

MINUTES OF THE
BLANCHARD MAYOR AND TOWN COUNCIL
REGULAR MEETING–MAY 11, 2010
7:00 O'CLOCK

Present: Alderpersons Ashby, Lee, Prewett, and Whittington, Atty. Tom Arceneaux, Chief Presswood, Caddo Deputy Corp. Warner, David Yeates, Lonnie Smith, Town Clerk Debra Smith, and various citizens.

Absent: Mayor Digilormo, Alderperson Jones and Dave Cherry.

Meeting called to order 7:00 p.m. by Debra Smith, Town Clerk.

Motion by Lee to appoint Whittington to preside temporarily and perform the duties of the Mayor, in the absence of the Mayor and the Mayor Pro Tempore, for the Special Meeting of the Board of Alderpersons of the Town of Blanchard on May 11, 2010, in accordance with La. R.S. 33:405(A)(3). Seconded by Prewett.

Roll Call Vote:

YEAS: Ashby, Lee, Prewett.

NAYS: None

ABSTAINED: Whittington

ABSENT: Jones

Pledge of Allegiance led by Prewett.

Invocation given by Arceneaux.

Questions and Statements of Citizens: None

Motion by Lee to accept the minutes of the regular meeting of April 13, 2010. Second by Prewett. All voted yea.

OLD BUSINESS

Ballpark water issue

Mr. Ken Brown and Mr. Billy Woods agreed to meet with the Council at the workshop scheduled for May 19, 2010 at 6:30 p.m.

NEW BUSINESS

Ms. Wendy Whitmer

Ms. Whitmer and several of her neighbors were in attendance to inform the Council of what they felt was an unsafe condition in their neighborhood. The Council stated they would take the concerns under advisement.

Mr. Tim Griffin

Councilman Whittington gave a copy of the Caddo Parish Animal Control Ordinance to Mr. Griffin. He was informed to call Chief Presswood if there are any issues in the future with loose pit bulls in the neighborhood.

Introduce Ordinance 1 of 2010 (Amended 09-10 Budget)

Prewett introduced the following Ordinance 1 of 2010 by title only to be considered for adoption at the Regular Meeting scheduled for June 8, 2010.

Ordinance 1 of 2010 (Amended 09-10 Budget)

An ordinance adopting the amended budget for the fiscal year ending June 30, 2010.

Introduce Ordinance 2 of 2010 (New Budget for 2010-2011)

Lee introduced the following Ordinance 2 of 2010 by title only to be considered for adoption at the Regular Meeting scheduled for June 8, 2010.

Ordinance 2 of 2010 (New Budget for 2010-2011)

An ordinance to adopt the budget for the Town of Blanchard for the fiscal year ending June 30, 2011, and otherwise providing with respect thereto.

Lights for Wasson Rd—Quote from SWEPCO

Motion by Lee to postpone until next meeting pending more information. Second by Prewett. All voted yea.

Lights for Soda Point—Quote from SWEPCO

No action needed since this is a private road that has not been dedicated to the Town.

Hospitalization Insurance Quote—June 1 renewal period

Motion by Lee to accept Coventry Hospitalization Insurance. Second by Prewett. All voted yea.

Resolution 12 of 2010—Property Tax Millage for 2010

RESOLUTION 12 of 2010

BE IT RESOLVED, that the following millage(s) are hereby levied on the 2010 tax roll on all property subject to taxation by the Town of Blanchard:

	<u>MILLAGE</u>
General Fund Operating	6.57 mills
Sewer Depreciation	3.10 mills

BE IT FURTHER RESOLVED that the proper administrative officials of the Parish of Caddo, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2010, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

Motion was made by Lee to adopt Resolution 12 of 2010. Seconded by Ashby.

The foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: Ashby, Lee, Prewett

NAYS: None

ABSTAINED: Whittington had to serve as temporary Mayor Pro Tem

ABSENT: Jones

And Resolution 12 of 2010 was adopted on this 11th day of May, 2010.

Resolution 13 of 2010—M'sport land purchase

RESOLUTION No. 13 of 2010

A RESOLUTION AUTHORIZING THE PURCHASE OF A CERTAIN TRACT OF
LAND FROM THE TOWN OF MOORINGSPOUR,
AND OTHERWISE PROVIDING WITH RESPECT THERETO

WHEREAS, the Town of Blanchard ("Town") is in the process of planning improvements to the Blanchard Public Water System ("System") whose PWS ID No. is LA1017006 (the "Project"), one aspect of which is constructing a new water treatment plant (the "Plant") to service the expansion of the System; and,

WHEREAS, the Town must procure a suitable location on which construct the Plant, which location has been identified in the Town of Mooringsport ("Mooringsport").

NOW, THEREFORE, BE IT RESOLVED by the Board of Alderpersons of the Town as follows:

Section 1. Johnny V. Digilormo, in his capacity as Mayor of the Town ("Mayor"), is authorized to acquire, on behalf of the Town, all the right, title and interest to a certain tract of land, more fully described as the Northwest Quarter of the Southeast Quarter of the Northeast Quarter (NW/4 of SE/4 of NE/4) of Section 36, Township 20 North, Range 16 West, Caddo Parish, Louisiana (the "Tract") from Mooringsport.

Section 2. The Contract of Sale ("Contract") with its Exhibit "A" being a form of deed to be used for transfer of property at the closing of the sale ("Deed"), attached to this Resolution, which Contract and Deed, as an attachment to the Contract and as a stand-alone instrument of conveyance, are hereby approved, in substantially the same form with any immaterial changes approved by the Town Attorney, for use in obtaining all rights, title and interest to the Tract; and,

Section 3. The Town agrees that Mooringsport may reserve the following non-exclusive servitudes: (i) a right of passage over the existing roadway, as shown on the attached map of the Tract ("Right of Passage"); and (ii) a perpetual servitude with the right to use, operate, inspect, repair, maintain and remove the single existing sewer force main or any one replacement sewer force main ("Sewer Main Servitude"), which Sewer Main Servitude shall extend from the Western boundary of the existing roadway to five (5) feet on the other side of the existing sewer force main, as shown by the attached map of the Tract.

Section 4. Further, the Town agrees that Mooringsport may reserve minerals on the Tract as follows: "Seller reserves the oil, gas and other minerals lying in, under or which may be produced from the Subject Property, together with all rights of ingress and egress associated with the reservation of minerals. In the exercise of its rights under this mineral reservation, Seller and any lessee of Seller shall not be entitled to disturb the surface of the Subject Property, and Seller shall not engage in subsurface mining or other mineral exploration of the Subject Property that might cause subsidence. Seller shall not use the surface of the Subject Property for any drilling or production purposes, including but not limited to drilling, completion, reworking, laying or operations of pipelines, or any other

activity, it being the intention of Seller and Buyer that any activities relating to prospecting for, exploration or production of the minerals reserved herein shall be conducted on property other than the Property.”

Section 5. The Town, at its sole discretion, may obtain a survey of the Tract prior to the closing of the sale, or at any time thereafter.

Section 6. The Town Attorney is and was authorized to engage in negotiations with the Town of Mooringsport to procure the Tract on behalf of the Town.

Section 7. The price to acquire the Tract shall not exceed Sixty Thousand and no/100 Dollars (\$60,000.00) (“Purchase Price”).

Section 8. The Purchase Price shall be appropriated from the Sewer Ad Valorem account, and shall be included in the budget as a Construction Expense item. The entirety of the Purchase Price amount shall be reimbursed to the Sewer Ad Valorem account, once the necessary funds are obtained by way of bond proceeds from the USDA-RD or the DHH, or a combination of both.

Section 9. The Mayor shall have the authority to execute any closing documents relating to this sale and to approve the issuance of a check, drawn in “good funds” and made payable to the “Town of Mooringsport.”

Section 10. If any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution that can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

Section 11. All resolutions or parts thereof in conflict herewith are hereby repealed. A MOTION TO ADOPT the above resolution was made by Prewett seconded by Ashby and resulted in the following vote:

YEAS: Ashby, Lee, Prewett

NAYS: None

ABSENT: Jones

ABSTAINING: Whittington was required to sit in as temporary Mayor Pro Tem

And Resolution 13 of 2010 was adopted on this 11th day of May, 2010.

Report of Departments

Buildings and Grounds—Whittington state nothing to report.

Streets and Rights of Way—Jones absent.

Water Dept.—Prewett stated everything running good except for the algae problem and the lines are being flushed to help with that issue.

Sewer Dept. — Yeates stated everything running good and the new meter installations are about 85% complete.

Police Dept.—Chief reported he will be receiving a new patrol car in about 10 days and Poke Salad went well.

Treasurer Report—Lee stated nothing to report.

Comments by Mayor

The Mayor will proclaim May 24, 2010 Paul Savage, Jr. day. Mr. Savage will receive his Eagle Scout badge that day. Motion by Prewett to adjourn, second by Lee. All voted yea. Meeting adjourned 8:17.

Johnny Digilormo, Mayor

Debra Smith, Town Clerk