

February 14, 2021

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 February 14, 2021 at 3:00 p.m., after full compliance with the convening of said meeting with the following members present:

DRU ELLENDER, Council Representative of District 1
MELINDA HARDY, Council Representative of District 3
JOY ABSHIRE, Council Representative of District 4
MANDY THOMAS, Council Representative of District 5

ABSENT: MIKE KOONCE, Council Representative of District 2 (working)

After the meeting was called to order and the roll called with the above result, prayer was led by Mrs. Hardy, followed with the reciting of the Pledge of Allegiance led by Mrs. Thomas.

The only item on the agenda is an ordinance declaring a Public Emergency; authorizing the use of funds for the restoration of Police and Fire protection, water quality and production, wastewater collection and treatment and any other service or product which have been limited as a result of inclement weather conditions; and providing for effective date or ordinance. Motion was made by Mrs. Hardy seconded by Mrs. Ellender that the following ordinance be declared a Public Emergency:

ORDINANCE DECLARING A PUBLIC EMERGENCY; AUTHORIZING THE USE OF FUNDS FOR THE RESTORATION OF POLICE AND FIRE PROTECTION, WATER QUALITY AND PRODUCTION, WASTEWATER COLLECTION AND TREATMENT AND ANY OTHER SERVICE OR PRODUCT WHICH HAVE BEEN LIMITED AS A RESULT OF INCLEMENT WEATHER CONDITIONS; AND PROVIDING FOR EFFECTIVE DATE OR ORDINANCE.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mr. Koonce

And the above ordinance was deemed declared a Public Emergency on this 14th day of February, 2021.

ATTEST:

ARLENE BLANCHARD, Clerk

JOY ABSHIRE, Vice- Chairman

Motion was then made by Mrs. Hardy seconded by Mrs. Ellender that the following ordinance be introduced:

ORDINANCE DECLARING A PUBLIC EMERGENCY; AUTHORIZING THE USE OF FUNDS FOR THE RESTORATION OF POLICE AND FIRE PROTECTION, WATER QUALITY AND PRODUCTION, WASTEWATER COLLECTION AND TREATMENT AND ANY OTHER SERVICE OR PRODUCT WHICH HAVE BEEN LIMITED AS A RESULT OF INCLEMENT WEATHER CONDITIONS; AND PROVIDING FOR EFFECTIVE DATE OR ORDINANCE.

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mr. Koonce

And the above ordinance was declared introduced on this 14th day of February, 2021.

ATTEST:

ARLENE BLANCHARD, Clerk

JOY ABSHIRE, Vice- Chairman

There weren't any comments from the public.

Motion was then made by Mrs. Hardy seconded by Mrs. Thomas that the following ordinance be adopted to-wit:

ORDINANCE NO. 1709, M-C SERIES

AN ORDINANCE DECLARING A PUBLIC EMERGENCY; AUTHORIZING THE USE OF FUNDS FOR THE RESTORATION OF POLICE AND FIRE PROTECTION, WATER QUALITY AND PRODUCTION, WASTEWATER COLLECTION AND TREATMENT AND ANY OTHER SERVICE OR PRODUCT WHICH HAVE BEEN LIMITED AS A RESULT OF INCLEMENT WEATHER; AND PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

WHEREAS, the National Weather Service has indicated the potential for heavy rains and wintry precipitation with impacts throughout Calcasieu Parish and specifically the City of Sulphur from Thursday, February 11, 2021 and for several days thereafter; and

WHEREAS, there is potential for localized heavy rainfall and flash flooding across portions of the City of Sulphur. It is anticipated that much colder air will then move into the City bringing the possibility of a hard freeze and a more significant round of winter precipitation; and

WHEREAS, the City of Sulphur could possibly experience severe damage which threatens the safety, health, and security of the citizens of the City of Sulphur, along with damage to private property and public facilities; and

WHEREAS, Emergency action must be taken to protect all persons and property; and

WHEREAS, the City of Sulphur is poised to take protective measures to help mitigate for the potential of heavy rains, flooding, and wintry weather that could cause damage to persons and property.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that based on the recommendation of Mayor Mike Danahay, a Public Emergency is hereby declared in the City of Sulphur, Louisiana, due to the need to provide police and fire protection, water quality and production, wastewater collection and treatment and any other service or product which have been limited as a result of the upcoming inclement weather.

BE IT FURTHER ORDAINED that, I, Mike Danahay, Mayor of City of Sulphur, by the authority vested in me by the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., and local ordinances do hereby proclaim the following and authorize to secure reimbursement from FEMA for any and all funds expended:

A STATE OF EMERGENCY does exist within the City of Sulphur, Louisiana.
All emergency plans must be activated, and the necessary actions be taken.

BE IT FURTHEREST ORDAINED that this Ordinance shall become effective immediately upon adoption.

NOTICE OF PUBLIC EMERGENCY

In order to provide all citizens of Sulphur with required police and fire protection, safe ingress and egress on City streets, water quality and production, and wastewater collection and treatment, the City will need to take appropriate actions to provide these services, which have been limited, as a result of inclement weather conditions. To do this, will require the declaration of a public emergency.

Louisiana Public Bid Law provides in R.S. 38:2212, that all public work including labor, materials and all purchases of materials or supplies exceeding the sum of \$30,000 must be advertised and bid with an exception as stated in R.S. 38:2212 P (1)(a). This section of the law, shall not apply in cases of public emergency where such emergency has been certified to by the public entity and notice shall, within ten days thereof, be published in the official journal of the public entity proposing or declaring such public emergency.

The Sulphur Home Rule Charter, in Section 2-14 (A) Emergency Ordinances, provides that to meet the public emergency affecting life, health, property or public safety, the Council, by a favorable vote of a majority of the authorized membership may adopt an emergency ordinance at the meeting at which it is introduced. Such emergency ordinance shall contain a specific statement of the emergency claimed.

Therefore, a public emergency is hereby declared by Mayor Mike Danahay as of February 14, 2021, necessitating required purchases and services for the restoration of basic City services, without the normal formalities.

Signed this 14th day of February, 2021.

/s/_____
Mayor Mike Danahay

A vote was then called with the results as follows:

YEAS: Mrs. Ellender, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mr. Koonce

And the above-mentioned Public Emergency Ordinance was declared duly adopted on this 14th day of February, 2021.

ATTEST:

ARLENE BLANCHARD, Clerk

JOY ABSHIRE, Vice- Chairman

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

ATTEST:

ARLENE BLANCHARD, Clerk

JOY ABSHIRE, Vice-Chairman

2/14/21
3:10 P.M.