

July 16, 2015

The City Council of the City of Sulphur, Louisiana, met in special session at its regular meeting place in the Council Chambers, Sulphur, Louisiana, on July 16, 2015 at 5:00 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 Mrs. Allison.

The first item on the agenda is a public hearing on ordinance granting a Predial Servitude with Opelram, Inc. and authorizing Mayor Christopher L. Duncan to sign same. Motion was made by Mr. Moss seconded by Mr. Favre that the following amendment be made:

NOW THEREFORE, BE IT FURTHER ORDAINED that this Ordinance shall become effective upon the Mayor's signature contingent upon acquisition of property and filed for registry in the conveyance records of Calcasieu Parish Clerk of Court.

Motion carried.

Motion was then made by Mr. Moss seconded by Mr. Favre that the following amendment be made to the servitude agreement:

In consideration of increased sales, ad valorem and inventory tax revenues, employment and the overall economic development of the City of Sulphur,

Motion carried.

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

ORDINANCE NO. 1317, M-C SERIES AS AMENDED

ORDINANCE AUTHORIZING MAYOR CHRISTOPHER L. DUNCAN TO SIGN PREDIAL SERVITUDE AGREEMENT WITH OPELRAM, INC. FOR PROPERTY LOCATED IN THE CITY OF SULPHUR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that Mayor Christopher L. Duncan is hereby authorized to sign a Predial Servitude Agreement with Opelram, Inc. affecting the below described property:

That certain tract or parcel of land situated in the Northwest Quarter (NW/4) of Section 10, Township 10 South, Range 10 West, Louisiana Meridian, being more particularly described as follows:

Commencing at a point that is South 89°35'17" East a distance of 20.67 feet from the Northwest corner of said Section 10, Township 10 South, Range 10 West; thence continue South 89°35'17" West a distance of 1310.74 feet; thence, South 00°52'51" East a distance of 575.14 feet to the point of beginning; thence South 89°35'04" East a distance of 1,233.53 feet to the West Right of Way of Louisiana Highway 27; thence South 03°06'06" East along said West Right of Way line for a distance of 45.84 feet; thence North 88°53'16" East along said West Right of Way line for a distance of 44.10 feet; thence South 00°51'00" West along said West Right of Way line for a distance of 75.42 feet; thence North 89°35'04" West for a distance of 1,281.14 feet; thence North 00°52'51" East a distance of 120.00 feet to the point of beginning, containing 151,639.85 square feet or 3.48 acres, more or less and being subject to any right of ways, servitudes and/or easements of record or by use, a copy of a survey of which is attached hereto as Exhibit "A".

Commencing at the Southwest Corner of the Southeast Quarter of the Southwest Quarter (SE/4 of SW/4) of Section 3, Township 10 South, Range 10 West of Calcasieu Parish, Louisiana, thence N0°14'58"E 140.40 feet more or less, to the South line of a 50.00 foot Road, thence S89°32'56"E 372.66 feet, thence S0°40'19"W 310 feet, thence S89°32'56"E 150 feet, thence N0°40'19"E 85.00 feet, thence S89°32'56"E 255.00 feet, thence S0°40'19"W 489.30 feet, more or less, to the North line of a Road, thence N89°38'21"W 778.39 feet, thence N0°50'49"E 575.14 feet to the point of commencement, containing 451,925.12 square feet or 10.37 acres, more or less, a copy of a survey of which is attached hereto as Exhibit "B".

BE IT ORDAINED that Mayor Christopher L. Duncan is hereby authorized and empowered, to execute the Predial Servitude.

NOW THEREFORE, BE IT FURTHER ORDAINED that this Ordinance shall become effective upon the Mayor's signature contingent upon acquisition of property and filed for registry in the conveyance records of Calcasieu Parish Clerk of Court.

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 16th day of July, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is an introduction of ordinance amending Ordinance No. 1286, M-C Series (Smoke Free Air) to allow for enclosed negative pressure smoke room to be located within the structure of business. Motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be amended:

ORDINANCE AMENDING ORDINANCE NO. 1286, M-C SERIES (SMOKE FREE AIR) TO ALLOW FOR ENCLOSED NEGATIVE PRESSURE SMOKE ROOM TO BE LOCATED WITHIN THE STRUCTURE OF BUSINESS.

Motion carried.

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

ORDINANCE AMENDING ORDINANCE NO. 1286, M-C SERIES (SMOKE FREE AIR) TO ALLOW FOR ENCLOSED NEGATIVE PRESSURE SMOKE ROOM TO BE LOCATED WITHIN THE STRUCTURE OF BUSINESS.

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

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

PUBLIC NOTICE

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

ORDINANCE AMENDING ORDINANCE NO. 1286, M-C SERIES
(SMOKE FREE AIR) TO ALLOW FOR ENCLOSED NEGATIVE
PRESSURE SMOKE ROOM TO BE LOCATED WITHIN THE
STRUCTURE OF BUSINESS.

A public hearing on said ordinance will be held at 5:30 p.m. on the 10th day of August, 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 a discussion concerning dump trucks and dump truck routes in the City of Sulphur. Mayor Duncan stated that he’s received an abundance of calls concerning dump trucks travelling and parking within the City. After much discussion, it was decided that Administration should enforce the ordinance for parking such trucks on lots. Lewis Coats, Police Chief, stated that according to state law, trucks can park on the road as long as the right tire of vehicle is 16” from the curb. A fire truck has to also have access down a road if a truck is parked on street. Mayor Duncan stated that this ordinance will be enforced so Council needs to get ready. Mr. Favre stated that an amendment needs to be on the August Council agenda to address this issue.

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

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

7/16/15
5:45 P.M.