AGENDA SULPHUR CITY COUNCIL MEETING TUESDAY, OCTOBER 15, 2024, AT 5:30 P.M.

THERE WILL BE A REGULAR MEETING OF THE SULPHUR CITY COUNCIL TUESDAY, OCTOBER 15, 2024, AT 5:30 P.M., IN THE COUNCIL CHAMBERS LOCATED AT 1551 EAST NAPOLEON STREET, SULPHUR, LOUISIANA, TO DISCUSS AND ADOPT THE FOLLOWING:

CALL TO ORDER
INVOCATION
PLEDGE OF ALLEGIANCE
ROLL CALL
APPROVAL OF MINUTES
APPROVAL OF AGENDA

- 1. PUBLIC HEARING on ordinance granting a rezone from Residential to Business to Donnie Presutti Moss, 218 Texas Street. ORD75-24 (Melinda Hardy)
- 2. PUBLIC HEARING on ordinance granting a rezone from Residential to Business to Donnie Presutti Moss, 220 Texas Street. ORD76-24 (Melinda Hardy)
- 3. PUBLIC HEARING on ordinance granting a rezone from Residential to Business to Donnie Presutti Moss, 222 Texas Street. ORD77-24 (Melinda Hardy)
- 4. PUBLIC HEARING on ordinance granting a rezone from Residential to Business to Donnie Presutti Moss, 224 Texas Street. ORD78-24 (Melinda Hardy)
- 5. PUBLIC HEARING on ordinance amending and re-adopting the General Fund Budget for Fiscal Year ending June 30, 2023-2024 to reflect a \$3 million decrease in Intergovernmental Revenue due to over budgeting FEMA reimbursements in 2023-2024. ORD79-24 (Mayor Danahay)
- 6. INTRODUCTION OF ORDINANCE authorizing Mayor Danahay to enter into a Cooperative Endeavor Agreement with Calcasieu Parish Public Safety Communications District for GIS Pictometry. ORD80-24 (Mayor Danahay)
- 7. INTRODUCTION OF ORDINANCE amending Ordinance No. 1469, M-C Series to enter into a First Amendment and Restatement of Servitude Agreements between the Lake Charles Harbor and Terminal District and the City of Sulphur and authorizing Mayor Danahay to execute documents related thereto. ORD83-24 (Mayor Danahay)
- 8. RESOLUTION awarding low bid received for 2024 Overlay Project. RES46-24 (Mayor Danahay)

- 9. RESOLUTION adopting the bylaws for the Sulphur Armed Forces Commission. RES47-24 (Mayor Danahay)
- 10. RESOLUTION appointing a member to the Sulphur Industrial Development Board. RES48-24 (Dru Ellender)
- 11. RESOLUTION authorizing the advertisement of bids for temporary fire station. RES49-24 (Mayor Danahay)
- 12. RESOLUTION authorizing Mayor Danahay to sign the 2024 Byrne Jagg grant application to fund replacing end of life Cellebrite Phone Forensics Laptop. RES50-24 (Mayor Danahay)
- 13. RESOLUTION approving liquor license for Sulphur Parks and Recreation Frasch Golf Course, located at 933 West Parish Road. RES51-24 (Mayor Danahay)
- 14. RESOLUTION appointing a member to the Sulphur Housing Authority. RES52-24 (Mayor Danahay)
- 15. RULE TO SHOW CAUSE for the condition of the following addresses:
 - a. To condemn building or structure located at 1404 Peachtree Road, in accordance with Article IX, Section 5-286 through 5-296 of the Code of Ordinances. (Joy Abshire)
 - b. To condemn building or structure located at 807 Live Oak Street, Trailer A & B, in accordance with Article IX, Section 5-286 through 5-296 of the Code of Ordinances. (Dru Ellender)
 - c. To condemn building or structure located at 831 Urban Street, in accordance with Article IX, Section 5-286 through 5-296 of the Code of Ordinances. (Dru Ellender)
 - d. To condemn building or structure located at 810 North Claiborne Street, #1,
 #8 and #19, in accordance with Article IX, Section 5-286 through 5-296 of the Code of Ordinances. (Dru Ellender)
 - e. To condemn building or structure located at 113 Arkansas Street, in accordance with Article IX, Section 5-286 through 5-296 of the Code of Ordinances. (Melinda Hardy)
- 16. RULE TO SHOW CAUSE FOR DEAD OR DISEASED TREE REMOVAL on private property for the following addresses:
 - a. To remove dead or diseased tree located at 222 Madison Street, in accordance with Chapter 17, Article I of the Code of Ordinances. (Mandy Thomas)

17. PUBLIC COMMENT - 3 MINUTES PER SPEAKER - ONLY SPEAK 1 TIME PER ITEM.

This ends the public comment section of the meeting.

ADJOURNMENT

The next regular City Council meeting will be held on Tuesday, November 12, 2024, at 5:30 p.m. in the Council Chambers located at 1551 East Napoleon Street, Sulphur, LA.

In accordance with the Americans with Disabilities Act, if you need special assistance to attend this meeting, please contact Arlene Blanchard at 337-527-4571, describing the assistance that is necessary.

Arlene Blanchard, Council Clerk City of Sulphur 101 North Huntington Street, Sulphur, LA 70663 (337) 527-4500

ORDINANCE NO. , M-C SERIES

ORDINANCE GRANTING A REZONE TO DONNIE PRESUTTI MOSS, 218 TEXAS STREET, FROM RESIDENTIAL TO BUSINESS.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Donnie Presutti Moss, 218 Texas Street, from Residential to Business for the following described property:

LOT 154 BLK 3 WEST POINT SUB PART C

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 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 Donnie Presutti Moss, 218 Texas Street, from Residential to Business.

	APPROVED AND ADOPTED by the City Council of the City of Sulphur, Louisiana, on this day of, 2024.
	NICK NEZAT, Chairman
I HEREBY CERTIFY that the foregoing Ordinance has been presented to the Mayor on this	I HEREBY CERTIFY that I have received from the Mayor at o'clockm. on this day of
day of, 2024, at o'clockm.	2024, the foregoing ordinance which has approved/vetoed by the Mayor.
ADI ENE RI ANCHARD Clark	ARI ENE RI ANCHARD Clark



PRINT NAME

CITY OF SULPHUR

APPLICATION FOR

8-22-24

DEVELOPMENT APPROVAL \$50.00 Fee (Non-Refundable)

(Exact cash or check only)

Date Received

Flood zone classification

bfe

IT IS APPLICANT'S RESPONSIBILITY TO KEEP SIGN POSTED ON PROPERTY, IF SIGN ISN'T PLACED ON PROPERTY 10 DAYS PRIOR TO MEETING DATE PLEASE NOTIFY CITY, IF SIGN IS REMOVED IT COULD DELAY ACTION ANOTHER MONTH, ONCE COUNCIL APPROVES/DISAPPROVES, APPLICANT MUST REMOVE SIGN FROM PROPERTY.

Donnie Presutti Moss DATE __Aug 22, 2024 PROPERTY OWNER INFORMATION Name of Property Owner _ Donnie Presutti Moss (Owner must provide proof of ownership such as property tax record or recorded deed) Mailing Address 224 Texas Street City: Sulphur State: LA Email: taxplusdonnie@gmail.com Physical Address: 218 Texas Street City: Sulphur Phone Number (H) 337-794-4745 (W) 337-527-2354 337-794-4745 PROPERTY INFORMATION Location Address: 218 Texas Street, Sulphur, LA 70663 Present Zoned Classification: Residential LEGAL DESCRIPTION FROM ABSTRACT OR TAX RECORD (PRINT NEATLY OR TYPE) @350910-2073-3 0154 0000 LOT 154 BLK 3 WEST POINT SUB PART C REF 1-MURTIS W BLEICH DON BK 14 P 344-79 REF 1-JOHN WILLIAM BLEICH B 2357 P 570-92 DO YOU CURRENTLY HAVE ANY PENDING VIOLATION WITH ANY ORDINANCE OF THE CITY YOU, OR A REPRESENTATIVE, MUST ATTEND BOTH LAND USE AND CITY COUNCIL MEETING INITIALO REQUEST INFORMATION EXCEPTION SUBDIVISION BILLBOARD PRE. PLAT FINAL PLAT DOES REZONE REQUIRE FENCING NAME OF SUBDIVISION West Point Sub Part C Zoning Change: From Residential To Business Purpose of Request This rezoning is necessary as the property is ideally located for business development and will contribute positively to the local economy. I have made all the necessary arrangements to ensure that the property complies with all zoning regulations and will not negatively impact the surrounding area. I do hereby understand that no petition for a change in the classification of property shall be filed unless such petition is duly signed and acknowledged by the owners of authorized agents of not less than fifty (50) percent of the area of land for which a change of classification is requested; provided however, that where any lot located in the aforesaid area is owned in division, all co-owners must sign the petition for that lot to be included in the fifty (50) percent area provision, as stated in the City of Sulphur Land Use Ordinance, Number 541, M-C Series. Further, I do certify that the property for which the above request is being made does not hold any restrictions or covenants that would be in conflict with said Furthermore, I, the applicant agree to dispose of the Land Use sign(s) placed on my property after the public hearing. Applicant Signature: Wayse Wass 8/22/2024 Yes N/A 1. Is site located within the City Limits? X 2. Will the proposed use be a nuisance to the surrounding area because of odors, vibrations, unsightly areas or other unwarranted elements? 3. Is the capacity of the road and off-street parking facilities adequate for use by the proposed development? 4. Will the location be served by a fire protection? 5. Can the proposed development be expected to adversely affect the character/aesthetics of the area involved? 6. Is property within a designated flood hazard area?



Memo

To:

Land Use and Planning Commissioners

From:

Austin Abrahams

Director, Department of Public Works

CC:

Arlene Blanchard, Mayor Mike Danahay

Date:

9/6/2024

Re:

218 Texas Street Rezone Request

File: Land Use: Rezone

Comments: Application:

Donnie Presutti Moss has requested a rezoning of the referenced area from Residential Use to Business Use.

Situation:

Applicant is requesting a rezoning of 218 Texas Street from Residential to Business Use. Per our Master Plan adopted in 2011, this area is considered a business corridor.

Findings:

In accordance with Article III, Part 1, Section 2(a,c,e) of the Land Use Ordinance (Ordinance), the application has been reviewed. The following findings are offered for your consideration:

- The Application appears substantially complete.
- 2. The considered area is bordered by developed land.
- 3. The considered area is bordered by land zoned Residential.
- 4. Residential land uses permissible by right are single family dwelling, residential accessory uses, home occupations, public



- uses, churches, schools, libraries, and museums, except businesses and trade schools.
- Business land use areas are established by zoning within approximately 606 feet to the north and 363 approximate feet to the south of the area under consideration.
- The nearest, contiguously zoned Business land use area is on the west side of Beglis Pkwy, between Carr Lane and Maplewood Drive. There is also continuously zoned Business land use area on Beglis Pkwy on the east side, south from Mississippi Street to Maplewood Drive.
- The neighborhood area surrounding the area does exhibit indications of demand for *Business* land use due to the property bordering Beglis Pkwy.
- 8. The request to amend the land use map may constitute "spot zoning".

Recommendations:

A recommendation for rezoning to Business District can be recommended due to previous rezoning approved by the City Council presenting the intent to make this a Business corridor. The City Council approved two properties, one located at 102 Louisiana Avenue bordering Beglis Pkwy to be rezoned to Business use at the December 2023 Council meeting Ordinance No. 130-23 and property to the south at the corner of Beglis Parkway and Mississippi street was also zoned Business at the May 2024 Council Meeting Ordinance No. 40-24.

The following stipulations or restrictions are suggested:

- a. 6' privacy fence along property abutting an existing residential use.
- No vehicle access except the primary residents will be allowed on Texas Street.









ORDINANCE NO. M-C SERIES

ORDINANCE GRANTING A REZONE TO DONNIE PRESUTTI MOSS, 220 TEXAS STREET, FROM RESIDENTIAL TO BUSINESS.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Donnie Presutti Moss, 220 Texas Street, from Residential to Business for the following described property:

LOT 155 BLK 3 WEST POINT SUB PART C

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 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 Donnie Presutti Moss, 220 Texas Street, from Residential to Business.

	APPROVED AND ADOPTED by the City Council of the City of Sulphur, Louisiana, on this day of, 2024.
	NICK NEZAT, Chairman
I HEREBY CERTIFY that the foregoing Ordinance has been presented to the Mayor on this	I HEREBY CERTIFY that I have received from the Mayor at o'clockm. on this day of
day of, 2024, at o'clockm.	2024, the foregoing ordinance which has approved/vetoed by the Mayor.
ARLENE BLANCHARD, Clerk	ARLENE BLANCHARD, Clerk



CITY OF SULPHUR

APPLICATION FOR

DEVELOPMENT APPROVAL

Date Received

PRINT NAME

8-22-24

Flood zone classification bfe

Donnie Presutti Moss_

\$50.00 Fee (Non-Refundable) (Exact cash or check only)

IBILITY TO KEEP SIGN POSTED ON PROPERTY. IF SIGN ISN'T

DATE __Aug 22, 2024

IT IS APPLICANT'S RESPONSIBILITY TO KEEP SIGN POSTED ON PROPERTY. IF SIGN ISN'T PLACED ON PROPERTY 10 DAYS PRIOR TO MEETING DATE PLEASE NOTIFY CITY. IF SIGN IS REMOVED IT COULD DELAY ACTION ANOTHER MONTH. ONCE COUNCIL APPROVES/DISAPPROVES, APPLICANT MUST REMOVE SIGN FROM PROPERTY.

PROPERTY OWNER INFORMATION Name of Property Owner Donnie Presutti Moss (Owner must provide proof of ownership such as property tax record or recorded deed) Mailing Address 224 Texas Street ____ City: Sulphur State: LA Email: taxplusdonnie@gmail.com Physical Address: 220 Texas Street ___City:__Sulphur__ ____State: __LA___ Phone Number (H)<u>3</u>37-794-4745 (W)_337-527-2354 PROPERTY INFORMATION Location Address: 220 Texas Street, Sulphur, LA 70663 Present Zoned Classification: Residential LEGAL DESCRIPTION FROM ABSTRACT OR TAX RECORD (PRINT NEATLY OR TYPE @350910-2073-3 0155 0000 LOT 155 BLK 3 WEST POINT SUB PART C REF1-HOWARD E AND CHARLOTTE URBAN HOFFNER B 1015 P 356-67 REF2-CHARLOTTE JOYCE HOFFNER ET AL B 2327 P 473-92 DO YOU CURRENTLY HAVE ANY PENDING VIOLATION WITH ANY ORDINANCE OF THE CITY OF SULPHUR INITIALO YOU, OR A REPRESENTATIVE, MUST ATTEND BOTH LAND USE AND CITY COUNCIL MEETING REQUEST INFORMATION EXCEPTION SUBDIVISION BILLBOARD PRE. PLAT FINAL PLAT DOES REZONE REQUIRE FENCING NAME OF SUBDIVISION _West Point Sub Part _C Zoning Change: From Residential To Business Purpose of Request This rezoning is necessary as the property is ideally located for business development and will contribute positively to the local economy. I have made all the necessary arrangements to ensure that the property complies with all zoning regulations and will not negatively impact the surrounding area. I do hereby understand that no petition for a change in the classification of property shall be filed unless such petition is duly signed and acknowledged by the owners of authorized agents of not less than fifty (50) percent of the area of land for which a change of classification is requested; provided however, that where any lot located in the aforesaid area is owned in division, all co-owners must sign the petition for that lot to be included in the fifty (50) percent area provision, as stated in the City of Sulphur Land Use Ordinance, Number 541, M-C Series. Further, I do certify that the property for which the above request is being made does not hold any restrictions or covenants that would be in conflict with said Furthermore, I, the applicant agree to dispose of the Land Use sign(s) placed on my property after the public hearing. Applicant Signature: Date: 8/22/2022 Yes N/A 1. Is site located within the City Limits? X 2. Will the proposed use be a nuisance to the surrounding area because of odors, vibrations, unsightly areas or other unwarranted elements? 3. Is the capacity of the road and off-street parking facilities adequate for use by the proposed development? 4. Will the location be served by a fire protection? 5. Can the proposed development be expected to adversely affect the character/aesthetics of the area involved? 6. Is property within a designated flood hazard area?



Memo

To:

Land Use and Planning Commissioners

From:

Austin Abrahams

Director, Department of Public Works

CC:

Arlene Blanchard, Mayor Mike Danahay

Date:

9/6/2024

Re:

220 Texas Street Rezone Request

File: Land Use: Rezone

Comments: Application:

Donnie Presutti Moss has requested a rezoning of the referenced area from Residential to Business.

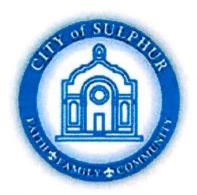
Situation:

Applicant is requesting a rezoning of 220 Texas Street from Residential to Business Use. Per our Master Plan adopted in 2011, this area is considered a business corridor.

Findings:

In accordance with Article III, Part 1, Section 2(a,c,e) of the Land Use Ordinance (Ordinance), the application has been reviewed. The following findings are offered for your consideration:

- 1. The Application appears substantially complete.
- The considered area is bordered by developed land.
- 3. The considered area is bordered by land zoned Residential.
- 4. Residential land uses permissible by right are single family dwelling, residential accessory uses, home occupations, public



- uses, churches, schools, libraries, and museums, except businesses and trade schools.
- Business land use areas are established by zoning within 606 approximate feet to the north and 363 approximate feet to the south of the area under consideration.
- The nearest, contiguously zoned **Business** land use area is on the west side of Beglis Pkwy, between Carr Lane and Maplewood Drive. There is also continuously zoned Business land use area on Beglis Pkwy on the east side, south from Mississippi Street to Maplewood Drive.
- The neighborhood area surrounding the area does exhibit indications of demand for *Business* land use due to the property bordering Beglis Pkwy.
- The request to amend the land use map may constitute "spot zoning".

Recommendations:

A recommendation for rezoning to Business Land Use can be recommended due to previous rezoning approved by the City Council presenting the intent to make this a Business corridor. The City Council approved two properties, one located at 102 Louisiana Avenue bordering Beglis Pkwy to be rezoned to Business use at the December 2023 Council meeting Ordinance No. 130-23 and property to the south at the corner of Beglis Parkway and Mississippi street was also zoned Business at the May 2024 Council Meeting Ordinance No. 40-24.

The following stipulations or restrictions are suggested:

- a. 6' privacy fence along property line abutting existing residential uses.
- No vehicle access except the primary residents will be allowed on Texas Street.









ORDINANCE NO M-C SERIES

ORDINANCE GRANTING A REZONE TO DONNIE PRESUTTI MOSS, 222 TEXAS STREET, FROM RESIDENTIAL TO BUSINESS.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Donnie Presutti Moss, 222 Texas Street, from Residential to Business for the following described property:

LOT 156 BLK 3 WEST POINT SUB PART C

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 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 Donnie Presutti Moss, 222 Texas Street, from Residential to Business.

	the City Council of the City of Sulphur, Louisiana, on this day of, 2024.
	NICK NEZAT, Chairman
I HEREBY CERTIFY that the foregoing Ordinance has been presented to the Mayor on this day of,	I HEREBY CERTIFY that I have received from the Mayor at o'clockm. on this day of
2024, at o'clockm.	approved/vetoed by the Mayor.
ARLENE BLANCHARD, Clerk	ARLENE BLANCHARD, Clerk



CITY OF SULPHUR

APPLICATION FOR

Date Received 8-11-14

Flood zone classification

DEVELOPMENT APPROVAL

\$50.00 Fee (Non-Refundable)

(Exact cash or check only)

IT IS APPLICANT'S RESPONSIBILITY TO KEEP SIGN POSTED ON PROPERTY. IF SIGN ISN'T PLACED ON PROPERTY 10 DAYS PRIOR TO MEETING DATE PLEASE NOTIFY CITY. IF SIGN IS REMOVED IT COULD DELAY ACTION ANOTHER MONTH. ONCE COUNCIL APPROVES/DISAPPROVES, APPLICANT MUST REMOVE SIGN FROM PROPERTY.

PRINT NAME Donnie Presutti Moss DATE Aug 22, 2024 PROPERTY OWNER INFORMATION Name of Property Owner Donnie Presutti Moss (Owner must provide proof of ownership such as property tax record or recorded deed) Mailing Address 224 Texas Street City: Sulphur State: LA Email: taxplusdonnie@gmail.com City:_Sulphur_ Physical Address: 222 Texas Street Phone Number (H) 337-794-4745 (W) 337-527-2354 PROPERTY INFORMATION Location Address: 222 Texas Street, Sulphur, LA 70663 Present Zoned Classification: Residential LEGAL DESCRIPTION FROM ABSTRACT OR TAX RECORD (PRINT NEATLY OR TYPE) @350910-2073-3 0156 0000 LOT 156 BLK 3 WEST POINT SUB PART C IMPS 87/REB/04 REF1-ROBERT LEE MYERS AND BERTHA ALINE BAKER MYERS B 1267 P 399, B 1266 P YES XNO 124-74 DO YOU CURRENTLY HAVE ANY PENDING VIOLATION WITH ANY ORDINANCE OF THE CITY OF SULPHUR YOU, OR A REPRESENTATIVE, MUST ATTEND BOTH LAND USE AND CITY COUNCIL MEETING -REQUEST INFORMATION EXCEPTION SUBDIVISION BILLBOARD PRE. PLAT FINAL PLAT DOES REZONE REQUIRE FENCING NAME OF SUBDIVISION West Point Sub Part C Zoning Change: From Residential To_Business Purpose of Request This rezoning is necessary as the property is ideally located for business development and will contribute positively to the local economy. I have made all the necessary arrangements to ensure that the property complies with all zoning regulations and will not negatively impact the surrounding area. I do hereby understand that no petition for a change in the classification of property shall be filed unless such petition is duly signed and acknowledged by the owners of authorized agents of not less than fifty (50) percent of the area of land for which a change of classification is requested; provided however, that where any lot located in the aforesaid area is owned in division, all co-owners must sign the petition for that lot to be included in the fifty (50) percent area provision, as stated in the City of Sulphur Land Use Ordinance, Number 541, M-C Series. Further, I do certify that the property for which the above request is being made does not hold any restrictions or covenants that would be in conflict with said Furthermore, I, the applicant agree to dispose of the Land Use sign(s) placed on my property after the public hearing. Date: 8/22/2024 Applicant Signature: Nonnie Mon Yes 1. Is site located within the City Limits? X 2. Will the proposed use be a nuisance to the surrounding area because of odors, vibrations, unsightly areas or other unwarranted elements? 3. Is the capacity of the road and off-street parking facilities adequate for use by the proposed development? 4. Will the location be served by a fire protection? 5. Can the proposed development be expected to adversely affect the character/aesthetics of the area involved? 6. Is property within a designated flood hazard area?



Memo

To:

Land Use and Planning Commissioners

From:

Austin Abrahams
Director, Department of Public Works

CC:

Arlene Blanchard, Mayor Mike Danahay

Date:

9/6/2024

Re:

222 Texas Street Rezone Request

File: Land Use: Rezone

Comments:

Application:

Donnie Presutti Moss has requested a rezoning of the referenced area from Residential Use to Business Use.

Situation:

Applicant is requesting a rezoning of 222 Texas Street from Residential to Business Use. There is a home business at this location for Tax Preparation.

Findings:

In accordance with Article III, Part 1, Section 2(a)(c)(e) of the Land Use Ordinance (Ordinance), the application has been reviewed. The following findings are offered for your consideration:

- 1. The Application appears substantially complete.
- 2. The considered area is bordered by developed land.
- 3. The considered area is bordered by land zoned Residential.
- 4. Residential land uses permissible by right are single family dwelling, residential accessory uses, home occupations, public



uses, churches, schools, libraries, and museums, except businesses and trade schools.

Business land use areas are established by zoning within approximately 606 feet to the north and 363 approximate feet to the south of the area under consideration.

- The nearest, contiguously zoned **Business** land use area is on the west side of Beglis Pkwy, between Carr Lane and Maplewood Drive. There is also continuously zoned Business land use area on Beglis Pkwy on the east side, south from Mississippi Street to Maplewood Drive.
- The neighborhood area surrounding the area does exhibit indications of demand for *Business* land use due to the property bordering Beglis Pkwy.
- 7. The request to amend the land use map may constitute "spot zoning".

Recommendations:

A recommendation for rezoning to Business Land Use can be recommended due to previous rezoning approved by the City Council presenting the intent to make this a Business corridor. The City Council approved two properties, one located at 102 Louisiana Avenue bordering Beglis Pkwy to be rezoned to Business use at the December 2023 Council meeting Ordinance No. 130-23 and property to the south at the corner of Beglis Parkway and Mississippi street was also zoned Business at the May 2024 Council Meeting Ordinance No. 40-24.

The following stipulations or restrictions are suggested:

- a. 6' privacy fence along property line abutting existing residential uses.
- No vehicle access except the primary residents will be allowed on Texas Street.









ORDINANCE NO. M-C SERIES

ORDINANCE GRANTING A REZONE TO DONNIE PRESUTTI MOSS, 224 TEXAS STREET, FROM RESIDENTIAL TO BUSINESS.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Donnie Presutti Moss, 224 Texas Street, from Residential to Business for the following described property:

LOT 157 BLK 3 WEST POINT SUB PART C

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 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 Donnie Presutti Moss, 224 Texas Street, from Residential to Business.

	the City Council of the City of Sulphur, Louisiana, on this day of, 2024.
	NICK NEZAT, Chairman
I HEREBY CERTIFY that the foregoing Ordinance has been presented to the Mayor on this day of, 2024, at o'clockm.	I HEREBY CERTIFY that I have received from the Mayor at o'clockm. on this day of 2024, the foregoing ordinance which has approved/vetoed by the Mayor.
ARLENE BLANCHARD, Clerk	ARLENE BLANCHARD, Clerk



CITY OF SULPHUR

APPLICATION FOR

DEVELOPMENT APPROVAL

Date Received 8-22-24

S50.00 Fee (Non-Refundable) A.

(Exact cash or check only)

IT IS APPLICANT'S RESPONSIBILITY TO KEEP SIGN POSTED ON PROPERTY. IF SIGN ISN'T PLACED ON PROPERTY 10 DAYS PRIOR TO MEETING DATE PLEASE NOTIFY CITY. IF SIGN IS REMOVED IT COULD DELAY ACTION ANOTHER MONTH. ONCE COUNCIL APPROVES/DISAPPROVES, APPLICANT MUST REMOVE SIGN FROM PROPERTY.

PRINT NAME __Donnie Presutti Moss DATE __Aug 22, 2024

PROPERTY OWNER INFORMATION			
Name of Property Owner Donnie Presutti Moss			<u>.</u>
(Owner must provide proof of ownership such as property tax record or recorded deed			
Mailing Address_224 Texas Street City:_Sulphur	State: LA Email	taxplusdonnie(gmail.com
Physical Address: 224 Texas Street City: Sulphur	Stat	e: _LA	
Phone Number (H) 337-794-4745 (W) 337-527-2	354	(C)	337-794-4745_
PROPERTY INFORMATION			
Location Address: 224 Texas Street, Sulphur, LA 70663			
Present Zoned Classification: Residential			
LEGAL DESCRIPTION FROM ABSTRACT OR TAX RECORD (PRINT NEATLY WEST POINT SUB PART 'C' 16/GAR REF1-ORAN A MCLEMORE AND JAMES REF3-B 2517 P 546-95 DO YOU CURRENTLY HAVE ANY PENDING VIOLATION WITH ANY ORD YOU, OR A REPRESENTATIVE, MUST ATTEND BOTH LAND USE AND CT REQUEST INFORMAT	S B 1079 P 648-69 R INANCE OF THE C I'Y COUNCIL MEE	EF2-B 2350 P 151,	B 2352 P 123-92
X REZONE EXCEPTION SUBDIVISION BILLBOARD	PRE. PLAT	FINAL PLA	T
DOES REZONE REQUIRE FENCING NAME OF SUBDIVI	SION West Point St	ıb Part C	
Zoning Change: From Residential To_Business Purpose of Request This rezoning is necessary as the property is ideally located for bus economy. I have made all the necessary arrangements to ensure that the property comp the surrounding area.			
- I do hereby understand that no petition for a change in the classification of property shall be	filed unless such petition	is duly signed and a	cknowledged by the
owners of authorized agents of not less than fifty (50) percent of the area of land for which a c any lot located in the aforesaid area is owned in division, all co-owners must sign the petition stated in the City of Sulphur Land Use Ordinance, Number 541, M-C Series.	hange of classification is for that lot to be included	requested; provided in the fifty (50) percent	however, that where ent area provision, as
Further, I do certify that the property for which the above request is being made does not hold request.	any restrictions or cover	nants that would be in	n conflict with said
Furthermore, I, the applicant agree to dispose of the Land Use sign(s) placed on my property	after the public hearing.		
Applicant Signature: Manu Mon	Date:_	8/22/20	24
	Yes	No	N/A
1. Is site located within the City Limits?	X		
2. Will the proposed use be a nuisance to the surrounding area because			
of odors, vibrations, unsightly areas or other unwarranted elements?		X	
3. Is the capacity of the road and off-street parking facilities adequate			
for use by the proposed development?	X		
4. Will the location be served by a fire protection?	X		
5. Can the proposed development be expected to adversely affect the			
character/aesthetics of the area involved?		_	X
6. Is property within a designated flood hazard area? Flood zone classificationbfeft.		X	



Memo

To:

Land Use and Planning Commissioners

From:

Austin Abrahams

Director, Department of Public Works

CC:

Arlene Blanchard, Mayor Mike Danahay

Date:

9/6/2024

Re:

224 Texas Street Rezone Request

File: Land Use: Rezone

Comments: Application:

Donnie Presutti Moss has requested a rezoning of the referenced area from Residential Use to Business Use.

Situation:

Applicant is requesting a rezoning of 224 Texas Street from Residential to Business Use. Per our Master Plan adopted in 2011, this area is considered a business corridor.

Findings:

In accordance with Article III, Part 1, Section 2(a)(c)(e) of the Land Use Ordinance (Ordinance), the application has been reviewed. The following findings are offered for your consideration:

- 1. The Application appears substantially complete.
- 2. The considered area is bordered by developed land.
- 3. The considered area is bordered by land zoned Residential.
- 4. Residential land uses permissible by right are single family dwelling, residential accessory uses, home occupations, public



- uses, churches, schools, libraries, and museums, except businesses and trade schools.
- Business land use areas are established by zoning within approximately 606 feet to the north and approximately 363 feet to the south of the area under consideration.
- The nearest, contiguously zoned Business land use area is on the west side of Beglis Pkwy, between Carr Lane and Maplewood Drive. There is also continuously zoned Business land use area on Beglis Pkwy on the east side, south from Mississippi Street to Maplewood Drive.
- The neighborhood area surrounding the area does exhibit indications of demand for *Business* land use due to the property bordering Beglis Pkwy.
- 8. The request to amend the land use map may constitute "spot zoning".

Recommendations:

A recommendation for rezoning to Business Land Use can be recommended due to previous rezoning approved by the City Council presenting the intent to make this a Business corridor. The City Council approved two properties, one located at 102 Louisiana Avenue bordering Beglis Pkwy to be rezoned to Business use at the December 2023 Council meeting Ordinance No. 130-23 and property to the south at the corner of Beglis Parkway and Mississippi street was also zoned Business at the May 2024 Council Meeting Ordinance No. 40-24.

The following stipulations or restrictions are suggested:

- a. 6' privacy fence along property lines abutting existing residential uses.
- No vehicle access except the primary residents will be allowed on Texas Street.









ORDINANCE NO. , M-C SERIES

AN ORDINANCE AMENDING AND RE-ADOPTING THE GENERAL FUND BUDGET FOR FISCAL YEAR ENDING JUNE 30, 2023-2024 TO REFLECT A \$3 MILLION DECREASE IN INTERGOVERNMENTAL REVENUE DUE TO OVER BUDGETING FEMA REIMBURSEMENTS IN 2023-2024..

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, 2023-2024, 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.
- 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.

	APPROVED AND ADOPTED by the City Council of the City of Sulphur, Louisiana, on this day of, 2024.
	NICK NEZAT, Chairman
I HEREBY CERTIFY that the foregoing Ordinance has been presented to the Mayor on this day of, 2024, ato'clockm.	I HEREBY CERTIFY that I have received from the Mayor on this day of, 2024, ato'clockm., the foregoing Ordinance which has been approved/vetoed by the Mayor.
ARLENE BLANCHARD, Clerk	ARLENE BLANCHARD, Clerk

BUDGET AMENDENT

Exhibit A

Account	Account Description	Prior Budget	Revised Budget
GENERAL FUND			
001-0000-337.00-10	FEDERAL REVENUE	5,000,000	3,000,000

The original budget was adopted 5/14/2023 for \$5,000,000. As of today, the actual revenues are expected to be only \$3,000,000 since the federal FEMA reimbursement process took longer than what we expected.

SUMMARY OF REVENUES - BY SOURCES:

Audited

Original Budget

Amended Budget

Year-to-Date as of June 30, 2024

Actual

Amended Budget vs.

% Change Last

Projected Actual
Result at Year End

Prior Year FY 2022-2023

Current Year FY 2023-2024

Local sources:							
2% Sales taxes	Α.	17,050,000	17,050,000 \$ 17,450,000	S	17,450,000	\$ 13,248,345	-24.08%
Ad Valorem Taxes		3,015,000	3,315,000	Ş	3,315,000	3,340,235	0.76%
Franchise Taxes		1,600,000	1,600,000	S	1,600,000	1,101,040	-31.18%
License, Permits & Fees		1,192,300	1,527,750	\$	1,527,750	1,570,842	2.82%
Charges for services		1,905,500	2,088,700	Ş	2,088,700	2,156,655	3.25%
Fines and forfeitures	A	122,000	132,000	Ş	132,000	102,160	-22.61%
Code Enforcement		32,000	53,000	S	53,000	110,215	107.95%
Gaming revenue		900,000	800,000	S	800,000	880,721	10.09%
Grants		10,000	10,000	Ş	10,000		0.00%
Interest on Investments		31,000	50,500	\$	50,500	450,463	792.01%
Other Revenue		137,020	156,020	Ş	156,020	125,613	-19.49%
Total Revenues from Local Sources		25,994,820	27,182,970		27,182,970	23,086,289	-15.07%
State sources:							
State shared revenue		1,152,000	1,174,000		1,174,000	1,286,260	9.56%
Grants	00 1	•	t		1	al.	al.
Total Revenues from State Sources		1,152,000	1,174,000		1,174,000	1,286,260	9.56%

FEMA Recovery		2,800,000		5,000,000	3,000,000	_	1,717,962	-42.73%
Total Revenues from Federal Sources		2,800,000		5,000,000	3,000,000		1,717,962	-42.73%
Total Revenues by Sources	s	29,946,820	4	33,356,970	31,356,970	\$	26,090,511	-16.80%
SUMMARY OF EXPENDITURES - BY DEPARTMENT:								
Department								
Administration	\$	5,579,915	\$	7,154,991	\$ 7,154,991	S	6,753,060	-5.62%
Fire	\$	7,530,245		7,130,758	7,130,758		7,416,022	4.00%
Inspections	s	678,285		726,286	726,286		782,290	7.71%
Municipal Services	\$	420,045		462,102	462,102		312,925	-32.28%
Police	\$	6,351,653		6,325,087	6,325,087		6,533,969	3.30%
Animal Control	\$	345,530		355,089	355,089		351,335	-1.06%
Streets and Maintenance	\$	4,584,725		5,097,034	5,097,034		4,705,466	-7.68%
Shop	\$	533,255		543,829	543,829		566,065	4.09%
Debt Service	ľ	288,688		288,688	288,688			-1
Total Expenditures by Department	45	26,312,341	\$	28,083,864	\$ 28,083,864	Ş	27,421,132	-2.36%
SUMMARY OF EXPENDITURES - BY FUNCTION:								
Function								
Governmental	\$	12,430,443	S	14,628,019	\$ 14,628,019	S	13,471,140	-7.91%
Public Safety								
Fire		7,530,245		7,130,758	7,130,758		7,416,022	4.00%
Police		6,351,653		6,325,087	6,325,087		6,533,969	3.30%
Total Expenditures by Department	.	26,312,341	\$	28,083,864	28,083,864	s	27,421,132	-2.36%

Characters Salaries

\$ 10,753,346 \$ 10,339,815 \$

10,339,815 \$

11,337,998

9.65%

		18,215,403	\$ 18,215,403 \$	\$ 14,580,924 \$	Beginning Fund Balance
		3,273,106	5,273,106	3,634,479	Net change in fund balance
	ı	i	1	1	Total other financing sources (uses)
	i.		ı		Self Insurance Fund
		Ē			Public Utility Fund
	I	ı	1		Debt Service for Paving Projects
	1	1	·		Street Improvement Capital Projects Fund
	ı	ı	c		FEMA Recovery
					Transfer (out):
	1	1	t		Fixed Assets Fund
					Transfer (in):
					OTHER FINANCING SOURCES (USES):
		3,273,106	5,273,106	3,634,479	revenues over (under) expenditures
					Excess (deficiency) of
-1.65%	27,621,132	28,083,864 \$	\$ 28,083,864	\$ 26,312,341	Total Expenditures by Characters
-26.19%	558,639	756,846	756,846	734,292	Special and other Activities
-58.97%	678,213	1,653,050	1,653,050	1,124,100	Equipment and other acquisitions over \$5,000
-3.63%	398,053	413,032	413,032	406,860	General equipment under \$5,000
-16.72%	367,310	441,040	441,040	565,138	Supplies
-1.79%	1,716,894	1,748,216	1,748,216	1,315,264	Insurance
-20.70%	447,698	564,538	564,538	503,241	Operating cost
8.08%	4,635,799	4,289,092	4,289,092	3,633,164	Professional and contractual services
-7.23%	693,359	747,395	747,395	711,200	Utilities
-55.84%	547,928	1,240,685	1,240,685	470,954	Maintenance
-45.87%	117,163	216,454	216,454	180,930	Travel and training
7.90%	6,122,079	5,6/3,/01	5,6/3,/01	5,913,852	ciripioyee perients

Ending Fund Balance

18,215,403 \$ 23,488,509 \$ 21,488,509.23

Original Budget
Amended Budget

ORDINANCE NO. , M-C SERIES

ORDINANCE AUTHORIZING MAYOR DANAHAY TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT WITH CALCASIEU PARISH PUBLIC SAFETY COMMUNICATIONS DISTRICT FOR GIS PICTOMETRY.

WHEREAS, the endeavor contemplated herein is to provide for the Communications District to purchase Geo-referenced, Aerial, Oblique image libraries and related software detailing the Parish of Calcasieu on the behalf of Sulphur and the City of Sulphur further agrees to compensate the Communications District in the amount of Nine thousand dollars and no cents (\$9,000).

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Mike Danahay to enter into a Cooperative Endeavor Agreement with Calcasieu Parish Public Safety Communications District for GIS Pictometry.

BE IT FURTHER 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.

	APPROVED AND ADOPTED by City Council of the City of Sulphur, Louisiana, on this day of, 2024.
	NICK NEZAT, Chairman
I HEREBY CERTIFY that the foregoing Ordinance has been presented to the Mayor on this	I HEREBY CERTIFY that I have received from the Mayor at o'clockm. on this day of
day of, 2024, at o'clockm.	2024, the foregoing ordinance which has approved/vetoed by the Mayor.
ARLENE BLANCHARD Clerk	ARLENE BLANCHARD, Clerk

COOPERATIVE ENDEAVOR AGREEMENT

UNITED STATES OF AMERICA

BETWEEN

CALCASIEU PARISH PUBLIC SAFETY COMMUNICATIONS DISTRICT

STATE OF LOUISIANA

AND

CITY OF SULPHUR

PARISH OF CALCASIEU

BE IT KNOWN, that before the undersigned Notaries Public, duly commissioned and qualified in and for their respective localities as hereinafter stated, on the dates hereinafter set forth, and in the presence of the competent witnesses hereinafter named and undersigned, personally came and appeared:

CALCASIEU PARISH PUBLIC SAFETY COMMUNICATIONS DISTRICT, of Calcasieu Parish, Louisiana (hereinafter referred to as COMMUNICATIONS DISTRICT), a political subdivision of the State of Louisiana, herein represented by its Executive Director, Richard J. McGuire, appearing herein pursuant to a Resolution dated______, hereunto attached and made a part hereof; and

CITY OF SULPHUR, Louisiana (hereinafter referred to as "SULPHUR"), a political subdivision of the State of Louisiana, herein represented by ______;

each of whom being duly sworn, did declare that:

Section 1: AUTHORITY

The Cooperative Endeavor Agreement is entered into by the parties under the authority of the Constitution and Laws of the State of Louisiana, including, but not limited to, Article VI, Section 20 and Article VII, Section 14 of the 1974 Louisiana Constitution and L.S.A.-R.S. 33:1321 et seq. ("The Local Service Laws").

Section 2: PURPOSE

COMMUNICATIONS DISTRICT and SULPHUR agree that the respective localities herein have the need for Digital Aerial Photography of Calcasieu Parish for the planning of future growth, maintenance of property tax records, and for the planning and response to both small and large scale emergencies, which would benefit the safety and welfare of the citizens within the area.

Section 3: SCOPE

The endeavor contemplated herein is to provide for the COMMUNICATIONS DISTRICT to purchase Geo-referenced, Aerial, Oblique image libraries and related software detailing the Parish of Calcasieu on the behalf of the SULPHUR.

Section 4: COMMUNICATIONS DISTRICT'S CONTRIBUTION

The COMMUNICATIONS DISTRICT agrees to purchase Geo-referenced, Aerial, Oblique image libraries and related software detailing the SULPHUR's operational area in the Parish of Calcasieu, for the exclusive use by the COMMUNICATIONS DISTRICT, and SULPHUR if all costs and fees are paid up to date.

The COMMUNICATIONS DISTRICT further agrees to assume responsibility for payment of any additional charges to store the data at a location of its choosing.

The COMMUNICATIONS DISTRICT further agrees to comply with all licensing requirements of the chosen vendor for the Geo-referenced, Aerial, Oblique image libraries and related software detailing the Parish of Calcasieu.

No further contribution by the COMMUNICATIONS DISTRICT will be made.

Section 5: SULPHUR'S CONTRIBUTION

The SULPHUR further agrees to compensate the COMMUNICATIONS DISTRICT in the amount of Nine thousand dollars and no cents (\$9,000.00) for the Georeferenced, Aerial, Oblique image libraries and related software detailing the City of Sulphur. These fees shall be paid within thirty (30) days of receipt of the invoice.

The SULPHUR further agrees to assume responsibility for payment of any additional charges to store the data at a location of its choosing.

The SULPHUR further agrees to comply with all licensing requirements of the chosen vendor for the Geo-referenced, Aerial, Oblique image libraries and related software detailing the Parish of Calcasieu.

The SULPHUR agrees to indemnify and hold the COMMUNICATIONS DISTRICT harmless from any and all actions, causes of actions, claims, demands, damages, charges, costs of court, of any kind, known or unknown, including but not limited to attorney's fees, arising out of the use and maintenance of the above listed equipment.

No further contribution by SULPHUR will be made.

Section 6: AMENDMENTS

The parties hereto may amend this Cooperative Endeavor Agreement at any time by mutual consent, to modify, clarify, add or remove any term or condition provided, however, that no amendment shall be effective unless it is in writing and signed by duly authorized representatives of all parties hereto.

Section 7: INVALIDITY

If any provision, item, application or part of this Cooperative Endeavor Agreement is held invalid, such invalidity shall not affect other provisions, items, applications or parts hereof which can be given effect without the invalid provision, item, application, or part, and to this end the provisions of this Cooperative Endeavor Agreement are hereby declared to be severable.

Section 8: TERM

The term shall be <u>two</u> (2) years, and shall coincide with the procurement contract for the Geo-referenced, Aerial, Oblique image libraries and related software detailing the Parish of Calcasieu. If this Agreement is terminated by any of the signing agencies at any point other than specific in the contract documents, then the terminating agency shall retain the rights of use of the Geo-referenced, Aerial, Oblique image libraries and related software detailing the Parish of Calcasieu for the current contract period. After the current contract period has expired, terminating agency shall not be eligible for any updates to image libraries or related software.

The commencement	date is	
THE COMMISSIONING	aute 15	

presence of the undersigned c	ASSED in quintuplicate originals at Lake Charles, Louisiana, in the ompetent witnesses and me, Notary Public, on the day of , 2024.
WITNESSES:	CALCASIEU PARISH PUBLIC SAFETY COMMUNICATIONS DISTRICT
	BY:
	RICHARD MCGUIRE, Executive Director Authorizing Resolution attached
	NOTARY PUBLIC ASSED in duplicate original at Sulphur, Louisiana, in the presence tent witnesses and me, Notary Public, on theday of
WITNESSES:	CITY OF SULPHUR
	BY:
	, Mayor
	NOTARY PUBLIC

ORDINANCE NO. , M-C SERIES

ORDINANCE AMENDING ORDINANCE NO. 1469, M-C SERIES TO ENTER INTO A FIRST AMENDMENT TO AMENDMENT AND RESTATEMENT OF SERVITUDE AGREEMENT BETWEEN THE LAKE CHARLES HARBOR AND TERMINAL DISTRICT AND THE CITY OF SULPHUR AND AUTHORIZING MAYOR DANAHAY TO EXECUTE DOCUMENTS RELATED THERETO.

BE IT ORDAINED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby amend Ordinance No. 1469, M-C Series to enter into a First Amendment and Restatement of Servitude Agreements between the Lake Charles Harbor and Terminal District and the City of Sulphur and authorize Mayor Danahay to execute documents related thereto.

BE IT FURTHER 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.

	APPROVED AND ADOPTED by the City Council of the City of Sulphur, Louisiana, on this day of, 2024.
	NICK NEZAT, Chairman
I HEREBY CERTIFY that the foregoing Ordinance has been presented to the Mayor on this	I HEREBY CERTIFY that I have received from the Mayor at o'clockm. on this day of
day of, 2024, at o'clockm.	2024, the foregoing ordinance which has approved/vetoed by the Mayor.
ARLENE BLANCHARD, Clerk	ARLENE BLANCHARD, Clerk

FIRST AMENDMENT TO AMENDMENT AND RESTATEMENT OF SERVITUDE AGREEMENTS

BE IT KNOWN, that on the dates and at the places and before the undersigned Notaries Public, duly commissioned and qualified in and for their respective jurisdictions as hereinafter set forth, and in the presence of the subscribing witnesses, personally appeared:

LAKE CHARLES HARBOR & TERMINAL DISTRICT, (ID# XX-XXX0643), a political subdivision of the State of Louisiana, herein represented by its duly authorized Executive Director, by virtue of a resolution attached hereto and made a part hereof (hereinafter referred to as the "District"); and

THE CITY OF SULPHUR, LOUISIANA, a municipality located in the State of Louisiana, herein represented by its duly authorized Mayor, by virtue of a resolution attached hereto and made a part hereof (hereinafter referred to as "Sulphur");

who declared as follows:

WHEREAS, by an act dated February 8, 1983, Sulphur granted a servitude of drainage in favor of the District and other individuals commonly referred to as the "Pujo Heirs," said act being recorded in the Conveyance Records of Calcasieu Parish, Louisiana, in Book 1732, Page 636, at Clerk's File No. 1742987 (hereinafter referred to as the "Servitude of Drainage");

WHEREAS, by an act also dated February 8, 1983, Sulphur granted a servitude for roadway and passage to the Pujo Heirs, said act being recorded in the Conveyance Records of Calcasieu Parish, Louisiana, in Book 1732, Page 640, at Clerk's File No. 1742988 (hereinafter referred to as the "Servitude for Roadway and Passage");

WHEREAS, the District has succeeded to the rights of the Pujo Heirs in the Servitude for Roadway and Passage and other adjacent lands;

WHEREAS, the Servitude of Drainage and the Servitude for Roadway and Passage were amended by the District and Sulphur by that certain Amendment of Servitude Agreements filed April 22, 2014, and recorded at Clerk's File No. 3135864, in Conveyance Book 3947, Page 56, of the records of Calcasieu Parish, Louisiana (hereinafter, the "First Amendment");

WHEREAS, the Servitude of Drainage, the Servitude for Roadway and Passage, and First Amendment were all amended and restated in that Amendment and Restatement of Servitude Agreements filed June 26, 2017, and recorded at Clerk's File No. 3280543, in Conveyance Book 4198, Page 758, of the records of Calcasieu Parish, Louisiana (the "Amendment and Restatement"); and

WHEREAS, the District has requested that the Amendment and Restatement be amended by this First Amendment to Amendment and Restatement of Servitude Agreements (this "Amendment") in order to facilitate the construction, maintenance and operation of a natural gas to methanol project on property of the District that is adjacent to the property of Sulphur.

NOW, THEREFORE, the District and Sulphur do hereby amend the Amendment and Restatement as follows, to-wit:

1. The following language is hereby added following the paragraph beginning with "Sulphur does hereby also acknowledge...":

"In the event of a default hereunder, the non-defaulting party shall have all rights and remedies available as a matter of applicable Louisiana law, including, but not limited to, the right to collect damages from the defaulting party and to enforce the provisions hereof by specific performance or by mandatory or prohibitory injunction. A party shall not be in default hereunder unless that party has been given written notice specifiying the default and fails to cure such default within one hundred and twenty (120) days after receipt of the notice. This Amendment and Restatement of Servitude Agreements, and the servitudes and rights of use granted hereunder, may not be terminated, cancelled or rescinded as a result of a breach or default hereunder."

Any reference to "Lake Charles Methanol, LLC" in the Amendment is 2. hereby replaced with "Lake Charles Methanol II, LLC."

The parties do hereby also acknowledge that certain Consent Agreement by and between the District and Sulphur filed June 26, 2017, recorded at Clerk's File No. 3280544, in Conveyance Book 4198, Page 766, of the records of Calcasieu Parish, Louisiana (the "Consent"). Further, the parties do hereby amend the Consent to replace any reference to "Lake Charles Methanol, LLC" with "Lake Charles Methanol II, LLC, or any subsequent tenants of the District"

Except as modified herein, all of the terms and conditions of the Amendment and Restatement and the Consent shall remain in full force and effect as originally written and said agreements are hereby ratified in full. In the event of a conflict between the terms of this Amendment and the terms of the Amendment and Restatement or the Consent, the terms of this Amendment shall control.

The servitude and all rights and privileges pertaining thereto shall inure to the benefit of the successors, assigns, tenants, invitees, licensees, agents and employees of the parties hereto.

This instrument may be executed in multiple counterparts, each of which shall be deemed an original and all of which shall constitute one agreement. The signatures of any party to a

	a signature to, and may be appended to, any other counterpart.
, 2024, in the pres	GNED in Lake Charles, Louisiana, on this day of ence of me, Notary Public, and the following competent witnesses
who have signed in the presence of	f said party and me, Notary Public.
Witnesses:	LAKE CHARLES HARBOR & TERMINAL DISTRICT
Print:	Richert Self, Executive Director
Print:	-
THUS DONE AND SIGNI	y Name:
Witnesses:	CITY OF SULPHUR, LOUISIANA
Print:	T'd
Print:	
Notary	y Name:

Resolution adopting the bylaws for the Sulphur Armed Forces Commission.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby adopt the following bylaws for the SULPHUR ARMED FORCES COMMISSION.

SULPHUR ARMED FORCES COMMISSION BYLAWS

Article I

The name of the Commission will be the SULPHUR ARMED FORCES COMMISSION.

Article II

The purpose of the COMMISSION is to act as a liaison group to promote the importance of our military veterans (Active, Inactive and Retired) in the City of Sulphur. They will interact with the local area Armed Forces and local veterans (Active, Inactive and Retired) to promote goodwill, assistance and understanding between the City of Sulphur within the active, inactive, and retired military community.

Article III

The COMMISSION will be comprised of five (5) appointed members, appointed by the Sulphur City Council. Each district will have one appointment for a total of (5) five appointed members of the commission. It will be the responsibility of the five (5) appointed members to act as liaison to their respective council members. This will ensure the council members are informed of the actions of the Sulphur Armed Forces Commission, as well as special projects of the commission

Article 1V

In addition to the five (5) appointed members the SULPHUR ARMED FORCES COMMISSION will be open to all veterans (active, inactive and retired) as well as individuals interested in promoting goodwill between the civilian and military communities. The prospective members (preposed) will be approved by the sitting board officers of the SULPHUR ARMED FORCES COMMISSION.

Article V

SULPHUR ARMED FORCES COMMISSION appointed members will serve for a period of four (4) years to run in conjunction with Sulphur City Council Election and may be reappointed by the Sulphur City Council. Should a member be unable to serve his or hers appointed tenure in an active manner, he or she will submit a letter of resignation to the Sulphur City Council and another person will be appointed by the Sulphur City Council to serve with the approval of the City Council member who made the original appointment.

Article VI

At the first meeting of each year, the Armed Forces COMMISSION will appoint an executive board. The executive board will consist of the following:

- The COMMANDER will oversee and direct the overall operation of the COMMISSION.
- Vice COMMANDER will oversee and direct the program of activities as well as assist the secretary in disseminating any pertinent information to the members at large
- o Second Vice COMMANDER will serve as Chaplain and oversee as well as direct the public relations and public information activities of the COMMISSION.
- The Secretary-Treasurer will oversee and direct the recording of all meetings and finances of the COMMISSION.

Article VII

The commander will serve as representative from the COMMISSION and serve as the primary liaison to the Sulphur City Council.

Article VIII

The members at large will be informed about the meeting dates and agendas by the Vice Commander and Secretary in any manner required to keep the membership at large informed of the commission's projects, special events and activities.

		the City Council of the City of	
	Sulphur, Louisiana	a, on this	
	day of	2024 .	
ATTEST:			
ARLENE BLANCHARD. Clerk			

Resolution appointing Bill LeBlanc to the Sulphur Industrial Development Board.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby appoint Bill LeBlanc to the Sulphur Industrial Development Board which term will expire October 2029.

	APPROVED AND ADOPTED by the City Council of the City of Sulphur, Louisiana, on this day of, 2024.
	NICK NEZAT, Chairman
ATTEST:	
ARLENE BLANCHARD. Clerk	

Resolution authorizing Mayor Mike Danahay to sign the Edward Byrne Jagg Grant (JAG) application to fund replacing end of life for Cellebrite Phone Forensics Laptop.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby authorize Mayor Mike Danahay to sign the Edward Byrne Jagg Grant (JAG) application to fund replacing end of life for Cellebrite Phone Forensics Laptop.

	APPROVED AND ADOPTED by the City Council of the City of Sulphur, on this day of, 2024
	NICK NEZAT, Chairman
ATTEST:	
ARI ENE RI ANCHARD, Clark	

Resolution approving liquor license Sulphur Parks and Recreation Frasch Golf Course, located at 933 West Parish Road.

BE IT RESOLVED by the City Council of the City of Sulphur, Louisiana, the governing authority thereof, that they do hereby approve liquor license for Sulphur Parks and Recreation Frasch Golf Course, located at 933 West Parish Road.

	APPROVED AND ADOPTED by the City Council of the City of Sulphur, Louisiana, on this day of, 2024.
	NICK NEZAT, Chairman
ATTEST:	
ARI ENE RI ANCHARD Clerk	



LIQUOR LICENSE APPLICATION APPROVAL SHEET

The following applicant is applying to the City of Sulphur for a permit to sell beverages of alcohol content at a retail.

Business Name: Sulphur Parks and Recreation-Frasch Golf Course
Owner: Sulphur Parks and Recreation
Business Location: 933 W Parish Rd Sulphur, La 70663
Date of Application: 10/03/2024
Class: ■ A ■ B Content: ■ High ■ Low
Applicant has provided all required documentation to the City of Sulphur Licensing Department.
City of Sulphur Issuance Agent
Director of Finance
City Council Approval:
Council Representative Signature
Date:
Special Comments:



Denise Fontenot, Director of Municipal Services

City of Sulphur Occupational License P O Box 1309 Sulphur, LA 70664 Phone: 337-527-4517 license@sulphur.org



CITY OF SULPHUR

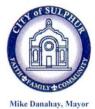
City of Sulphur Liquor License Application

Name of Business: SULPHUR PARKS AND RECREATION - FRASCH GOLF COURS
Location of Business: 400 PICARD ROAD SULPHUR, LA 70663
Legal Name of Owner: SULPHUR PARKS AND RECREATION
Home/Corp Address: 933 W PARISH ROAD SULPHUR, LA 70663
Mailing Address: 933 W PARISH ROAD SULPHUR, LA 70663
Application is for: ☑ CLASS "A" ☐ CLASS "B"
Content: ☐ HIGH ☐ LOW ☐ HIGH & LOW
Sole Proprietor: □ Partnership □ Corp/LLC GOVERNMENT AGENCY
Has a homeowner petition been signed by residents? ■ YES ■ NO
Have you applied for a state license? □ YES ☒ NO
Are you the owner of the premises to be licensed? ■ YES ■ NO
If NO, do you hold a bona Fide Lease? YES NO
Owner's name and address of the premises
Is the business to be conducted wholly by you or by more than one representative? ONLY ONE Federal Tax #: 4336608001400 La. State Tax #: 4336608001400
SULPHUR ORDINANCE Sec. 3-28 Location—Affecting issuance. (b) No permit required by this division shall be granted for any premises situated within three hundred (300) feet or less, of a public playground or of a building used exclusively as a church or synagogue, public library, or school, or full-time day care center except a school for business education conducted as a business college or school. This distance shall be measured as a person walk, using the sidewalk, from the nearest point of the property line of the church or synagogue, library, playground, or school to the nearest point of the premises to be licensed. (Code 1970, § 3-18; Ord. No. 546, 10-14-03) State Law reference— Similar provisions, R.S. 26:80, 280.
Is there a church, synagogue, library, playground, or school located within 300 ft. of premise to be licensed? YES XNO
If YES, has measurements been taken? ☐ YES ☐ NO ☐ N/A If YES, what are the measurements in feet?Ft. ☐ N/A
Are there any residents located within 300 feet of premise to be licensed? ☐ YES NO ☐ N/A
If YES, has measurements been taken? ☐ YES ☐ NO ☐ N/A If YES, what are the measurements in feet?Ft. ☐ N/A
NOTE: The City of Sulphur will validate all measurements



Denise Fontenot, Director of Municipal Services

City of Sulphur Occupational License P O Box 1309 Sulphur, LA 70664 Phone: 337-527-4517 license@sulphur.org



City of Sulphur Liquor License Application

AFFIDAVIT
STATE OF LOUISIANA
PARISH OF CALCASIEU

I, Lourie Ann Koelzen, being the owner/partner/shareholder of the above-named premises, hereby certifies that the above information is true and correct according to the best of my knowledge, information, and belief.

I further certify that I have been a resident of the State of Louisiana for in excess of two (2) years unless a corporation or limited liability corporation; that I or my spouse have never been convicted of a felony under the laws of the State of Louisiana or any other state or country; that I have never had any license to sell or deal in alcoholic beverages revoked by any state or the United States within five (5) years prior to the date of this application. I further understand that any misstatement or concealment of the facts of the above application shall be grounds for revocation of the permit to be issued herein.

_day of _

NOTARY ATTESTS TO SIGNATURE ONLY AND NOT THE CONTENTS OF THIS DOCUMENT

Applicant Signature

Sworn to and subscribed before me, this

Notary Public

Notary Public

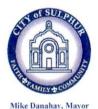
Notary ID No.69402

Catcasleu Parish, LA, My Commission is for Life



Denise Fontenot, Director of Municipal Services

City of Sulphur Occupational License P O Box 1309 Sulphur, LA 70664 Phone: 337-527-4517 license@sulphur.org



City of Sulphur Liquor License Application

AFFIDAVIT STATE OF LOUISIANA PARISH OF CALCASIEU

being the owner/partner/shareholder of the above-named premises, hereby certifies that the above information is true and correct according to the best of my knowledge, information, and belief.

I further certify that I have been a resident of the State of Louisiana for in excess of two (2) years unless a corporation or limited liability corporation; that I or my spouse have never been convicted of a felony under the laws of the State of Louisiana or any other state or country; that I have never had any license to sell or deal in alcoholic beverages revoked by any state or the United States within five (5) years prior to the date of this application. I further understand that any misstatement or concealment of the facts of the above application shall be grounds for revocation of the permit to be issued herein.

NOTARY ATTESTS TO SIGNATURE ONLY AND NOT THE CONTENTS OF THIS DOCUMENT

Applicant Signature

Sworn to and subscribed before me, this ______ day of _____

FAMILY

Notary ID No.69402



Denise Fontenot, Director of Municipal Services

City of Sulphur Occupational License P O Box 1309 Sulphur, LA 70664 Phone: 337-527-4517 license@sulphur.org



City of Sulphur Liquor License Application

AFFIDAVIT STATE OF LOUISIANA PARISH OF CALCASIEU

I, Thomas Alexander wallwork, being the owner/partner/shareholder of the above-named premises, hereby certifies that the above information is true and correct according to the best of my knowledge, information, and belief.

I further certify that I have been a resident of the State of Louisiana for in excess of two (2) years unless a corporation or limited liability corporation; that I or my spouse have never been convicted of a felony under the laws of the State of Louisiana or any other state or country; that I have never had any license to sell or deal in alcoholic beverages revoked by any state or the United States within five (5) years prior to the date of this application. I further understand that any misstatement or concealment of the facts of the above application shall be grounds for revocation of the permit to be issued herein.

> NOTARY ATTESTS TO SIGNATURE ONLY AND NOT THE CONTENTS OF THIS DOCUMENT

Applicant Signature

Sworn to and subscribed before me, this \\ \tag{\pm} day of September, 3020

> MARY L CHO Notary Public

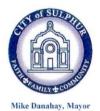
> > Page 3 of 5

Notary ID No.69402 ssieu Parish, LA, My Commission is for Life



Denise Fontenot, Director of Municipal Services

City of Sulphur Occupational License P O Box 1309 Sulphur, LA 70664 Phone: 337-527-4517 license@sulphur.org



City of Sulphur Liquor License Application

AFFIDAVIT STATE OF LOUISIANA PARISH OF CALCASIEU

I. Dog Cliza beth Carolic being the owner/partner/shareholder of the above-named premises, hereby certifies that the above information is true and correct according to the best of my knowledge, information, and belief.

I further certify that I have been a resident of the State of Louisiana for in excess of two (2) years unless a corporation or limited liability corporation; that I or my spouse have never been convicted of a felony under the laws of the State of Louisiana or any other state or country; that I have never had any license to sell or deal in alcoholic beverages revoked by any state or the United States within five (5) years prior to the date of this application. I further understand that any misstatement or concealment of the facts of the above application shall be grounds for revocation of the permit to be issued herein.

> NOTARY ATTESTS TO SIGNATURE ONLY AND NOT THE CONTENTS OF THIS DOCUMENT

Applicant Signature

anna Caneller

Sworn to and subscribed before me, this _______ day of ____

MARY L CHO

Notary Public Notary ID No.69402

eleu Perish, LA, My Commission is for Life

<u>www.calcasieusalestax.org</u> (337) 217-4280 Fax (337) 217-4281

PARISH OF CALCASIEU SALES TAX CLEARANCE CERTIFICATE FOR OFFICE OF ALCOHOL AND TOBACCO CONTROL

Louisiana Statutes require that both state and local revenue or tax offices provide a tax clearance before the issuance or renewal of a state or local Alcoholic Beverage Permit.

In accordance with Act 1016 of the 1995 Regular Session of the Louisiana Legislature, this document certifies that the taxpayer listed herein is current in filing Calcasieu Parish Sales Taxes and there are no delinquent taxes, penalties, or interest due. This Calcasieu Parish Sales Tax Clearance Certificate must be attached to your Alcoholic Beverage Control permit application in all instances, whether initial or renewal, and submitted to the Office of Alcohol and Tobacco Control.

Calcasieu Parish Taxpayer Number:	00001495			
Federal Employer Identification Number:	000000000			
LA Department of Revenue & Taxation No:				
Taxpayer Name:	SULPHUR	PARKS AND	RECREATION	
Trade Name (if different):	SULPHUR	PARKS AND	RECREATION	
Location Address:	933 W PAR SULPHUR,			
Mailing Address:	933 W PAR SULPHUR,	The state of the s		
*********	*****	******	*******	******
hereby certify that there are no delinquent sales tax Department from the above listed taxpayer, exclud				
Dama Ingram 11	Clerk	//	9/18/2024	
Authorized Signature	Title		Date	

SULPHUR PARKS AND RECREATION 933 W PARISH RD SULPHUR LA 70663-5725 Date of Notice:

January 09, 2024

Letter ID: Account ID: L0428360592 4336608-001-400

Tax Type:

Sales

State Sales Tax Clearance Certificate For Office of Alcohol and Tobacco Control

Louisiana Revised Statutes 26:78, 26:80, and 26:280 provide that the Louisiana Department of Revenue and the local sales tax collection agency or agencies issue a clearance for sales tax purposes before a state Alcoholic Beverage and/or Beer Permit(s) is issued.

This document certifies that you are current in filing and paying your state and/or local sales taxes. This Sales Tax Clearance Certificate must be attached to your Alcoholic Beverage and/or Beer Permit application and submitted to the Office of Alcohol and Tobacco Control of the Louisiana Department of Revenue, and the local Office of Alcoholic Beverage Control.

Clearance will expire one year from date issued

Date: January 09, 2024

Federal Identification Number: 726008299

State ATC Permit Number: 100000101791

Local sales tax agency account number:

Local ABC permit number:

Location Address: 933 W PARISH RD

SULPHUR LA 70663-5725

Anna Manuel

From:

Ellen Rao

Sent:

Thursday, October 3, 2024 1:30 PM

To:

Anna Manuel

Subject:

Re: background check for Laurie K / Natalie B / Thomas W / Anna C

Laurie Koelzer, Tom Wallwork, and Anna Candler are CLEAR with Sulphur Police ONLY.

Natalie Bower's (AKA Natalie Hatfelt) arrest record is listed below.

- 03/24/2024 (Arrested Citation)
 - o Speeding 10-20 MPH (45/30)
- 09/28/2008 (Arrested Citation)
 - o Operating a Vehicle While Intoxicated
 - o Hit and Run
 - o Run Stop Sign (x 3)
 - o Careless Operation
 - Driving on Roadway Laned for Traffic
 - o Failure to Yield to Emergency Vehicles



Ellen Rao

Records Division

Sulphur Police Department 500 B North Huntington St. Sulphur, LA, 70663

Desk: (337) 527-4597

From: Anna Manuel <amanuel@sulphur.org> Sent: Thursday, October 3, 2024 11:26 AM

To: Ellen Rao <erao@sulphur.org>

Subject: RE: background check for Laurie K / Natalie B / Thomas W / Anna C



Thank you and have a blessed day!

Anna Manuel

License Department City of Sulphur 110 N Huntington St. Sulphur, La 70663

Resolution appointing a member to the Sulphur Housing Authority Board of Directors.

Directors.	
	cil of the City of Sulphur, Louisiana, the by appoint to the Sulphur Housing expire November, 2029.
	APPROVED AND ADOPTED by the City Council of the City of Sulphur, Louisiana, on this day of, 2024.
ATTEST:	NICK NEZAT, Chairman
ARLENE BLANCHARD, Clerk	_