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August 14, 2023

The City Council of the City of Sulphur, Louisiana, met in regular session at its temporary location located at 1551 East Napoleon Street in the Council Chambers, Sulphur, Louisiana, on August 14, 2023, at 5:30 p.m., after full compliance with the convening of said meeting with the following members present:

NICK NEZAT, Council Representative of District 2  
MELINDA HARDY, Council Representative of District 3  
JOY ABSHIRE, Council Representative of District 4  
MANDY THOMAS, Council Representative of District 5

ABSENT - DRU ELLENDER, Council Representative of District 1

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

The Chairman asked if there were any changes to the minutes of the previous meeting. With no changes made, motion was made by Mrs. Abshire seconded by Mrs. Thomas that the minutes stand as written.

Motion carried unanimously.

Motion was then made by Mrs. Abshire seconded by Mrs. Thomas that item 21B be added to the agenda:

Introduction of ordinance authorizing Mayor Danahay to sign a 10-foot-wide  
drainage servitude with DSLD Homes, LLC, in Belle Savanne Subdivision, Phase  
II.

The Chairman then stated that this item was being added to the agenda since the agenda had already been published at the time this information was received. Sheila Broussard, Pecan Street, addressed the Council and stated that administrative matters can only be added to the agenda. Mrs. Hardy stated that this was introduction only and there would be a public hearing next month.

Motion carried unanimously.

Motion was then made by Mrs. Thomas seconded by Mrs. Abshire that item 21A be added to the agenda:

Resolution accepting Substantial Completion for Maplewood Drive Rehabilitation  
Phase II.

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The Chairman then stated that this item was being added to the agenda since the agenda had already been published at the time this information was received. There weren't any comments from the public.

Motion carried unanimously.

Motion was then made by Mrs. Abshire seconded by Mr. Nezat that item #1 be removed from the agenda:

Proclamation to SHS Golden Tornado Band.

Motion carried unanimously.

Motion was then made by Mrs. Abshire seconded by Mr. Nezat that the agenda stand as amended.

Motion carried unanimously.

The first item on the agenda is Tom Watkins, with South Central Planning & Development Commission, to speak regarding Restore Small Business Loan Program. Dane Bergeron addressed the Council and stated that Mr. Watkins couldn't attend the meeting. Mr. Bergeron stated that this program was designed for small businesses with unmet needs. It's not for restoring a business. It helps with monthly rental payments, wages, utilities, inventory, etc. Their purpose is to aid in the recovery of small businesses affected by Hurricane Laura and/or Hurricane Delta and located in eligible areas. There is 0% interest, no payments for 6 months, 7-year loan term, loans from \$10,000-\$150,000, 40% loan forgiveness, and no closing or application fee.

The next item on the agenda is public hearing on ordinance granting a rezone to Stephanie Gill, 203 West Thomas Street, from Business to Residential to allow for the continuance of residential use. Stephanie Gill addressed the Council and stated that they are selling their home, but the buyer can't get a loan since it's zoned business. Mr. Abrahams, Land Use Administrator, stated that this block is all residential living. Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following ordinance be adopted to-wit:

ORDINANCE NO. 1865, M-C SERIES

ORDINANCE GRANTING A REZONE TO STEPHANIE GILL, 203 WEST THOMAS STREET, FROM BUSINESS TO RESIDENTIAL TO ALLOW FOR THE CONTINUANCE OF RESIDENTIAL USE.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Stephanie Gill, 203 West Thomas Street, from Business to Residential to allow for the continuance of residential use for the following described property:

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E 50 FT LOTS 1 AND 2 BLK Q SULPHUR DESC AS COM NE COR BLK Q SULPHUR, TH  
W 50 FT, S 100 FT ETC

This rezone is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said rezone 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 rezone, 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.

Upon approval of this rezone the owner of this rezone 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 rezone.

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

BE IT FURTHER ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Stephanie Gill, 203 West Thomas Street, from Business to Residential to allow for the continuance of residential use.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said ordinance was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is a public hearing on ordinance granting a rezone to Tulco II, LLC, 1825 East Napoleon Street, from Business to Commercial to allow for warehousing. Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following ordinance be adopted to-wit:

ORDINANCE NO. 1866, M-C SERIES

ORDINANCE GRANTING A REZONE TO TULCO II, LLC, 1825 EAST NAPOLEON STREET,  
FROM BUSINESS TO COMMERCIAL TO ALLOW FOR WAREHOUSING.

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BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Tulco II, LLC, 1825 East Napoleon Street, from Business to Commercial to allow for warehousing for the following described property:

LOT 1 CLAYSTONE 10X SUB

BE IT FURTHER ORDAINED that in accordance with Article IV, Part II, Section 8 of the Land Use Ordinance of the City of Sulphur, a six (6) foot tall buffer constructed of wood or brick masonry shall be constructed along an existing residential use. Furthermore, a twenty (20) foot buffer width will also be maintained that will be void of any parking apron, construction, accessory use, etc. The bufferyard is to remain free, clear and open of any obstruction. Also, access is restricted to only East Napoleon Street. No rear access shall be from Carr Lane.

This rezone is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said rezone 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 rezone, 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.

Upon approval of this rezone the owner of this rezone 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 rezone.

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

BE IT FURTHEREST ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Tulco II, LLC, 1825 East Napoleon Street, from Business to Commercial to allow for warehousing.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said ordinance was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is a public hearing on ordinance granting a rezone to BAB Rentals, LLC, SW corner of East Burton and Palmetto Drive, from Residential to Business to allow for an office with

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warehouse for the business. Motion was made by Mrs. Thomas seconded by Mr. Nezat that the following amendment be made:

Access is restricted to only East Burton Street. No side access shall be from Palmetto Drive.

Motion carried unanimously.

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

ORDINANCE NO. 1867, M-C SERIES AS AMENDED

ORDINANCE GRANTING A REZONE TO BAB RENTALS, LLC, SOUTHWEST CORNER OF EAST BURTON AND PALMETTO DRIVE, FROM RESIDENTIAL TO BUSINESS TO ALLOW FOR AN OFFICE WITH WAREHOUSE FOR THE BUSINESS.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to BAB Rentals, LLC, southwest corner of East Burton and Palmetto Drive, from Residential to Business to allow for an office with warehouse for the business for the following described property:

THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE/4 OF NW/4) OF SECTION 35, TOWNSHIP 9 SOUTH, RANGE 10 WEST, CALCASIEU PARISH, LOUISIANA; LESS AND EXCEPT:

- (1) 31.16 ACRES;
- (2) TRACT SOLD TO STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR PARCEL No. 2-11 RELOCATION OF LA 27 AT SULPHUR IN THAT SALE FILED 02/08/1989 AT CLERK'S FILE NUMBER 2012783 IN CONVEYANCE BOOK 2112, PAGE 643, RECORDS OF CALCSIEU PARISH, LOUISIANA;
- (3) TRACT SOLD TO PONT PROPERTIES, LLC, BY CASH SALE DEED FILED 08/26/2014 AT CLERK'S FILE NUMBER 3152563 IN CONVEYANCE BOOK 3980, PAGE 188, RECORDS OF CALCASIEU PARISH, LOUISIANA;

BEING MORE PARTICULARLY DESCRIBED AS:

ALL THAT CERTAIN PARCEL OR TRACT OF LAND CONTAINING 1.496 ACRES, MORE OR LESS, AND BEING SITUATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE/4 OF NW/4) OF SECTION 35, TOWNSHIP 9 SOUTH, RANGE 10 WEST, SOUTHWESTERN LAND DISTRICT, LOUISIANA MERIDIAN, CALCASIEU PARISH, LOUISIANA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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COMMENCING AT A FOUND ½ INCH IRON PIPE ON THE NORTHEAST CORNER OF LOT 47 OF PINECREST SUBDIVISION, PART I, AS PER PLAT RECORDED IN PLAT BOOK 8, AT PAGE 155, OF THE PUBLIC RECORDS OF THE CALCASIEU PARISH, LOUISIANA; THENCE RUN SOUTH 89°08'14" EAST, ALONG THE SOUTH RIGHT OF WAY LINE OF EAST BURTON STREET, FOR A DISTANCE OF 74.18 FEET TO A FOUND 5/8 INCH IRON ROD AND THE POINT OF BEGINNING OF HEREIN DESCRIBED TRACT; THENCE CONTINUE SOUTH 89°08'14" EAST, ALONG SAID SOUTH RIGHT OF WAY, FOR A DISTANCE OF 161.00 FEET TO A SET 5/8 INCH CAPPED IRON REBAR ON THE APPARENT WEST RIGHT OF WAY LINE OF PALMETTO DRIVE; THENCE RUN SOUTH 01°03'43" WEST, ALONG SAID WEST RIGHT OF WAY LINE, FOR A DISTANCE OF 406.32 FEET TO A SET 5/8 INCH CAPPED IRON REBAR; THENCE RUN NORTH 89°07'58" WEST, FOR A DISTANCE OF 159.79 FEET TO A SET 5/8 INCH CAPPED IRON REBAR; THENCE RUN NORTH 00°53'32" EAST, FOR A DISTANCE OF 406.30 FEET TO THE POINT OF BEGINNING, CONTAINING 1.496 ACRES, MORE OR LESS, AND BEING SUBJECT TO ANY RIGHTS OF WAY, SERVITUDES, EASEMENTS, RECORDED, UNRECORDED, VISIBLE OR INVISIBLE, AS SHOWN IN THAT BOUNDARY SURVEY DATED 06/06/2023 PREPARED BY GEORGE A. EVANS, JR., RPLS.  
TAX ASSESSMENT/PARCEL ID NO. 00177466

BE IT FURTHER ORDAINED that in accordance with Article IV, Part II, Section 8 of the Land Use Ordinance of the City of Sulphur, a six (6) foot tall buffer constructed of wood or brick masonry shall be constructed along an existing residential use. Furthermore, a twenty (20) foot buffer width will also be maintained that will be void of any parking apron, construction, accessory use, etc. The bufferyard is to remain free, clear and open of any obstruction. Also, access is restricted to only East Burton Street. No side access shall be from Palmetto Drive.

BE IT FURTHER ORDAINED that if construction has not commenced within 1 year, the property shall revert back to residential.

This rezone is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said rezone 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 rezone, 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.

Upon approval of this rezone the owner of this rezone 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 rezone.

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

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BE IT FURTHEREST ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to BAB Rentals, LLC, southwest corner of East Burton and Palmetto Drive, from Residential to Business to allow for an office with warehouse.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said ordinance was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is an extension for temporary housing in recreational vehicles due to damage caused by Hurricane Laura for the following addresses:

- a. To extend temporary housing in a recreational vehicle located at 851 McArthur Street, in accordance with Ordinance No. 1693, M-C Series.

Motion was made by Mrs. Thomas seconded by Mr. Nezat that the above address be granted a 6-month extension.

Motion carried unanimously.

- b. To extend temporary housing in a recreational vehicle located at 1906 Diane Drive, in accordance with Ordinance No. 1693, M-C Series.

Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the above address be postponed to the September Council meeting since the property owner did not attend the meeting to answer questions.

Motion carried unanimously.

The next item on the agenda is a public hearing on ordinance amending Chapter 17, Article I, to provide for dead or diseased tree removal on private property and cost assessed against owner. Cade Cole, City Attorney, stated that an amendment needs to be made to allow for a public hearing process with City Council.

Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following amendment be made:

- (c) A notice for a show cause hearing before the City Council concerning a diseased or dead damaged tree shall be transmitted by certified mail with a copy by regular mail in the same manner as provided for condemnations. If at the hearing the City Council orders that the property owner remove the diseased or dead tree then the property owner shall be given 30 days to

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comply, provided that this period may be modified by the council if there are exigent circumstances.

Motion carried unanimously.

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

ORDINANCE NO. 1868, M-C SERIES AS AMENDED

AN ORDINANCE AMENDING CHAPTER 17, ARTICLE I, TO PROVIDE FOR DEAD OR DISEASED TREE REMOVAL ON PRIVATE PROPERTY AND COST ASSESSED AGAINST OWNER.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby amend Chapter 17, Article I, to provide for dead or diseased tree removal on private property and cost assessed against owner to read as follows:

**ARTICLE I. IN GENERAL**

**Sec. 17-1. Overhanging trees and shrubs—Minimum heights and street clearance.**

- (a) The owners of any property in the city, improved or unimproved, occupied or unoccupied, shall keep all trees and shrubbery growing on the property owned by them and overhanging any street, cut and trimmed to a height of not less than fifteen (15) feet above the street level for a distance of not less than one (1) foot back of the curb or edge of the street, and shall keep sidewalks clear of all trees and shrubbery growing on land owned or occupied by them to a height of not less than eight (8) feet above the sidewalk.
- (b) The owners of any property in the city, improved or unimproved, occupied or unoccupied, shall keep all trees and shrubbery growing on the property owned by them cut and trimmed for a distance of not less than seven and one-half (7.5) feet radius from any fire hydrant located on land owned or occupied by owner, owner's agents or assigns.

**Sec. 17-2. Same - Cutting by city after notice; penalty for violation.**

If any person affected by section 17-1 shall fail to comply therewith for a period of ten (10) days after being notified to do so by the city, the city shall have the right and privilege to cut and trim trees and shrubbery, or have the same done, and to assess the property on which the trees or shrubbery stand with the cost of the trimming and cutting. In addition, the owner or occupant may be punished as provided in section 1-11.

**Sec. 17-3. Dead or diseased tree removal on private property.**

- (a) The city shall have the right to cause the removal of any dead or diseased trees on private property within the city when such trees constitute a hazard to life, public safety, utilities and property, or harbor insects or disease which constitute a threat to other trees within the city. The city shall notify in writing the owners of such trees. Removal shall be done by said owners at their own expense within thirty (30) days after the date of service of notice. If, the tree's condition is the result of wind storm, ice storms, hurricanes, general pestilence or disease, or other disasters, the owner may be given up to 60 days to accomplish the removal.
- (b) Prior to removal, immediate threat should be documented to include but not be limited to (1) photographs of the tree(s) including any areas that may be diseased or infested (2) approximate measurements including tree



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height, spread, and dbh (diameter at breast height) (3) distance to structure(s) or other immovable target(s) if felled.

(c) A notice for a show cause hearing before the City Council concerning a diseased or dead damaged tree shall be transmitted by certified mail with a copy by regular mail in the same manner as provided for condemnations. If at the hearing the City Council orders that the property owner remove the diseased or dead tree then the property owner shall be given 30 days to comply, provided that this period may be modified by the council if there are exigent circumstances.

(d) In the event of failure of owners to comply with such provisions, the city shall have the authority to remove the trees and charge the costs through a lien in the same manner as provided for in Section 5-295 or by addition to the owners' property tax bill.

#### **Sec. 17-4. Cost assessed against owner.**

After the cutting or removal as provided in section 17-3, the city shall furnish the owner as shown on the last assessment roll, by certified mail, a written statement showing the cost or expense incurred for the work, and the place or property on which the work was done, and any applicable fines and interest as set forth hereafter. The separate fine for non-compliance of section 17-3 shall be three hundred fifty dollars (\$350.00) for each individual offense and tree removed by the city. The city is further authorized to charge the owner interest on all sums due from incurrence until payment at a rate that does not exceed the legal interest rate provided in R.S. 9:3500. If the statement is not paid within one month thereafter, the amount thereof shall be a lien in the same manner as Section 5-295 and included in and form a part of the taxes due by the property and the owner, and when collected shall be credited to the general fund of the city.

#### **Sec. 17-5. - Liability and insurance.**

- (a) The City of Sulphur and its officers, agents or employees shall not be liable for any damage caused by application of this Section.
- (b) Prior to the issuance of a permit, the applicant shall furnish the City with a signed and notarized statement that the permit holder shall hold harmless the City of Sulphur, and the officers, agents and employees of same and shall defend and indemnify the City of Sulphur, and the officers, agents and employees of same for any claims, including claims brought by way of subrogation, for damages to property or injury to persons which may be occasioned by any activity carried on under the terms of the permit. This statement shall be in the form prescribed by the city attorney.
- (c) Each permit holder shall, at his own expense, maintain in full force and effect a general liability insurance policy with limits of not less than \$500,000.00 for bodily injury and not less than \$200,000.00 for property damage indemnifying the city. The City of Sulphur shall be an additional insured and the policy. In the event that the required insurance coverage is cancelled, materially changed or expires, the permit shall be immediately suspended as of the date of such cancellation, material change or expiration.

#### **Sec. 17-6. License and Permitting.**

It shall be unlawful for any person or firm to engage in the business or occupation of pruning, treating, or removing trees within the city without full compliance of any and all requirements as defined in Division 3: Tree Surgeons, Tree Surgeons, Tree Contractors: Sections 13.5-131 – 13.5-134 Sulphur City Ordinances. Equally, State Arborist license shall be current in advance of securing any required City license/permitting for tree removal. Before any city permit shall be issued, each applicant shall first file evidence of a license, bonding, and current liability insurance coverage indemnifying the city as specified in the required minimum amounts as stated in Section 17-5.

(a) Permits shall be \$25.00 per tree, not to exceed \$100 per property.

(b) Any person failing to obtain a permit as required by this section shall be subject to a civil penalty equal to three (3) times the amount of the permit or three hundred fifty dollars (\$350.00), whichever is greater.

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(c) Notwithstanding any provision of this Section, no permit shall be required for normal clearing activities of property for which a grading permit has been obtained.

#### **Sec. 17-7. Warning of dangerous conditions.**

Any person performing any kind of work on the public streets or sidewalks in the city shall mark all dangerous or hazardous conditions, situations, obstructions, contraptions or places resulting from such work with a red flag during the daytime and with lighted flares during the night adequate to timely warn the public of the danger.

#### **Sec. 17-8. Definitions.**

[The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:]

*City of Sulphur* shall mean the jurisdictional area where the offense was committed.

*Dispose* shall mean to throw, discard, place, deposit, discharge, burn, dump, drop, eject, or allow the escape of a substance.

*Litter* shall mean all waste material, including but not limited to disposable packages, containers, sand, gravel, rubbish, cans, bottles, refuse, garbage, trash, debris, dead animals, furniture or appliances, automotive parts including but not limited to tires and engines, trailers, boats and boating accessories, tools and equipment, and building materials, or discarded materials of any kind and description, agricultural products that are being transported from the harvest or collection-site to a processing or market site and recyclable cardboard being transported in compressed bundles to processing facilities. Agricultural products, as used in this definition, means all crops, livestock, poultry, and forestry; and all aquacultural, floricultural, horticultural, silvicultural, and viticultural products.

*Local governing authority* shall mean the city council in and for the City of Sulphur.

*Public or private property* shall mean the right-of-way of any road or highway, levees, any body of water or watercourse or the shores or beaches thereof, any park, playground, building, refuge, or conservation or recreational area, and residential or farm properties, timberlands, or forests.

#### **Sec. 17-9. Littering.**

##### **(a) Intentional littering.**

- (1) No person shall intentionally dispose or permit the disposal of litter upon any public place in the city, upon private property in this city not owned by him, upon property located in rural areas in this city not owned by him, or in or on the waters of this city, whether from a vehicle or otherwise, including but not limited to any public highway, public right-of-way, public park, beach, campground, forest land, recreational area, trailer park, highway, road, street, or alley, except when such property is designated by state or by any of its agencies or political subdivisions for the disposal of such litter and such person is authorized to use such property for such purpose.
- (2) Whoever violates the provisions of this subsection shall:
  - a. Upon first conviction, be fined two hundred fifty dollars (\$250.00) and sentenced to serve eight (8) hours in a litter abatement work program as approved by the court.
  - b. Upon second conviction, be fined five hundred dollars (\$500.00) and sentenced to serve sixteen (16) hours of community service in a litter abatement work program as approved by the court.

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- c. Upon third or subsequent conviction, be fined one thousand two hundred fifty dollars (\$1,250.00), have his motor vehicle driver's license suspended for one year, and be sentenced to serve eighty (80) hours of community service in a litter abatement work program as approved by the court, or all or any combination of the penalties provided by this subparagraph.

(b) Simple littering.

- (1) No person shall dispose of, or create a condition that the person knew or should have known was likely to result in the disposal of litter upon any public place in this city, upon private property in this city not owned by him, upon property located in a rural area of this city not owned by him, or in or on the waters of this city, whether from a vehicle or otherwise, including but not limited to any public highway, public right-of-way, public park, beach, campground, forest land, recreational area, trailer park, highway, road, street, or alley.
- (2) Persons found liable under the provisions of this subsection shall be assessed the following civil penalties.
  - a. For the first violation, such person shall either be assessed a civil penalty of forty dollars (\$40.00) or given the option to perform eight (8) hours of community service in a litter abatement work program in lieu of the assessed civil penalty.
  - b. For the second and each subsequent violation, such person shall either be fined one hundred dollars (\$100.00) or be given the option to perform sixteen (16) hours of community service in a litter abatement work program in lieu of payment of the civil penalty.
- (c) Whoever violates the provisions of paragraph (a), intentional littering, shall pay special court costs of seventy-five dollars (\$75.00) in lieu of other costs of court and the special court costs shall be disbursed as follows:
  - (1) Twenty dollars (\$20.00) shall be paid to the judicial expense fund for the City Court of Sulphur.
  - (2) Twenty dollars (\$20.00) shall be paid to the office of the city attorney or to the municipal prosecuting attorney as the case may be.
  - (3) Ten dollars (\$10.00) shall be paid to the Clerk of the City Court of Sulphur.
  - (4) Twenty-five dollars (\$25.00) shall be paid to the law enforcement agency that issued the citation.
- (d) Whoever violates the provisions of paragraph (b), simple littering, and pays the civil penalties or fines assessed thereunder or performs the specified hours of community service shall be exempt from payment of court costs unless prosecution is required for enforcement.
- (e) (1) If the litter is disposed from a motor vehicle, boat, or conveyance, except a bus or large passenger vehicle or school bus, all as defined in LSA—R.S. 32:1, there shall be an inference that the driver of the conveyance disposed of that litter. If such litter was possessed by a specific person immediately before the act of disposing, there shall be an inference that the possessor committed the act of disposing.
  - (2) When litter disposed in violation of this section is discovered to contain any article or articles, including but not limited to letters, bills, publications, or other writings, which display the name of a person or in any other manner indicate that the article belongs to or belonged to such person, there shall be an inference that such person has violated this section.
- (f) The person shall be cited for the offense by means of a citation, summons, or other means provided by law.
- (g) A person may be found guilty or held liable and fined under this section although the commission of the offense did not occur in the presence of a law enforcement officer if the evidence presented to the court establishes that the defendant has committed the offense.

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- (h) For the purposes of this section, each occurrence shall constitute a separate violation.
- (i) In addition to penalties otherwise provided, a person convicted or held liable under this section shall:
- (1) Repair or restore property damaged by or pay damages for any damage arising out of the violation of this section.
  - (2) Pay all reasonable investigative expenses and costs to the investigative agency or agencies.
- (j) Notwithstanding any provision to the contrary, this section shall not apply to any activity by persons owning or operating duly licensed commercial vehicles engaged in the collection and transportation of solid waste, construction, or demolition debris or wood waste, as such terms are defined by the rules and regulations of the department of environmental quality, occurring in the course of servicing scheduled pickup routes pursuant to commercial or local government contracts or en route to an authorized pickup station, transfer station, or disposal facility. To qualify for the exemption provided for in this subsection, the commercial vehicle shall be covered at all times, except during loading and unloading, in a manner that prevents rain from reaching the waste, prevents waste from falling or blowing from the vehicle, and ensures that leakage from the waste is not discharged from the vehicle during transportation.
- (k) Gross littering prohibited; criminal penalties; indemnification.
- (1) No person shall intentionally dispose or permit the disposal of any household or office furniture or appliances, automotive parts, including but not limited to tires and engines, trailers, boats and boating accessories, tools and equipment, building materials, roofing nails, and bags or boxes of household or office garbage or refuse upon any public place in the city, upon private property in this city not owned by him, upon property located in rural areas in this city not owned by him, or in or on the waters of this city, whether from a vehicle or otherwise, including but not limited to any public highway, public right-of-way, public park, beach campground, forest land, recreational area, trailer park, highway, road, street, or alley, except when such property is designated by the city or by any of its agencies or political subdivisions for the disposal of such items and such person is authorized to use such property for such purpose.
  - (2) a. If the litter listed in subsection (1) is disposed of from a motor vehicle, boat, or conveyance, except a bus or large passenger vehicle or a school bus, all as defined by LSA—R.S. 32:1, there shall be an inference that the driver of the conveyance disposed of the litter. If such litter was possessed by a specific person immediately before the act of disposing, there shall be an inference that the possessor committed the act of disposing.  
b. When litter disposed in violation of this section is discovered to contain any article or articles, including but not limited to letters, bills, publications, or other writings, which display the name of a person or in any other manner indicate that the article belongs or belonged to such person, there shall be an inference that such person has violated this section.
  - (3) The person shall be cited for the offense by means of a citation, summons, or other means provided by law.
  - (4) a. Whoever violates this provision of this section shall, upon first conviction, be fined not less than five hundred dollars (\$500.00) nor more than one thousand dollars (\$1,000.00) and sentenced to serve eight (8) hours of community service in a litter abatement work program as approved by the court.  
b. Upon second conviction, an offender shall be fined not less than one thousand dollars (\$1,000.00) nor more than two thousand five hundred dollars (\$2,500.00) and sentenced to serve twenty-four (24) hours of community service in a litter abatement work program as approved by the court.

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- c. Upon third or subsequent conviction, an offender shall be fined not less than one thousand five hundred dollars (\$1,500.00) nor more than five thousand dollars (\$5,000.00), have his motor vehicle driver's license suspended for one year, be imprisoned for not more than one hundred (100) hours in a litter abatement work program as approved by the court, or all or any combination of the aforementioned penalties.
  - d. The judge may require an individual convicted of a violation of this section to remove litter from state highways, public rights-of-way, public playgrounds, public parks, or other appropriate locations for any prescribed period of time in lieu of the penalties prescribed in this section.
- (5) A person may be found guilty and fined under this section although the commission of the offense did not occur in the presence of a law enforcement officer if the evidence presented to the court establishes that the defendant has committed the offense.
- (6) For the purposes of this section, each occurrence shall constitute a separate violation.
- (7) In addition to penalties otherwise provided, a person convicted under this section shall:
- a. Repair or restore property damaged by or pay damages for any damage arising out of the violation of this section.
  - b. Pay all reasonable investigative expenses and costs to the investigative agency or agencies.
- (1) Commercial littering prohibited; civil penalties; indemnification; special court costs.
- (1) No person shall dispose or permit the disposal of litter resulting from industrial, commercial, mining, or agricultural operations in which the person has a financial interest upon any public place in the city, upon private property in this city not owned by him, upon property located in rural areas in this city not owned by him, or in or on the waters of this public right-of-way, public park, beach, campground, forest land, recreational area, trailer park, highway, road, street, or alley, except when such property is designated by the city or by any of its agencies or political subdivisions for the disposal of such items and such person is authorized to use such property for such purpose.
- (2) No person shall operate any truck or other vehicle on any highway in such a manner or condition that litter resulting from industrial, commercial, mining, or agricultural operations in which the person is involved can blow or fall out of such vehicle or that mud from its tires can fall upon the roadway.
- (3) a. If the litter is disposed of from a motor vehicle, boat, or conveyance, except a bus or large passenger vehicle or a school bus, all as defined by LSA—R.S. 32:1, there shall be an inference that the driver of the conveyance disposed of the litter. If such litter was possessed by a specific person immediately before the act of disposing, there shall be a permissive rebuttable presumption that the possessor committed the act of disposing.
- b. When litter disposed in violation of this section is discovered to contain any article or articles, including but not limited to letters, bills, publications, or other writings, which display the name of a person or in any other manner indicate that the article belongs or belonged to such person, there shall be a permissive rebuttable presumption that such person has violated this section.
- c. Any industrial, commercial, mining, or agricultural operation in the city shall construct and maintain fences or walls to enclose or contain litter generated by its operations. Failure to construct or maintain an enclosure shall constitute a separate violation of this paragraph for each day that the enclosure is not built or maintained.

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- (4) A person shall be jointly and severally liable for the actions of its agents, officers, and directors for any violation of this section by any agent, officer, or director in the court and scope of his employment or duties.
  - (5) The person shall be cited for the offense by means of a citation, summons, or other means provided by law.
  - (6) Any person found liable under the provisions of this section shall:
    - a. 1. For a violation of paragraph (3)c. of this section, pay a civil penalty of five hundred dollars (\$500.00).
    2. For any other violation, pay a civil penalty of one hundred dollars (\$100.00).
    - b. Repair or restore property damaged by or pay damages for any damage arising out of this violation of this section.
    - c. Pay all reasonable investigative expenses and costs to the investigative agency or agencies.
    - d. Pay for the cleanup of the litter unlawfully discarded by the defendant.
  - (7) Any person found liable under the provisions of this section shall pay special court costs of fifty dollars (\$50.00) in lieu of other costs of court which shall be disbursed as follows:
    - a. Twenty dollars (\$20.00) shall be paid to the judicial expense fund for City Court of Sulphur.
    - b. Twenty dollars (\$20.00) shall be paid to the office of the city attorney.
    - c. Ten dollars (\$10.00) shall be paid to the clerk of the City Court of Sulphur.
  - (8) A person may be held liable and fined under this section although the commission of the offense did not occur in the presence of a law enforcement officer if the evidence presented to the court establishes that the defendant has committed the offense.
  - (9) For the purposes of this section each occurrence shall constitute a separate violation.

(m) Legal enforcement; penalties; payment by mail or credit card.

- (1) All criminal violations under the provisions of this part shall be prosecuted by the City Attorney of the City of Sulphur.
- (2) Civil violations under the provisions of this part shall be prosecuted by the City Attorney of the City of Sulphur.
- (3) Any person receiving a citation for any alleged violations of the provisions of this section may plead guilty to the alleged offense and pay the fine or civil penalty at the City Court of Sulphur or by mailing to the City Court of Sulphur, a certified check, money order, or bank draft or by providing to the City Court of Sulphur, in person, by phone, mail, or email a valid credit card number from a Mastercard, Visa, Discover, Diner's Club, or American Express card. If the offender fails to pay the fine or civil penalty in person, by mail, or credit card in advance of adjudication, or the credit card number provided is invalid, or the offender fails to appear at the time and date indicated on the citation, the court may impose an additional fine or penalty in an amount not to exceed the amount of the fine or the penalty for the original violation. In addition to the imposition of additional fines, penalties, or costs, the city attorney may also suspend the motor vehicle driver's license of the offender in accordance with the provisions hereof.
- (4) If an action is brought against an alleged violator under this section, it shall be tried as a summary proceeding pursuant to the Louisiana Code of Civil Procedure Article 2591 et seq.
- (5) When the penalty for violation of this section includes the suspension of a motor vehicle driver's license, such suspension shall be referred to the department of public safety and corrections and

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shall be handled in compliance with the provisions of LSA—R.S. 32:414 or any other provision of law or rule or regulation of the department relative to the suspension of driving privileges. Any costs of administering the suspension of driver's licenses under the provisions of this section shall be payable from the receipts of penalties assessed pursuant to this section.

- (6) Whenever the driver's license of a person has been suspended pursuant to the provisions of this chapter, the judicial officer of the court exercising jurisdiction shall immediately forward to the department of public safety and corrections notice of the time period of the suspension with information necessary for identification of the person. The department of public safety and corrections shall immediately notify the person of the suspension of his operator's license and the imposition of a fifty-dollar (\$50.00) fee. The department of public safety and corrections shall also notify the person that upon expiration of the time period of suspension, and upon payment of an additional fifty dollars (\$50.00) to the department, the operator's license of the person shall be renewed or reissued.

(n) Citations; unlawful acts; records; failure to pay or appear; procedures.

- (1) Whenever any person has allegedly violated any provisions of this section, a law enforcement officer shall take the person's name, address, and driver's license number, and if the violation occurs from a motor vehicle, the license number of the motor vehicle, and shall issue a citation or summons or otherwise notify him in writing that he must appear in court at a time and place to be specified in such citation or summons.
- (2) If applicable, the citation or summons shall indicate that the alleged violator may admit liability and in lieu of appearing in court, make the payment of the applicable fines, penalties, and costs to the City Court of Sulphur by mail or credit card as outlined hereinabove. The law enforcement officer shall provide in writing the date by which the payment must be received and provide the phone number for the City Court of Sulphur. The citation or summons shall instruct the alleged violator to contact the city attorney's office to obtain the amounts of the applicable fines, penalties, and costs and advise him that if he has violated the provisions of intentional littering, he must pay special court costs of one hundred dollars (\$100.00) or if having violated the provisions of commercial littering, he must pay special court costs in the amount of fifty dollars (\$50.00) but notified if he has violated the provisions of simple littering, he is exempt from the payment of court costs and has the option to perform community service in a court approved litter abatement work program in lieu of paying a fine or penalty.
- (3) Each law enforcement officer upon issuing a citation or summons to an alleged violator of any provisions of this section shall deposit the original citation or summons or a copy of same with the Sulphur City Attorney's Office if the alleged violation is within the jurisdiction of the City of Sulphur.
- (4) It shall be unlawful for any law enforcement officer or any other officer or public employee to dispose of a litter citation or summons or copies thereof or of the record of the issuance of the citation or summons in a manner other than as required by the provisions.
- (5) All copies of litter citations or summons or records in conjunction therewith shall be kept by the chief administrative officer of each law enforcement agency within the parish issuing the citation or summons in accordance with the provisions. Nothing herein shall be construed as prohibiting or interfering with the authority of the city attorney or other prosecuting attorney to dismiss a litter citation or summons or litter charge by entry of a nolle prosequi.
- (6) Whenever an alleged offender fails to appear before the judicial officer at the place and the time specified in a citation or summons, or fails to contact the Sulphur City Attorney's Office to make arrangements for the payment of all fines, penalties, and costs as provided herein, then the office of the city attorney or the judicial officer of the court exercising jurisdiction shall immediately

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forward to the department of public safety and corrections notice of the failure to appear, with information necessary for identification of the alleged offender, and another date and time for the alleged offender to appear before the judicial officer or the city attorney. Thereupon, unless the original charges have been disposed of, the department of public safety and corrections shall immediately notify the alleged offender that:

- a. The city attorney has taken judicial notice of his failure to appear at the hearing on the date and time listed on the original citation or summon or has failed to contact the office of the city attorney to plead guilty and pay a fine, penalty, and costs or perform the required hours of community service in a litter abatement work program in lieu of an assessed fine, penalty, or costs, then the judicial officer of the court exercising jurisdiction or the city attorney shall immediately forward to the department of safety and corrections notice of failure to appear or make arrangements for payment or community service, with information necessary for identification of the alleged offender, and another date and time for the alleged offender to appear before the judicial officer or contact the office of the district attorney. Thereupon, unless the original charges have been disposed of, the department of public safety and corrections shall immediately notify the alleged offender that:
  1. The judicial officer has taken judicial notice of his failure to appear at the hearing on the date and time listed on the original citation or summons and has found him in contempt of court and his failure to appear could subject him to additional penalties and fines.
  2. He must appear before the judicial officer on a specified date and time to answer the charges for his original violation and his contempt of court.
  3. His failure to appear at this second hearing could subject him to another charge of contempt of court along with punishment of serving time in jail.
  4. Advise him that the date by which he must contact the Sulphur City Attorney's Office to make arrangements for payment of penalties or fines or to make arrangements for the performance of the required number of hours of public service as provided herein, failing which the case will be turned over to the judicial officer having jurisdiction over the violation for further court proceedings.

#### **Sec. 17-10. Skates or skateboards.**

- (a) *Prohibited on city streets.* It shall be unlawful for any person to skate, ride or roll upon roller skates or to roll, push, propel or ride skateboards on any public streets, roads, highways or thoroughfares within the corporate limits of the city except as provided in this section.
- (b) *Exception, permission by chief of police.* The chief of police or his designated representative, is authorized to grant permission to nonprofit organizations to conduct games, contests or exhibitions upon the public streets or thoroughfares of the city involving roller skates or skateboards. Such permission shall be given in writing for each such event, shall state the date and time for which such permission is to be in effect, and shall name the street or other public thoroughfare and designate the part thereof to be utilized in such games, contests or exhibitions.
- (c) *Penalties.* Any person who rolls, operates, propels or rides upon roller skates or skateboards upon the public streets of the city in violation of subparagraphs (a) and (b) above shall be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00). Any person who permits his or her child under the age of seventeen (17) years or a child of whom he or she is legal guardian or tutor under seventeen (17) years of age to ride, roll, operate or propel skates or skateboards upon public streets of the city in violation of this section shall be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00).



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**Sec. 17-11. Parking for certain purposes prohibited; public property.**

- (a) No person, firm or corporation, including a licensed auto dealer, shall park a vehicle upon any neutral ground, street, street right-of-way, sidewalk, or other public place for the principle purposes of:
  - (1) Displaying such vehicle for sale, rent or lease; or
  - (2) Repairing or dismantling such vehicle, except repairs necessitated by an emergency;
  - (3) Parking of any recreational vehicle, boat, trailer, utility trailer, tractor-trailer, buses, mobile home, machinery or parts thereof.
- (b) Any licensed auto dealer found to be in violation of the above may have his/her occupational license revoked after due notification and a hearing. Any person and/or property which is involved in a revoked license must wait a period of not less than one (1) year before any auto dealer occupational license can be issued.
- (c) Notice of violation shall be posted on the vehicle(s). Any vehicle(s) which remains in violation thirty-six (36) hours after notice shall be considered public property and will be towed at the expense of the owner or person(s) responsible. The vehicle(s) will be towed to a storage facility to be designated by the city. The cost of said removal shall not exceed two hundred dollars (\$200.00) per vehicle.
- (d) Any person, firm or corporation found to be in violation of this section shall be subject to a fine of not more than one hundred fifty dollars (\$150.00) but not less than seventy-five dollars (\$75.00) per vehicle.
- (e) In the event the vehicle is not recovered by the owner or his agent, the vehicle may be sold in accordance with state law.
- (f) The police department and/or the office of property standards in and for the city are authorized, empowered and directed to enforce compliance with this section.

**Sec. 17-12. Same—Private property.**

- (a) No person, firm or corporation, other than a licensed dealer, shall park three (3) or more vehicles, including but not limited to automobiles, trucks, recreational vehicles, boats, trailers, utility trailers, tractor/trailers, mobile homes, machinery or parts thereof, upon private property, owned by said person, firm or corporation, for the principle purposes of:
  - (1) Displaying such vehicle for sale, rent or lease; or
  - (2) Repairing or dismantling such vehicle, except repairs necessitated by an emergency.
- (b) Subject to the provisions of paragraph (a), no person, firm or corporation, other than a licensed dealer, shall park any vehicle(s), including but not limited to automobiles, trucks, recreational vehicles, boats, trailers, utility trailers, tractor/trailers, mobile homes, machinery or parts thereof, upon any property, public or private, for the principle purposes of:
  - (1) Displaying such vehicle for sale, rent or lease; or
  - (2) Repairing or dismantling such vehicle, except repairs necessitated by an emergency.
- (c) Notice of a violation shall be posted on the vehicle(s). Any vehicle(s) which remains in violation thirty-six (36) hours after notice shall be considered public property and will be towed at the expense of the owner or person(s) responsible. The vehicle(s) will be towed to a storage facility to be designated by the city. The cost of said removal shall not exceed two hundred dollars (\$200.00) per vehicle.
- (d) Any person, firm or corporation found to be in violation of this section shall be subject to a fine or not more than one hundred fifty dollars (\$150.00) but not less than seventy-five dollars (\$75.00) per vehicle.

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- (e) The police department and/or the office of property standards in and for the city are authorized, empowered and directed to enforce compliance with this section.

**Sec. 17-13. Off-road vehicles prohibited on city streets.**

Off-road vehicles, including but not limited to three-wheelers, four-wheelers, go-carts, golf-carts, and any and all other all-terrain or off-road vehicles which are not specifically designated or licensed by the state for public road transportation are hereby prohibited on city streets.

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

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said ordinance was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is a on ordinance accepting donation from Sealy Ratcliff Swisco Road, LLC, for the lift station on Calcasieu Industrial Drive. Motion was made by Mrs. Abshire seconded by Mr. Nezat that the following ordinance be adopted to-wit:

ORDINANCE NO. 1869, M-C SERIES

ORDINANCE ACCEPTING THE DONATION OF THE LIFT STATION ON CALCASIEU INDUSTRIAL DRIVE FROM SEALY RATCLIFF SWISCO ROAD, LLC.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Danahay to sign Agreement with Sealy Ratcliff Swisco Road, LLC, and to execute any and all documents necessary to facilitate said agreement for the following described property:

A CERTAIN TRACT, CONTAINING 0.022 ACRES, MORE OR LESS, BEING PART OF LOT R OF CALCASIEU INDUSTRIAL PARK SUBDIVISION UNIT II, LOCATED IN S1/2, SE1/4 SECTION 1, T10S-R10W, CITY OF SULPHUR, CALCASIEU PARISH, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF LOT R PROCEED ALONG THE WESTERN RIGHT OF WAY OF CALCASIEU INDUSTRIAL PARK DRIVE N 00°31'49" E" A DISTANCE OF 30.81' TO THE POINT OF BEGINNING;

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THENCE LEAVING SAID RIGHT OF WAY PROCEED N 89°29'17" W A DISTANCE OF 37.51’;

THENCE N 00°30'43" E A DISTANCE OF 25.00’;

THENCE S 89°29'17" E A DISTANCE OF 37.52’ TO A POINT ON THE WESTERN RIGHT OF WAY OF CALCASIEU INDUSTRIAL PARK DRIVE;

THENCE PROCEED ALONG SAID RIGHT OF WAY S 00°31'49" W A DISTANCE OF 25.00’ BACK TO THE POINT OF BEGINNING.

BE IT FURTHEREST ORDAINED that this Ordinance shall become effective upon the Mayor's approval, or upon proper re-adoption by the Council pursuant to Section 2-13(C) of the Home Rule Charter of the City of Sulphur.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said ordinance was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is a public hearing on ordinance amending Ordinance No. 1851, M-C Series, to increase tie-in inspection fees for water and sewer. Joshua Badin, Patriot Plumbing, addressed the Council showing concern on some businesses having multiple meters but only pay 1 bill. Also, businesses that aren’t tied into city sewer and dumping into the right of way. After discussion, motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following ordinance be adopted to-wit:

ORDINANCE NO. 1870, M-C SERIES

AN ORDINANCE AMENDING ORDINANCE NO. 1851, M-C SERIES, TO INCREASE TIE-IN INSPECTION FEES FOR WATER AND SEWER.

BE IT ORDAINED by the City Council of the City of Sulphur, the governing authority thereof, that the following fees apply for tie-ins for water and sewer customers inside the corporate limits of the City of Sulphur:

**SECTION 1:** Tie-in fees for water and sewer customers inside the corporate limits of the City of Sulphur:

**Minimum or actual cost of  
Installation (whichever is  
greater)**

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(a) **Standard tap fees are assessed in cases where service is available and the tap can be installed without additional expenses incurred by the city for boring and/or cutting/repairing the street. The base tap fee below is the total amount due for a standard tap.**

(b) **Non-standard tap fees are assessed where service is available but additional expenses to provide the tap are incurred by the city for different tap sizes and/or boring and/or cutting the street. The customer is responsible for the additional costs plus 5% service charge for third party services.**

Water:

1" Residential Water Tap & Assembly	\$650.00
¾" Residential Water Tap & Assembly	\$600.00
¾" Residential Water Tap, Meter & Assembly	\$660.00
1" Commercial Water Tap, Meter & Assembly	\$805.00
2" Commercial Water Tap, Meter & Assembly	\$2,170.00

Sewer:

6" Residential Sewer Tap	\$800.00
6" Commercial Sewer Tap	\$800.00

Inspection Fee:

Water and Sewer	\$50.00
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**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. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: Mr. Nezat

ABSENT: Mrs. Ellender

And the said ordinance was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is a public hearing on ordinance amending and re-adopting the General Fund budget for Fiscal Year ending June 30, 2023. Mayor Danahay stated that this item and the next item has to do with incoming monies from FEMA and both budgets need to be amended. Motion was made by Mrs. Thomas seconded by Mrs. Abshire that the following ordinance be adopted to-wit:

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ORDINANCE NO. 1871, M-C SERIES

AN ORDINANCE AMENDING AND RE-ADOPTING THE GENERAL FUND BUDGET  
FOR FISCAL YEAR ENDING JUNE 30, 2023.

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 General Fund Budget of the City of Sulphur, Louisiana, for the fiscal year ending June 30, 2023, 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.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said ordinance was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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

\_\_\_\_\_  
MELINDA HARDY, Vice-Chairman

The next item on the agenda is a public hearing on ordinance amending and re-adopting the General Fund budget for Fiscal Year ending June 30, 2024. Motion was made by Mrs. Abshire seconded by Mr. Nezat that the following ordinance be adopted to-wit:

ORDINANCE NO. 1872, M-C SERIES

AN ORDINANCE AMENDING AND RE-ADOPTING THE GENERAL FUND BUDGET FOR  
FISCAL YEAR ENDING JUNE 30, 2024.

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 General Fund Budget of the City of Sulphur, Louisiana, for the fiscal year ending June 30, 2024, 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.

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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.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said ordinance was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is an introduction of ordinance authorizing Mayor Danahay to sign Amendment Number One to the Cooperative Endeavor Agreement with Calcasieu Parish Police Jury for the extension of Carlyss Blvd. between Wright Road and Beglis Parkway (original Ordinance No. 1509 M-C Series). Austin Abrahams, Director of Public Works, stated that when the original agreement was adopted this property wasn't in the city. Now that's it's annexed the city needs to pay their portion of the extension which is \$1.5 million for a \$5 million project. Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following ordinance be introduced:

**ORDINANCE AUTHORIZING MAYOR DANAHAHAY TO SIGN AMENDMENT NUMBER ONE TO THE COOPERATIVE ENDEAVOR AGREEMENT WITH CALCASIEU PARISH POLICE JURY FOR THE EXTENSION OF CARLYSS BLVD. BETWEEN WRIGHT ROAD AND BEGLIS PARKWAY (ORIGINAL ORDINANCE NO. 1509 M-C SERIES).**

Motion was then made by Mrs. Abshire seconded by Mrs. Thomas 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 "American Press", 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:

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**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 AUTHORIZING MAYOR DANAHAY TO SIGN AMENDMENT NUMBER ONE TO THE COOPERATIVE ENDEAVOR AGREEMENT WITH CALCASIEU PARISH POLICE JURY FOR THE EXTENSION OF CARLYSS BLVD. BETWEEN WRIGHT ROAD AND BEGLIS PARKWAY (ORIGINAL ORDINANCE NO. 1509 M-C SERIES).

A public hearing on said ordinance will be held at 5:30 p.m. on the 11<sup>th</sup> day of September, 2023, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_  
MELINDA HARDY, Vice-Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance declaring certain surplus movable property of the City of Sulphur and providing for the disposal thereof (scrap metal). Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following ordinance be introduced:

ORDINANCE DECLARING CERTAIN SURPLUS MOVABLE PROPERTY OF THE CITY OF SULPHUR AND PROVIDING FOR THE DISPOSAL THEREOF (SCRAP METAL).

Motion was then made by Mrs. Abshire seconded by Mrs. Thomas 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 “American Press”, 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 DECLARING CERTAIN SURPLUS MOVABLE PROPERTY OF THE CITY OF SULPHUR AND PROVIDING FOR THE DISPOSAL THEREOF (SCRAP METAL).

A public hearing on said ordinance will be held at 5:30 p.m. on the 11<sup>th</sup> day of September, 2023, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

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CITY OF SULPHUR, LOUISIANA

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

MELINDA HARDY, Vice-Chairman

Motion carried.

The next item on the agenda is an introduction of ordinance authorizing Mayor Danahay to sign Emergency Shelter and Staging Agreement with Beauregard Parish School Board for temporary shelter and emergency equipment staging area at Singer High School for Hurricane 2023 Season for the City of Sulphur.

Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following ordinance be introduced:

**ORDINANCE AUTHORIZING MAYOR DANAHAHAY TO SIGN EMERGENCY SHELTER AND STAGING AGREEMENT WITH BEAUREGARD PARISH SCHOOL BOARD FOR TEMPORARY SHELTER AND EMERGENCY EQUIPMENT STAGING AREA AT SINGER HIGH SCHOOL FOR HURRICANE 2023 SEASON FOR THE CITY OF SULPHUR.**

Motion was then made by Mrs. Abshire seconded by Mrs. Thomas 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 "American Press", 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 AUTHORIZING MAYOR DANAHAHAY TO SIGN EMERGENCY SHELTER AND STAGING AGREEMENT WITH BEAUREGARD PARISH SCHOOL BOARD FOR TEMPORARY SHELTER AND EMERGENCY EQUIPMENT STAGING AREA AT SINGER HIGH SCHOOL FOR HURRICANE 2023 SEASON FOR THE CITY OF SULPHUR.**

A public hearing on said ordinance will be held at 5:30 p.m. on the 11<sup>th</sup> day of September, 2023, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

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

MELINDA HARDY, Vice-Chairman

Motion carried.



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The next item on the agenda is a resolution granting a variance to Lawrence Domangue, 821 East Burton Street, to allow for a 16x80 mobile home to be greater than 10 years of age (1998). Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following resolution be adopted to-wit:

RESOLUTION NO. 3539, M-C SERIES

RESOLUTION GRANTING A VARIANCE TO LAWRENCE DOMANGUE, 821 EAST BURTON STREET, TO ALLOW FOR A 16X80 1998 MOBILE HOME TO BE GREATER THAN 10 YEARS OF AGE.

WHEREAS, in accordance with Chapter 14, Section 5(a)(1)(a) of the Code of Ordinances, a variance may be considered by City Council for mobile/manufactured homes that are greater than 10 years of age.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a variance to Lawrence Domangue, 821 East Burton Street, to allow for a 16x80 1998 mobile home to be greater than 10 years of age for the following described property:

COM 30 FT S AND 800 FT E ON NW COR NE NE 34.9.10 S 150 FT E 100 FT  
ETC

This variance is granted by the City of Sulphur and may be withdrawn by the City of Sulphur should said variance 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 variance, 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.

Upon approval of this variance the owner of this variance 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 variance.

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

BE IT FURTHER RESOLVED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a variance to Lawrence Domangue, 821 East Burton Street, to allow for a 16x80 1998 mobile home to be greater than 10 years of age.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

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And the said resolution was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is a resolution granting a variance to Ronnie Hossain, 1507 Weekly Road, to allow for a 480 sq. ft. manufactured home rather than the required 600 sq. ft. It was stated that Mr. Hossain has been working on his home since Hurricane Rita, 18 years, and he still doesn't have any electricity, plumbing, etc. The only thing done in the home is put studs. He said he's working with Restore Louisiana to get more money so he can finish the house. Denise Chandler, Municipal Services Director, stated that Mr. Hossain doesn't have a permit pulled. He needs to make an appointment with her office and bring his plans. The Inspectors need to see what he has done and make sure it's all up to code. After much discussion, motion was made by Mr. Nezat seconded by Mrs. Thomas that the following resolution be postponed for 60 days:

RESOLUTION GRANTING A VARIANCE TO RONNIE HOSSAIN, 1507 WEEKLY ROAD,  
TO ALLOW FOR A 480 SQ. FT. MANUFACTURED HOME RATHER THAN THE  
REQUIRED 600 SQ. FT.

Motion carried unanimously.

The next item on the agenda is a resolution granting a variance to Regina Primeaux, 417 Virginia Street, to allow for a 14x64 mobile home to be greater than 10 years of age (2005). Mr. Primeaux addressed the Council and stated that the mobile home that was there was a 1976 and they want to replace it with a 2005. The mobile home has a metal roof over an asphalt roof. They maintain the property on a routine basis. Mrs. Abshire stated that there's insulation sagging underneath. Mr. Primeaux stated that they can fix that. It was also stated that they weren't sure who would be moving into the mobile home. Mrs. Thomas stated that the reason the resolution passed in item #15 is because the mobile home is already inside the city. There were several people that spoke in favor of the variance – John LeDoux, Bill LeBlanc, Joshua Badin. After discussion, motion was then made by Mr. Nezat that the following resolution be adopted to-wit:

RESOLUTION GRANTING A VARIANCE TO REGINA PRIMEAUX, 417 VIRGINIA STREET, TO  
ALLOW FOR A 14X64 MOBILE HOME TO BE GREATER THAN 10 YEARS OF AGE (2005).

And the said resolution failed for lack of a second on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

\_\_\_\_\_  
MELINDA HARDY, Vice-Chairman

The next item on the agenda is a resolution awarding RFP for Proposals for Municipal Operations Software. Motion was made by Mrs. Abshire seconded by Mr. Nezat that the following resolution be adopted to-wit:

RESOLUTION NO. 3540, M-C SERIES

Resolution awarding the Request for Proposals for Municipal Operations Software.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that proposals for Municipal Operations Software were accepted on Monday, August 14, 2023, at 9:00 a.m. and proposals were as follows:

<u>COMPANY</u>	<u>YEAR 1</u>	<u>ANNUAL RECURRING</u>
Tyler Technologies, Inc	\$659,284	\$156,662

BE IT FURTHER RESOLVED that the City Council does hereby accept the recommendation of Mayor Mike Danahay and award the proposal for Municipal Operations Software as follows:

<u>COMPANY</u>	<u>YEAR 1</u>	<u>ANNUAL RECURRING</u>
Tyler Technologies, Inc	\$659,284	\$156,662

BE IT ALSO FURTHER RESOLVED that Mayor Mike Danahay is authorized to sign all paperwork in connection therewith.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas  
NAYS: None  
ABSENT: Mrs. Ellender

And the said resolution was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

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The next item on the agenda is a resolution appointing a member to the Sulphur Municipal Fire and Police Civil Service Board. Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following resolution be adopted to-wit:

RESOLUTION NO. 3541, M-C SERIES

Resolution appointing a member to the Sulphur Municipal Fire and Police Civil Service Board.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint Thomas Bourgois to the Sulphur Municipal Fire and Police Civil Service Board with term to expire July, 2026.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said resolution was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is a resolution appointing a member to the Sulphur Municipal Fire and Police Civil Service Board. Motion was made by Mrs. Hardy seconded by Mrs. Abshire that the following resolution be adopted to-wit:

RESOLUTION NO. 3542, M-C SERIES

Resolution appointing a member to the Sulphur Municipal Fire and Police Civil Service Board.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint Mary Ceasar to the Sulphur Municipal Fire and Police Civil Service Board with term to expire July, 2026.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said resolution was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

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ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is a resolution awarding low bid for 2022-2023 Overlay Project. Motion was made by Mrs. Thomas seconded by Mr. Nezat that the following resolution be adopted to-wit:

**RESOLUTION NO. 3543, M-C SERIES**

Resolution awarding low bid received for 2022-2023 Overlay Project.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that bids for 2022-2023 Overlay Project were opened and read aloud in an open and public bid session on Tuesday, August 8, 2023, at 10:00 a.m. and bids were as follows:

<b><u>Contractor</u></b>	<b><u>Base Bid Amount</u></b>
R.C. Paving, Inc.	\$ 923,036.00
Apeck Construction, LLC	\$1,004,597.98
R.E. Heidt Construction Co., LLC	\$1,015,995.75
<i>**Engineer's Estimate</i>	<i>\$886,372.74</i>

BE IT FURTHER RESOLVED that the City Council does hereby accept the recommendation of Mayor Mike Danahay and award the bid for 2022-2023 Overlay Project be awarded as follows contingent upon receipt of the 10 Day Forms:

<b><u>Contractor</u></b>	<b><u>Base Bid Amount</u></b>
R.C. Paving, Inc.	\$ 923,036.00

BE IT ALSO FURTHER RESOLVED that Mayor Mike Danahay is authorized to sign all paperwork in connection therewith.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas  
NAYS: None  
ABSENT: Mrs. Ellender

And the said resolution was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

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The next item on the agenda is a resolution accepting Substantial Completion for Maplewood Drive Rehabilitation Phase II. Motion was made by Mrs. Thomas seconded by Mr. Nezat that the following resolution be adopted to-wit:

RESOLUTION NO. 3544, M-C SERIES

Resolution accepting Substantial Completion for Maplewood Drive Rehabilitation Phase II.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby accept Substantial Completion for Maplewood Drive Rehabilitation Phase II.

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas

NAYS: None

ABSENT: Mrs. Ellender

And the said resolution was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is an introduction of ordinance authorizing Mayor Danahay to sign a 10-foot-wide drainage servitude with DSLD Homes, LLC, in Belle Savanne Subdivision, Phase II. Austin Abrahams, Director of Public Works, stated that this will service the commercial property fronting Hwy. 1256. Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following ordinance be introduced:

ORDINANCE AUTHORIZING MAYOR DANAHAHAY TO SIGN A 10-FOOT-WIDE  
DRAINAGE SERVITUDE WITH DSLD HOMES, LLC, IN BELLE SAVANNE  
SUBDIVISION, PHASE II.

Motion was then made by Mrs. Abshire seconded by Mrs. Thomas 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 “American Press”, 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:

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**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 AUTHORIZING MAYOR DANAHAY TO SIGN A 10-FOOT-WIDE DRAINAGE SERVITUDE WITH DSLD HOMES, LLC, IN BELLE SAVANNE SUBDIVISION, PHASE II.

A public hearing on said ordinance will be held at 5:30 p.m. on the 11<sup>th</sup> day of September, 2023, in the City of Sulphur Council Chambers in Sulphur, Louisiana.

CITY OF SULPHUR, LOUISIANA

BY: \_\_\_\_\_  
MELINDA HARDY, Vice-Chairman

Motion carried.

The next item on the agenda is a Consideration of going into Executive Session to discuss the following claim: Justin Foster – 22ALBI58663. Motion was made by Mrs. Abshire seconded by Mrs. Thomas that they enter into executive session (6:50 p.m.). Motion carried unanimously.

Motion was then made by Mrs. Abshire seconded by Mr. Nezat that they reconvene (6:55 p.m.). Motion carried unanimously.

The next item on the agenda is a resolution approving proposed settlement and authorizing Mayor Danahay to settle the following claim: Justin Foster – 22ALBI58663. Motion was made by Mrs. Abshire seconded by Mrs. Thomas that the following resolution be adopted to-wit:

**RESOLUTION NO. 3545, M-C SERIES**

Resolution approving proposed settlement and authorizing Mayor Danahay to settle the following claim:

Justin Foster – 22ALBI58663

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve proposed settlement and authorize Mayor Danahay to settle the following claim:

Justin Foster – 22ALBI58663

A vote was then called with the results as follows:

YEAS: Mr. Nezat, Mrs. Hardy, Mrs. Abshire, Mrs. Thomas  
NAYS: None

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ABSENT: Mrs. Ellender

And the said resolution was declared duly adopted on this 14<sup>th</sup> day of August, 2023.

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

The next item on the agenda is public comment. Bill LeBlanc addressed the Council and thanked the Ordinance Enforcement department for getting rid of a lot of the abandoned vehicles around the city. He also stated that he doesn't think this should be ran on complaints only.

Joshua Badin addressed the Council and stated that in the Home Rule Charter he doesn't think the Council should give themselves a pay raise. If they have a business, they sure wouldn't let their employees give themselves a pay raise. Also, ordinances need to be enforced on everyone, not just certain people.

Danny DiPetta, chairman for the Home Rule Charter Commission, addressed the Council and stated that there are misconceptions being spread about the Home Rule Charter. The compensation for Council is not for the current Council, it's effective for the next term. The opposition is obscuring the language. The Commission had 7 open meetings for discussion. The Council hasn't had an increase in their salary in 39 years. Also, no one should be verbally abused, like someone was, for having a "yes" sign in their yard supporting the Charter.

Cindy Robertson, West Verdine Street, stated that she thinks the Neighborhood Commercial section of the Land Use ordinance should be left in the ordinance. The Land Use Commission has an item on the August agenda to remove this section.

Sheila Broussard, Pecan Street, stated that she agrees with Mr. DiPetta and verbally being abused is wrong. Seeing "yes" signs for the Home Rule Charter is a good thing. At least people are reading the Charter.

James LeDoux, Claiborne Street, commended the Council but showed concern and asked why a 1998 mobile home was allowed to move within the city but a 2005 was not allowed to move into the city. Also, last month a rezone was denied on West Thomas Street but then tonight one was granted.



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Regina Primeaux, representative for item #17 on the agenda, stated that she paid \$120.00 for an Inspector to look at the mobile home and it was approved by the Inspector. She asked why a 1998 mobile home was approved but her 2005 wasn't.

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

ATTEST:

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ARLENE BLANCHARD, Clerk

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MELINDA HARDY, Vice-Chairman

8/14/23  
7:15 P.M.