

August 10, 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 August 10, 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 Harry Montgomery, followed by the reciting of the Pledge of Allegiance led by Mrs. Allison.

The Chairman asked if there were any changes to the minutes of the previous meeting. With no changes made, motion was made by Mr. Moss seconded by Mr. Favre that the minutes stand as written. Motion carried.

The Chairman then asked if there were any changes to the agenda. Motion was made by Mr. Moss seconded by Mr. Favre that item #11 be removed from the agenda. Motion carried.

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

Motion was then made by Mr. Favre seconded by Mr. Moss that item #8 be moved up to item #3A. Motion carried.

Motion was then made by Mr. Favre seconded by Mr. Moss 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 Willis Broussard and thanked him for his years of service. PPG Industries presented the Armed Forces with a check in the amount of \$1,500.00 and thanked them for all they do for the veterans.

The next item on the agenda is a presentation to Volunteer of the Month of July. Mayor Duncan presented a certificate to Margo Hoffpauir and thanked her for all she does for the Armed Forces Committee.

The next item on the agenda is a public hearing on ordinance accepting Final Plat from Opelram, Inc. for property located on the north side of West Cal Boulevard. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1317A, M-C SERIES

ORDINANCE ACCEPTING FINAL PLAT FROM OPELRAM, INC. FOR
PROPERTY LOCATED ON THE NORTH SIDE OF WEST CAL
BOULEVARD.

WHEREAS, Opelram, Inc. has submitted final plat for property located on the north side of West Cal Boulevard; and

WHEREAS, Land Use Commission adopted final plat on Monday, July 20, 2015;

WHEREAS, final plat does meet all requirements of the subdivision ordinance; and

WHEREAS, said examination reflects that the final plat submitted by Opelram, Inc. 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 OR PARCEL OF LAND SITUATED IN THE
NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE/4-NW/4)
OF SECTION 10, TOWNSHIP 10 SOUTH, RANGE 10 WEST, LOUISIANA
MERIDIAN, CALCASIEU PARISH, LOUISIANA, BEING MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND 3/4" IRON ROD MARKING THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE/4-NW/4) OF SAID SECTION 10, TOWNSHIP 10 SOUTH, RANGE 10 WEST; THENCE SOUTH 00°52'51" WEST ALONG THE WEST LINE OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE/4-NW/4) A DISTANCE OF 575.14 FEET TO A FOUND 5/8" IRON ROD AT THE NORTH RIGHT OF WAY LINE OF WEST CAL BOULEVARD; THENCE SOUTH 89°35'04" EAST ALONG THE NORTH RIGHT OF WAY LINE OF SAID WEST CAL BOULEVARD A DISTANCE OF 455.12 FEET, THE POINT OF BEGINNING OF HEREIN DESCRIBED TRACT; THENCE NORTH 00°24'54" EAST A DISTANCE OF 404.08 FEET; THENCE NORTH 89°59'05" EAST A DISTANCE OF 57.96 FEET; THENCE NORTH 01°20'45" EAST A DISTANCE OF 85.19 FEET; THENCE SOUTH 89°29'39" EAST A DISTANCE OF 255.00 FEET; THENCE SOUTH 00°41'21" WEST A DISTANCE OF 489.30 FEET TO THE NORTH RIGHT OF WAY LINE OF SAID WEST CAL BOULEVARD; THENCE NORTH 89°35'04" WEST ALONG SAID NORTH RIGHT OF WAY LINE A DISTANCE OF 312.00 FEET TO THE POINT OF BEGINNING.

HEREIN DESCRIBED TRACT CONTAINING 3.40 ACRES, MORE OR LESS, AND SUBJECT TO ANY RIGHTS OF WAY, SERVITUDES AND/OR EASEMENTS OF RECORD OR BY USE.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 10th day of August, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance adopting the Employee Benefits and Personnel Policies for the City of Sulphur. Mr. Favre explained 1-3 of the Sick Leave policy: First the employee will use down to 520 hours of sick leave (hours accrued prior to

July 1, 2015). Once it gets down to 520 hours those hours will freeze and it will flip over to the (accrued hours after June 30, 2015). Note: Those employees with less than 520 hours (accrued prior to July 1, 2015) will automatically start using hours accrued after June 30, 2015. Everyone is grandfathered in for their sick hours prior to July 1, 2015. Once the employee uses all their sick leave (accrued hours after June 30, 2015) will automatically flip back over to the hours that were frozen (accrued prior to July 1, 2015). Motion was then made by Mr. Favre seconded by Mrs. Allison that the following amendment be made: (see underlined words)

ORDINANCE ADOPTING THE EMPLOYEE BENEFITS AND PERSONNEL POLICIES FOR THE CITY OF SULPHUR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that in accordance with Section 4-05 of the Home Rule Charter of the City of Sulphur, Louisiana, City Council does hereby adopt the Employee Benefits and Personnel Policies (hereinafter referred to as "Employee Handbook") for the City of Sulphur.

BE IT FURTHER ORDAINED that the following language will be added in the revised Employee Handbook to section G of the Sick Time Policy.

Employees are required to use accrued sick leave in the following order:

1. Hours which exceed 520 hours of the total hours accrued by an employee prior to July 1, 2015.
2. Hours accrued by an employee after June 30, 2015.
3. Remaining 520 hours accrued prior to July 1, 2015.

Example: An employee has accumulated 1000 hours of sick leave as of June 30, 2015. First, they would be required to use 480 hours of their sick leave which was earned prior to July 1, 2015. Next, they would be required to use any sick leave which is earned after June 30, 2015. Last, they would be required to use their remaining 520 hours which was accumulated prior to July 1, 2015.

BE IT FURTHER ORDAINED that the Mayor is authorized to make future revisions to the Employee Handbook. The Mayor shall provide the City Council with written notice of proposed revisions to the Employee Handbook which affect employee benefits not less than 30 days prior to the effective date of such revisions. Employee benefits include the

following: all paid time off (vacation, sick leave, holidays, etc.) and the percentage of health insurance paid by the City. The notice shall include recommendations of the personnel officer of the City.

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

Motion carried.

At this time the floor was open for discussion (to hear complete discussion log on to www.sulphur.org and click on City Council tab. After discussion, motion was made by Mr. Favre seconded by Mr. Moss that the following ordinance be adopted to-wit:

ORDINANCE NO. 1318, M-C SERIES AS AMENDED

ORDINANCE ADOPTING THE EMPLOYEE BENEFITS AND PERSONNEL POLICIES FOR THE CITY OF SULPHUR.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that in accordance with Section 4-05 of the Home Rule Charter of the City of Sulphur, Louisiana, City Council does hereby adopt the Employee Benefits and Personnel Policies (hereinafter referred to as "Employee Handbook") for the City of Sulphur.

BE IT FURTHER ORDAINED that the following language will be added in the revised Employee Handbook to section G of the Sick Time Policy.

Employees are required to use accrued sick leave in the following order:

1. Hours which exceed 520 hours of the total hours accrued by an employee prior to July 1, 2015.
2. Hours accrued by an employee after June 30, 2015.
3. Remaining 520 hours accrued prior to July 1, 2015.

Example: An employee has accumulated 1000 hours of sick leave as of June 30, 2015. First, they would be required to use 480 hours of their sick leave which was earned prior to July 1, 2015. Next, they would be required to use any sick leave which is earned after June 30, 2015. Last, they would be required to use their remaining 520 hours which was accumulated prior to July 1, 2015.

BE IT FURTHER ORDAINED that the Mayor is authorized to make future revisions to the Employee Handbook. The Mayor shall provide the City Council with written notice of proposed revisions to the Employee Handbook which affect employee benefits not less than 30

days prior to the effective date of such revisions. Employee benefits include the following: all paid time off (vacation, sick leave, holidays, etc.) and the percentage of health insurance paid by the City. The notice shall include recommendations of the personnel officer of the City.

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 10th day of August, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance accepting Final Plat from The Willie R. Broussard and Shirley Broussard Revocable Living Trust, for property located at 2310 Jett Street. Motion was made by Mr. Bergeron seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1319, M-C SERIES

ORDINANCE ACCEPTING FINAL PLAT FROM THE WILLIE R.
BROUSSARD AND SHIRLEY BROUSSARD REVOCABLE LIVING TRUST
FOR PROPERTY AT 2310 JETT STREET

WHEREAS, Willie R. Broussard and Shirley Broussard Revocable Living Trust has submitted final plat for property located at 2310 Jett Street; and

WHEREAS, Land Use Commission adopted final plat on Monday, July 20, 2015;

WHEREAS, final plat does meet all requirements of the subdivision ordinance and applicant wishes to subdivide into 2 parcels to construct 2 single family dwellings; and

WHEREAS, there currently exist a mobile home on property; and

WHEREAS, once Certificate of Occupancy has been issued to the structure that will be built on the north parcel, said existing mobile home shall be removed from premises within 3 months of Certificate of Occupancy be issued.

WHEREAS, said examination reflects that the final plat submitted by Willie R. Broussard and Shirley Broussard Revocable Living Trust 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;

COMMENCING AT THE NORTHEAST CORNER OF LOT 58 OF SECOND SUBDIVISION OF SULPHUR FARMS; THENCE WEST A DISTANCE OF 208.80 FEET; THENCE SOUTH 121.30 FEET; THENCE EAST A DISTANCE OF 208.80 FEET; THENCE NORTH 121.30 FEET BACK TO THE POINT OF COMMENCEMENT.

CONTAINING 25,315.31 SQUARE FEET OR 0.58 ACRES, MORE OR LESS.

ALSO BEING DESCRIBED AS:

LOT 58 OF SECOND SUBDIVISION OF SULPHUR FARMS LESS 1 ACRES IN THE SOUTHEAST CORNER AND LESS THE WEST 434.80 FEET.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby accept final plat from Willie R. Broussard and Shirley Broussard Revocable Living Trust.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 10th day of August, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance granting a Rezone with Exception to Joseph L. Smith, 1808 Ruth Street, from Residential to Business to allow for cabin

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

ORDINANCE NO. 1320, M-C SERIES

ORDINANCE GRANTING A REZONE WITH EXCEPTION TO JOSEPH SMITH, 1808 RUTH STREET, FROM RESIDENTIAL TO BUSINESS TO ALLOW FOR DUPLEX CABIN RENTALS.

WHEREAS, in accordance with Article IV, Part 3, Section 4 (3) - duplexes are permitted by Exception with Land Use and Council approval; and

WHEREAS, an 8 foot tall privacy fence shall be constructed along less restricted uses and must submit a drainage plan and have it approved as part of the Permit process; and

WHEREAS, 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 with Exception from Residential to Business, for Joseph Smith, 1808 Ruth Street, for the following described property to wit:

THE WEST 220 FEET AND THE EAST 220 FEET OF LOT 24 OF A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST, AND THE WEST HALF OF THE EAST HALF OF SECTION 3, TOWNSHIP 10 SOUTH, RANGE 10 WEST, AS PER PLAT RECORDED IN PLAT BOOK 3, PAGE 141, RECORDS OF CALCASIEU PARISH, LOUISIANA, TOGETHER WITH ALL IMPROVEMENTS SITUATED THEREON, AND,

COMMENCING 220 FEET EAST OF THE NORTHWEST CORNER OF LOT 24 OF A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST, AND THE WEST HALF OF THE EAST HALF OF SECTION 3, TOWNSHIP 10 SOUTH, RANGE 10 WEST, AS PER PLAT RECORDED IN PLAT BOOK 3, PAGE 141, RECORDS OF CALCASIEU PARISH, LOUISIANA, THENCE SOUTH 100 FEET; THENCE EAST 5 FEET; THENCE NORTH 100 FEET; THENCE WEST 5 FEET TO THE POINT OF COMMENCEMENT, TOGETHER WITH ALL IMPROVEMENTS SITUATED THEREON, AND,

COMMENCING 225 FEET EAST OF THE NORTHWEST CORNER OF LOT 24 OF A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE

SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST, AND THE WEST HALF OF THE EAST HALF OF SECTION 3, TOWNSHIP 10 SOUTH, RANGE 10 WEST, AS PER PLAT RECORDED IN PLAT BOOK 3, PAGE 141, RECORDS OF CALCASIEU PARISH, LOUISIANA, THENCE SOUTH 100 FEET; THENCE EAST 75 FEET; THENCE NORTH 100 FEET; THENCE WEST 75 FEET TO THE POINT OF COMMENCEMENT, TOGETHER WITH ALL IMPROVEMENTS SITUATED THEREON, AND,

COMMENCING 300 FEET EAST OF THE NORTHWEST CORNER OF LOT 24 OF A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST, AND THE WEST HALF OF THE EAST HALF OF SECTION 3, TOWNSHIP 10 SOUTH, RANGE 10 WEST, AS PER PLAT RECORDED IN PLAT BOOK 3, PAGE 141, RECORDS OF CALCASIEU PARISH, LOUISIANA, THENCE SOUTH 100 FEET; THENCE EAST 80 FEET; THENCE NORTH 100 FEET; THENCE WEST 80 FEET TO THE POINT OF BEGINNING, TOGETHER WITH ALL IMPROVEMENTS SITUATED THEREON. (SAID PROPERTY DESCRIPTIONS DESCRIBING ALL OF LOT 24), BEING THE SAME PROPERTY AS DESCRIBED IN AFFIDAVIT OF CORRECTION OF CASH DEED, DATED JANUARY 20, 2010, RECORDED JANUARY 21, 2010, BEING CLERK'S FILE NO. 2949526, RECORDED IN CONVEYANCE BOOK 3630, PAGE 365, RECORDS OF CALCASIEU PARISH, LOUISIANA.

THIS SALE IS MADE SUBJECT TO ANY RESTRICTIONS, MINERAL OR ROYALTY RESERVATIONS, MINERAL LESSES, RIGHTS OF WAY OR ANY OTHER SERVITUDE OR EASEMENT WHICH MAY APPEAR OF RECORD AND BEAR UPON THE PROPERTY HEREIN CONVEYED, ALL OF WHICH AS SPECIFICALLY EXCLUDED FROM THE GENERAL WARRANTY OF TITLE HEREIN CONTAINED.

BE IT FURTHER ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a Rezone with Exception to Joseph Smith, 1808 Ruth Street, from Residential to Business to allow for duplex cabin rentals for the following described property:

THE WEST 220 FEET AND THE EAST 220 FEET OF LOT 24 OF A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST, AND THE WEST HALF OF THE EAST HALF OF SECTION 3, TOWNSHIP 10 SOUTH, RANGE 10 WEST, AS PER PLAT RECORDED IN PLAT BOOK 3, PAGE 141, RECORDS OF CALCASIEU PARISH, LOUISIANA, TOGETHER WITH ALL IMPROVEMENTS SITUATED THEREON, AND,

COMMENCING 220 FEET EAST OF THE NORTHWEST CORNER OF LOT 24 OF A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST, AND THE WEST HALF OF THE EAST HALF OF SECTION 3, TOWNSHIP 10 SOUTH, RANGE 10 WEST, AS PER PLAT RECORDED IN PLAT BOOK 3, PAGE 141, RECORDS OF CALCASIEU PARISH, LOUISIANA, THENCE SOUTH 100 FEET; THENCE EAST 5 FEET; THENCE NORTH 100 FEET; THENCE WEST 5 FEET TO THE POINT OF COMMENCEMENT, TOGETHER WITH ALL IMPROVEMENTS SITUATED THEREON, AND,

COMMENCING 225 FEET EAST OF THE NORTHWEST CORNER OF LOT 24 OF A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST, AND THE WEST HALF OF THE EAST HALF OF SECTION 3, TOWNSHIP 10 SOUTH, RANGE 10 WEST, AS PER PLAT RECORDED IN PLAT BOOK 3, PAGE 141, RECORDS OF CALCASIEU PARISH, LOUISIANA, THENCE SOUTH 100 FEET; THENCE EAST 75 FEET; THENCE NORTH 100 FEET; THENCE WEST 75 FEET TO THE POINT OF COMMENCEMENT, TOGETHER WITH ALL IMPROVEMENTS SITUATED THEREON, AND,

COMMENCING 300 FEET EAST OF THE NORTHWEST CORNER OF LOT 24 OF A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 10 WEST, AND THE WEST HALF OF THE EAST HALF OF SECTION 3, TOWNSHIP 10 SOUTH, RANGE 10 WEST, AS PER PLAT RECORDED IN PLAT BOOK 3, PAGE 141, RECORDS OF CALCASIEU PARISH, LOUISIANA, THENCE SOUTH 100 FEET; THENCE EAST 80 FEET; THENCE NORTH 100 FEET; THENCE WEST 80 FEET TO THE POINT OF BEGINNING, TOGETHER WITH ALL IMPROVEMENTS SITUATED THEREON. (SAID PROPERTY DESCRIPTIONS DESCRIBING ALL OF LOT 24), BEING THE SAME PROPERTY AS DESCRIBED IN AFFIDAVIT OF CORRECTION OF CASH DEED, DATED JANUARY 20, 2010, RECORDED JANUARY 21, 2010, BEING CLERK'S FILE NO. 2949526, RECORDED IN CONVEYANCE BOOK 3630, PAGE 365, RECORDS OF CALCASIEU PARISH, LOUISIANA.

THIS SALE IS MADE SUBJECT TO ANY RESTRICTIONS, MINERAL OR ROYALTY RESERVATIONS, MINERAL LESSES, RIGHTS OF WAY OR ANY OTHER SERVITUDE OR EASEMENT WHICH MAY APPEAR OF RECORD AND BEAR UPON THE PROPERTY HEREIN CONVEYED, ALL OF WHICH AS SPECIFICALLY EXCLUDED FROM THE GENERAL WARRANTY OF TITLE HEREIN CONTAINED.

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

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

That the owner of this Re-zone with Exception 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 with Exception 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 10th day of August, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance amending Ordinance No. 1001, M-C Series, which entered into a franchise agreement with Centerpoint Energy Resources Corp. Motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be adopted to-wit:

ORDINANCE NO. 1321, M-C SERIES

ORDINANCE AMENDING ORDINANCE NO. 1001, M-C SERIES, WHICH
ENTERED INTO A FRANCHISE AGREEMENT WITH CENTERPOINT
ENERGY RESOURCES CORP.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby amend Ordinance No. 1001, M-C Series, which entered into a franchise agreement with Centerpoint Energy Resources Corporation and delete the following section:

SECTION 5. During the life of this franchise, Grantee shall maintain and operate a business office located within the corporate limits of the Grantor.

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

A vote was then called with the results as follows:

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

NAYS: None

ABSENT: None

And the said ordinance was declared duly adopted on this 10th day of August, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is a public hearing on ordinance amending Drug Seizure revenues and expenditures budget for fiscal year ending June 30, 2015. Motion was made by Mr. Moss seconded by Mr. Favre that the following amendment be made to Exhibit A:

EXHIBIT A

INCREASE State and Federal Seizure Funds	\$124,011.00
INCREASE Expenditures	\$ 11,495.00

Motion carried.

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

ORDINANCE NO. 1322, M-C SERIES

AN ORDINANCE AMENDING AND RE-ADOPTING THE DRUG SEIZURE FUND BUDGET FOR FISCAL YEAR ENDING JUNE 30, 2015.

BE IT ORDAINED by the City of Sulphur, Louisiana, through its governing body, the City Council of the City of Sulphur, Louisiana, as follows:

SECTION 1. That the Drug Seizure Fund Budget of the City of Sulphur, Louisiana, for the fiscal year ending June 30, 2015, heretofore adopted by the City Council, be and the same is hereby amended and re-adopted in accordance with "Exhibit A" attached hereto and made a part hereof.

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

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon approval by the Mayor.

EXHIBIT A

INCREASE State and Federal Seizure Funds	\$124,011.00
INCREASE Expenditures	\$ 11,495.00

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 10th day of August, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

The next item on the agenda is an introduction of ordinance amending General Fund Budget for fiscal year ending June 30, 2016 (eliminate 2 proposed positions in Mayor's office budget). Motion was made by Mr. Moss seconded by Mr. Favre that the following amendment be made:

Eliminate only 1 position: Planning Coordinator/Asst. Land Use Administrator

Motion carried.

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

AN ORDINANCE AMENDING AND RE-ADOPTING THE GENERAL FUND
BUDGET FOR FISCAL YEAR ENDING JUNE 30, 2016.

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:

AN ORDINANCE AMENDING AND RE-ADOPTING THE GENERAL FUND
BUDGET FOR FISCAL YEAR ENDING JUNE 30, 2016.

A public hearing on said ordinance will be held at 5:00 p.m. on the 24th 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 an introduction of ordinance amending Ordinance No. 1286, M-C Series, which adopted a Smoke Free Air Ordinance for the City of Sulphur. Mr. Favre stated that this amendment would exempt bars, casinos and bingo facilities, although these establishments will be required to have ceiling mounted air purifiers rated at 95% efficiency.

Within the first three weeks of adopting the Smoke Free Air ordinance these businesses suffered a 35%-40% loss in revenue. The last thing we want to do is hurt businesses. After discussion, motion was made by Mr. Moss seconded by Mr. Favre that the following ordinance be introduced:

**ORDINANCE AMENDING ORDINANCE NO. 1286, M-C SERIES, WHICH
ADOPTED A SMOKE FREE AIR ORDINANCE.**

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, WHICH
ADOPTED A SMOKE FREE AIR ORDINANCE.**

A public hearing on said ordinance will be held at 5:00 p.m. on the 24th 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 resolution authorizing issuance by the West Calcasieu Parish Community Center Authority of not exceeding \$7,250,000 of West Calcasieu Parish

Community Center Authority revenue refunding bonds, 2015 series. Motion was made by Mr.

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

RESOLUTION NO. 2876, M-C SERIES

A RESOLUTION AUTHORIZING ISSUANCE BY THE WEST
CALCASIEU PARISH COMMUNITY CENTER AUTHORITY
OF NOT EXCEEDING \$7,250,000 OF WEST CALCASIEU
PARISH COMMUNITY CENTER AUTHORITY REVENUE
REFUNDING BONDS, 2015 SERIES.

WHEREAS, the Board of Directors of the West Calcasieu Parish Community Center Authority (the “Authority”), after examining available data, has determined that there is substantial need within the Authority for advance refunding and/or defeasing all of the Authority’s outstanding Revenue Bonds (Events and Community Center Project), Series 2011, dated September 30, 2011 on original issue, of which \$7,015,000 is currently outstanding (the “Outstanding Bonds”), which mature September 1, 2016 to September 1, 2031, inclusive (these maturities herein collectively referred to as the “Refunded Bonds”) in accordance with the provisions of Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended; and

WHEREAS, issuance of not exceeding \$7,250,000 of the Issuer’s Revenue Refunding Bonds, Series 2015 (the “Bonds”) will permit the Issuer to receive debt service savings producing a positive economic benefit for the Authority; and

WHEREAS, the City of Sulphur, Louisiana, as a participant in the Authority must approve the Authority’s projects and financings;

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

SECTION 1: There being a real public necessity for the issuance of the Bonds by the Authority, authorization and approval of the issuance of the Bonds is hereby given to the Authority for the issuance, sale and delivery of the Bonds to advance refund and/or defease the Authority’s Outstanding Bonds, subject to the approval of the Louisiana State Bond Commission.

SECTION 2. The Mayor and the Clerk of the Council of the City of Sulphur, Louisiana, are hereby directed to execute, deliver and take all action necessary or desirable in conformity with the Act for carrying out, giving effect to and consummating the transactions

contemplated by the Bonds, this Resolution, any offering memorandum, and the Bond Purchase Agreement, and all other documents, instruments or certificates necessary or proper for the issuance, sale and delivery of the Bonds, including without limitation, execution and delivery of any closing documents in connection with issuance of the Bonds.

SECTION 3. It is the express purpose and intention of this entity by the adoption of this resolution to award and deliver to the Authority all necessary and proper authority and discretion to accomplish and complete the issuance, sale and delivery of the Bonds.

SECTION 4. All other resolutions in conflict herewith be, to the extent of such conflict, and the same are hereby repealed.

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 10th day of August, 2015.

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

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

- a. To condemn building or structure located at 120 Canal Street, in accordance with Article IX, Section 5-286 through 5-296.

Motion was made by Mr. Favre seconded by Mr. Moss that the above address be condemned.

Motion carried.

- b. To condemn building or structure located at 622 Lincoln Street, in accordance with Article IX, Section 5-286 through 5-296.

Motion was made by Mr. Favre seconded by Mr. Moss that the above address be condemned.

Motion carried.

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

ATTEST:

ARLENE BLANCHARD, Clerk

DRU ELLENDER, Chairman

8/10/15
7:10 P.M.