Bergeron seconded by Mr. Favre that the following ordinance be introduced:

AN ORDINANCE AMENDING ORDINANCE NO. 1214, M-C SERIES ADOPTED JUNE 9, 2014 TO SET FORTH WATER FEES CHARGED BY THE CITY.

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

PUBLIC NOTICE

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

AN ORDINANCE AMENDING ORDINANCE NO. 1214, M-C SERIES
ADOPTED JUNE 9, 2014 TO SET FORTH WATER FEES CHARGED
BY THE CITY.

A public hearing on said ordinance will be held at 5:30 p.m. on the 8th day of June, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Ordinance No. 1215, M-C Series adopted June 9, 2014, to set forth sewer fees charged by the City. Kevin Alley, Director of Finance, stated that the national average charge for sewer is \$32.00. Motion was made by Mr. Bergeron seconded by Mr. Favre that the following ordinance be introduced:

AN ORDINANCE AMENDING ORDINANCE NO. 1215, M-C SERIES
ADOPTED JUNE 9, 2014 TO SET FORTH SEWER FEES CHARGED
BY THE CITY.

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

PUBLIC NOTICE

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

AN ORDINANCE AMENDING ORDINANCE NO. 1214, M-C SERIES
ADOPTED JUNE 9, 2014 TO SET FORTH WATER FEES CHARGED
BY THE CITY.

A public hearing on said ordinance will be held at 5:30 p.m. on the 8th day of June, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Ordinance No. 1216, M-C Series adopted June 9, 2014, to set forth garbage/trash collection fees charged by the City. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be introduced:

AN ORDINANCE AMENDING ORDINANCE NO. 1216, M-C SERIES ADOPTED JUNE 9, 2014 TO SET FORTH GARBAGE/TRASH COLLECTION FEES CHARGED BY THE CITY.

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

PUBLIC NOTICE

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

AN ORDINANCE AMENDING ORDINANCE NO. 1216, M-C SERIES ADOPTED JUNE 9, 2014 TO SET FORTH GARBAGE/TRASH COLLECTION FEES CHARGED BY THE CITY.

A public hearing on said ordinance will be held at 5:30 p.m. on the 8th day of June, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

DRU ELLENDER, Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance amending Ordinance No. 1217, M-C Series adopted June 9, 2014, to set forth commercial sprinkler water fee charged by the City. Motion was made by Mr. Bergeron seconded by Mr. Moss that the following ordinance be introduced:

AN ORDINANCE AMENDING ORDINANCE NO. 1217, M-C SERIES ADOPTED JUNE 9, 2014, TO SET FORTH COMMERCIAL SPRINKLER WATER FEE CHARGED BY THE CITY.

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

PUBLIC NOTICE

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

AN ORDINANCE AMENDING ORDINANCE NO. 1217, M-C SERIES ADOPTED JUNE 9, 2014, TO SET FORTH COMMERCIAL SPRINKLER WATER FEE CHARGED BY THE CITY.

A public hearing on said ordinance will be held at 5:30 p.m. on the 8th day of June, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

DRU ELLENDER, Chairman

The next item on the agenda is an introduction of ordinance declaring certain surplus movable property (equipment and vehicles). Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be introduced:

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

Motion was then made by Mr. Favre seconded by Mr. Moss 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 DECLARING CERTAIN SURPLUS MOVABLE PROPERTY (EQUIPMENT AND VEHICLES) OF THE CITY OF SULPHUR AND PROVIDING FOR THE DISPOSAL THEREOF.

A public hearing on said ordinance will be held at 5:30 p.m. on the 8th day of June, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

DRU ELLENDER, Chairman

The next item on the agenda is an introduction of ordinance granting a variance to the Smoke Free Air Ordinance to allow for Cash Magic Winner’s Choice, LLC, 2654 Hwy. 108, to construct an enclosed smoking room attached to a secondary entrance rather than the smoke room being located at the required 5 foot distance. Motion was made by Mr. Moss seconded by Mrs. Allison that the following amendments be made:

ADD

1. No workers shall be present in smoking room while smoking is taking place.
2. There shall be no video poker machines in smoking room.

3. Smoking room shall be purged (exhaust fan) prior to entrance by cleaning personnel.

Motion carried.

Motion was then made by Mr. Favre seconded by Mr. Moss that the following ordinance be introduced:

ORDINANCE GRANTING A VARIANCE TO CASH MAGIC WINNER'S CHOICE, LLC TO ALLOW CONSTRUCTION OF ENCLOSED SMOKE ROOM.

Motion was then made by Mr. Favre seconded by Mr. Moss 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 GRANTING A VARIANCE TO CASH MAGIC WINNER'S CHOICE, LLC TO ALLOW CONSTRUCTION OF ENCLOSED SMOKE ROOM.

A public hearing on said ordinance will be held at 5:30 p.m. on the 8th day of June, 2015, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: _____

DRU ELLENDER, Chairman

The next item on the agenda is a discussion concerning the Public Hearing which was held on April 13, 2015 to discuss the 2016-2017 Louisiana Community Development Block Grant application. Mayor Duncan read a brief statement concerning the application and that a

public hearing was held on April 13, 2015 concerning the Dave, Peck, Beulah, Maple Streets area.

The next item on the agenda is a resolution adopting the Citizen Participation Plan/Citizen Complaint procedure and appointing Abby Smudricks as Citizen Complaint Officer for compliance with the LCDBG program. Motion was made by Mrs. Allison seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2840, M-C SERIES

Resolution adopting the Citizen Participation Plan/Citizen Complaint Procedure and appointing Abby Smudricks as Citizen Complaint Officer for compliance with the LCDBG program.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby adopt the Citizen Participation Plan/Citizen Complaint Procedure and appoint Abby Smudricks as Citizen Complaint Office for compliance with the LCDBG program.

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution authorizing the Chief Elected Official to proceed with the development of the LCDBG application taking into consideration views and proposals submitted by citizens that attended the public hearing as well as those that were unable to attend and views of the governing body. Mr. Moss asked who was the Chief Elected Official? Mayor Duncan stated that per the letter, he was (Mayor). Motion was made by Mrs. Allison seconded by Mr. Bergeron that the following resolution be adopted to-wit:

RESOLUTION NO. 2841, M-C SERIES

Resolution authorizing the Chief Elected Official to proceed with the development of the LCDBG application taking into consideration views and proposals submitted by citizens that attended the public hearing as well as those that were unable to attend and views of the governing body.

WHEREAS, the application will be submitted for one of the following activities:

<u>Activity</u>	<u>Ceiling Amount</u>	<u>Deadline</u>
Existing Sewer Collection Rehab	\$800,000	November, 2015

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize the Chief Elected Official to proceed with the development of the LCDBG application taking into consideration views and proposals submitted by citizens that attended the public hearing as well as those that were unable to attend and views of the governing body.

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution adopting a Procurement Policy for compliance with the Louisiana Community Development Block Grant program. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2842, M-C SERIES

Resolution adopting a Procurement Policy for compliance with the Louisiana Community Development Block Grant program.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby adopt a Procurement Policy for compliance with the Louisiana Community Development Block Grant program.

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution authorizing the Chief Elected Official to proceed with the procurement and selection of professional services for the purpose of assisting in the development of the LCDBG application and implementation of the project. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2843, M-C SERIES

Resolution authorizing the Chief Elected Official to proceed with the procurement and selection of professional services for the purpose of assisting in the development of the LCDBG application and implementation of the project.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize the Chief Elected Official to proceed with the procurement and selection of professional services for the purpose of assisting in the development of the LCDBG application and implementation of the project.

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution approving the Municipal Water Pollution Prevention (MWPP) Audit for the period April, 2014 to March, 2015. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2844, M-C SERIES

Resolution approving the Municipal Water Pollution Prevention (MWPP) Audit for the period April, 2014 to March, 2015.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve the Municipal Water Pollution Prevention (MWPP) Audit for the period April, 2014 to March, 2015.

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

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

RESOLUTION NO. 2845, M-C SERIES

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

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

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

NOTICE TO BIDDERS

Separate and sealed bids for the advertisement of bids for a six (6) month supply of pipe and fittings, diesel, limestone and asphalt mix and chemical supplies for the City will be received by the Clerk of the Council until 10:00 a.m. on the 2nd 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 Finance in the Conference Room at 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; free membership is required to access. Said bids to be in accordance with the quantities and specifications on file with the City of Sulphur Purchasing Department located at 604 Live Oak, Sulphur, Louisiana

CITY OF SULPHUR, LOUISIANA

BY _____
DRU ELLENDER, 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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to secure architect services for design plans for the Veterans Memorial Wall. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2846, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to secure architect services for design plans for the Veterans Memorial Wall.

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 secure architect services for design plans for the Veterans Memorial Wall.

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to secure the services of a structural architect and/or a structural engineer to determine feasibility of renovations/demolition of the former Old Tyme Variety store. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2847, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to secure the services of a structural architect and/or a structural engineer to determine feasibility of renovation/demolition of the former Old Tyme Variety store.

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 secure the services of a structural architect and/or a structural engineer to determine feasibility of renovation/demolition of the former Old Tyme Variety store.

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution authorizing Mayor Christopher L. Duncan to settle the following:

14th Judicial District Court, Parish of Calcasieu, State of Louisiana
SARAH MANNING
VS. NO 2014-002294
CITY OF SULPHUR

Kevin Alley stated that this lawsuit is for \$100,000. Mrs. Manning was in a collision with a City vehicle. City has already paid \$50,000 and property damage was \$11,246.00. The City still owes \$38,754 and our insurance carrier is responsible for \$61,246. Administration has consulted with outside legal and they recommended the City settle at this amount. Motion was made by Mr. Bergeron seconded by Mrs. Allison that the following resolution be adopted to-wit:

RESOLUTION NO. 2848, M-C SERIES

Resolution authorizing Mayor Christopher L. Duncan to settle lawsuit.

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 settle the following lawsuit:

14th Judicial District Court, Parish of Calcasieu, State of Louisiana
SARAH E MANNING
VS. NO 2014-002294
CITY OF SULPHUR

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a resolution authorizing the advertisement for bids for a 6” centrifugal end suction compressor pump. Mayor Duncan stated that the approximate cost for this pump is \$32,000. This pump will help out public works tremendously. Motion was made by Mr. Favre seconded by Mr. Moss that the following resolution be adopted to-wit:

RESOLUTION NO. 2849, M-C SERIES

Resolution authorizing the advertisement for bids for a 6” centrifugal end suction compressor pump.

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 a 6” centrifugal end suction compressor pump, said bids to be in accordance with the quantities and specifications on file with City of Sulphur Purchasing Department.

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

NOTICE TO BIDDERS

Separate and sealed bids for the advertisement of bids for a 6” centrifugal end suction compressor pump, will be received by the Clerk of the Council until 11:00 a.m. on the 2nd 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; free membership is required to access. Said bids to be in accordance with the quantities and specifications on file with the City of Sulphur Purchasing Department located at 604 Live Oak, Sulphur, Louisiana

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 11th day of May, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is public to address Council. Bill LeBlanc, Roberta Drive, addressed the Council and stated that the City paid a bunch of money for the Old Tyme Variety Store and now y'all are going to pay someone a bunch of money to tear it down. He also stated that he hopes people watch this Council meeting on TV.

Mr. Moss stated that once the budget is approved department heads should not have to fight for their money once it's approved. They can oversee their own budget and shouldn't have to be waiting on three people to say they can spend what's already budgeted.

Mr. Bergeron stated that the contractors doing work for the City need to be paid in a timely manner. Mayor Duncan stated that if the contractor is hired through an engineering firm the firm may be taking their time getting the invoice to the City.

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

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

5/11/15
6:45 P.M.