

MINUTES OF THE

BLANCHARD MAYOR AND TOWN COUNCIL

REGULAR MEETING - FEBRUARY 12, 2008

7:00 O'CLOCK

PRESENT: Mayor Pro Tem Jones, Alderpersons Ashby, Lee, Prewett, Whittington, Atty. Tom Arceneaux, Dave Cherry, David Yeates, Debra Smith, Town Clerk, and various citizens.

ABSENT: Mayor Digilormo

Pledge of Allegiance led by Lee.

Invocation given by Whittington.

Questions and Statements of Citizens: Motion by Prewett to amend agenda and let Vista Point Baptist Church speak. Second by Ashby. All voted yea.

Vista Point requested Town Hall on Sundays from 10 a.m.-Noon for services for a period up to 6 months. Regular fees will apply along with a 6 month contract. If continuation becomes necessary after 6 months, Vista Point will approach the Council for approval.

Mr. Jenkins expressed concern with 2 trees within 5 feet of his property. Council will investigate.

Ms. Simokle asked if she was now in Town limits due to recent annexations. She is currently unaffected, but can petition with surrounding neighbors.

Motion by Prewett to accept the minutes of the regular meeting of January 8, 2008. Second by Lee. All voted yea.

OLD BUSINESS

PUBLIC HEARING ON ORDINANCE 1 OF 2008:

Public hearing opened at 7:31. There being no discussion, public hearing closed at 7:32.

ORDINANCE 1 OF 2008:

ORDINANCE NO. 1 OF 2008

AN ORDINANCE DECLARING A MOTOR VEHICLE NO LONGER NEEDED FOR PUBLIC PURPOSES,
PROVIDING THE MEANS OF SALE AND OTHERWISE PROVIDING WITH RESPECT THERETO

WHEREAS, the Water Department of the Town of Blanchard ("Town") has removed from service that certain 1995 Chevrolet S-10 Truck ("Vehicle"), VIN 1GCCS1447SK262289; and

WHEREAS, the Town has no use for Vehicle; and

WHEREAS, the Town wishes to declare that the Vehicle is no longer needed for Public Purposes, and wishes to sell the Vehicle and establish a means of sale of such property pursuant to La. R.S. 33:4712 and other applicable law;

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Town of Blanchard, in due, legal and regular session convened, as follows:

Section 1. The Vehicle is hereby declared no longer needed for public purposes.

Section 2. The Vehicle shall be sold at public auction by Lawler Auctions for a minimum price of \$ 250.00, with the expenses of the auction to be paid from the proceeds of the sale.

Section 3. If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance that can be given effect without the invalid provisions, items or applications and to this end the provisions of this ordinance are hereby declared severable.

Section 4. All ordinances or resolutions or parts hereof in conflict herewith are hereby repealed.

Motion made by Whittington to adopt Ordinance 1 of 2008. Second by Prewett.

YEAS: Ashby, Lee, Prewett and Whittington

NAYS: None

ABSTAINED: None

ABSENT: None

And Ordinance 1 of 2008 was adopted this 12th day of February, 2008.

PUBLIC HEARING ON AMENDMENT TO ORDINANCE No. 8 of 2007:

The public hearing was opened at 7:33. There being no discussion, the public hearing was closed at 7:34.

AMENDMENT TO ORDINANCE No. 8 OF 2007:

AMENDMENT TO ORDINANCE No. 8 OF 2007

AN ORDINANCE DECLARING A FLAIL MOWER NO LONGER NEEDED FOR PUBLIC PURPOSES,
PROVIDING THE MEANS OF SALE AND OTHERWISE PROVIDING WITH RESPECT THERETO

WHEREAS, the Town of Blanchard, Louisiana ("Town") has removed from service that certain Flail Mower, Serial #60603 ("Mower"); and

WHEREAS, the Town has no use for the Mower; and

WHEREAS, the Town wishes to declare the Mower is no longer needed for Public Purposes, and wishes to sell the Mower and establish a means of sale of such property pursuant to La. R.S. 33:4712 and other applicable law;

NOW, THEREFORE, BE IT ORDAINED by the Board of Alderpersons of the Town of Blanchard in due, legal and regular session convened, as follows:

Section 1. The Mower is hereby declared no longer needed for public purposes.

Section 2. The Mower shall be sold at public auction by Lawler Auction Company for a minimum price of \$ 250.00, with the expenses of the auction to be paid from the proceeds of the sale.

Section 3. If any provision or item of the ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items or applications and to this end the provisions of this ordinance are hereby declared severable.

Section 4. All ordinances or resolutions or parts thereof in conflict herewith are hereby repealed.

Motion made by Lee to accept Amendment to Ordinance No. 8 of 2007. Second by Whittington.

YEAS: Ashby, Lee, Prewett and Whittington

NAYS: None

ABSTAINED: None

ABSENT: None

And Amendment to Ordinance No. 8 of 2007 was adopted this 12th day of February, 2008.

NEW BUSINESS

RESOLUTION No. 1 OF 2008 (SEWER RATES)

RESOLUTION 1 OF 2008

A RESOLUTION ESTABLISHING A SCHEDULE OF FEES FOR CONNECTION TO AND USE OF THE MUNICIPAL SEWER SYSTEM IN ACCORDANCE WITH SECTION 15.45(c) OF THE CODE

OF ORDINANCES FOR THE TOWN OF BLANCHARD REGULATING WATER AND SEWER, AND OTHERWISE PROVIDING WITH RESPECT THERETO

WHEREAS, Section 15.45(c) of the Code of Ordinances of the Town of Blanchard permits the Board of Alderpersons ("Governing Body") to establish a schedule of fees to be charged each residence, commercial or industrial establishment which is connected to and utilizing the municipal sewer system; and

WHEREAS, the Governing Body has determined the following schedule of fees be established and charged to each residence, commercial or industrial establishment which is connected to and utilizing the municipal sewer system:

Inside Town Limits

Residential: \$ 5.00 Flat rate and \$1.50/1,000 up to 10,000
 \$ 2.00/1,000 from 10,000 to 20,000
 \$ 2.50/1,000 from 20,000 to 30,000
 With cap @ 30,000

Commercial: \$ 15.00 Flat rate and \$1.50/1,000 up to 10,000
 \$ 2.00/1,000 from 10,000 to 20,000
 \$ 2.50/1,000 anything above 20,000

Industrial: \$ 80.00 Flat rate \$2.00/1,000 no cap

Outside Town Limits

Residential: \$ 10.00 Flat rate and \$1.50/1,000 up to 10,000
 \$ 2.00/1,000 from 10,000 to 20,000
 \$ 2.50/1,000 from 20,000 to 30,000
 With cap @ 30,000

Commercial: \$ 80.00 Flat rate and \$1.50/1,000 up to 10,000
 \$ 2.00/1,000 from 10,000 to 20,000
 \$ 2.50/1000 anything above 20,000

Industrial: \$80.00 Flat rate \$2.00/1000 no cap

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Governing Body of the Town that:

Section 1. The foregoing schedule of fees be hereby established and kept on file in the office of the clerk.

Section 2. This ordinance shall become effective immediately.

Section 3. All other resolutions or parts thereof in conflict herewith are hereby repealed.

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

Motion made by Lee to adopt Resolution 1 of 2008. Second by Ashby.

YEAS: Ashby, Lee, Prewett and Whittington

NAYS: None

ABSTAINED: None

ABSENT: None

And Resolution 1 of 2008 was adopted on this 12th day of February, 2008.

RESOLUTION No. 2 OF 2008 (POLICE CHIEF'S PAY RAISE)

RESOLUTION NO 2 OF 2008

A RESOLUTION PROVIDING FOR SUPPLEMENTAL PAY FOR THE POLICE CHIEF OF THE TOWN OF BLANCHARD AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the Town Council of the Town of Blanchard, in due, legal and regular session convened, finds that Gary Presswood, the duly elected Chief of Police of the Town, holds certification as a police officer by the State of Louisiana and actually works full-time in his capacity as Chief of Police, precluding alternative employment.

NOW THEREFORE, BE IT RESOLVED, in accordance with Ordinance No. 6 of 2002 of the Town of Blanchard, as amended, that, commencing on March 1, 2008, during all times and only during such times while Gary Presswood holds certification and works full-time in his capacity as Chief of Police, he shall be entitled to supplemental pay in the amount of Forty-four Thousand Six Hundred & no/100 (\$44,600.00) per year; provided that the continuation of this Resolution is in the best interest of the Town of Blanchard. Should he cease full-time employment or should lose certification, Gary Presswood shall no longer be entitled to supplemental pay from the Town.

BE IT FURTHER RESOLVED, that 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.

BE IT FURTHER RESOLVED, that all resolutions or parts hereof in conflict herewith are hereby repealed.

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

Motion made by Whittington to adopt Resolution 2 of 2008. Second by Lee.

YEAS: Ashby, Lee, Prewett and Whittington

NAYS: None

ABSTAINED: None

ABSENT: None

And Resolution 2 of 2008 was adopted on this 12th day of February, 2008.

ORDINANCE 2 OF 2008:

Ashby introduced Ordinance 2 of 2008 by title only to be considered for adoption at the March 11, 2008 council meeting.

ORDINANCE 2 OF 2008

AN ORDINANCE TO AMEND SECTION 15.44(b) OF THE CODE OF ORDINANCES FOR THE TOWN OF BLANCHARD REGULATING WATER AND SEWER, AND OTHERWISE PROVIDING WITH RESPECT THERETO

ORDINANCE 3 OF 2008:

Lee introduced Ordinance 3 of 2008 by title only to be considered for adoption at the March 11, 2008 council meeting.

ORDINANCE 3 OF 2008

AN ORDINANCE TO REPEAL SECTION 6.85 OF THE CODE OF ORDINANCES FOR THE TOWN OF BLANCHARD PERTAINING TO LICENSING AND REGULATIONS, AND OTHERWISE PROVIDING WITH RESPECT THERETO

ORDINANCE 4 OF 2008:

Lee introduced Ordinance 4 of 2008 by title only to be considered for adoption at the March 11, 2008 council meeting.

ORDINANCE 4 OF 2008

AN ORDINANCE TO AMEND SECTION 6.87 OF THE CODE OF ORDINANCES FOR THE TOWN OF BLANCHARD PERTAINING TO LICENSING AND REGULATIONS, AND OTHERWISE PROVIDING WITH RESPECT THERETO

ORDINANCE 5 OF 2008:

Ashby introduced Ordinance 5 of 2008 by title only to be considered for adoption at the March 11, 2008 council meeting.

ORDINANCE 5 OF 2008

AN ORDINANCE TO AMEND SECTION 6.89 OF THE CODE OF ORDINANCES FOR THE TOWN OF BLANCHARD PERTAINING TO LICENSING AND REGULATIONS, AND OTHERWISE PROVIDING WITH RESPECT THERETO

ORDINANCES 3, 4, AND 5 OF 2008:

Motion made by Whittington to reconsider introductions of Ordinances 3, 4, & 5 of 2008 by title only. Second by Lee. All voted yea.

ORDINANCE 3 OF 2008:

Lee introduced Ordinance 3 of 2008 by title only to be considered for adoption at the March 11, 2008 council meeting.

ORDINANCE 3 OF 2008

AN ORDINANCE TO REPEAL SECTION 6.85, AND TO AMEND SECTIONS 6.87 AND 6.89 OF THE CODE OF ORDINANCES FOR THE TOWN OF BLANCHARD PERTAINING TO LICENSING AND REGULATIONS, AND OTHERWISE PROVIDING WITH RESPECT THERETO

REPEAL INTRODUCTION OF ORDINANCES 4 & 5 OF 2008 BY TITLE ONLY

Motion by Lee, second by Ashby. All yea.

VISTA POINT BAPTIST CHURCH

See questions and statements of citizens.

DARREN MONTGOMERY-BUILDING INSPECTOR

Lee made motion to add Mr. Montgomery as additional building inspector using same fee structure currently in place. Second by Prewett. All voted yea.

DEBORAH DEES AUDIT REPORT

Dees agreed with the Sewer rate increase due to recent expenditures for routine maintenance. Dees issued an unqualified opinion for audit for FY 2006-2007. Prewett made motion to accept report. Second by Ashby. All voted yea.

REPORT OF DEPARTMENTS

Buildings and grounds: Whittington reported estimates are being acquired for car shed roof. Streets and Rights of Way: Nothing to report.

Water Department: Dave Cherry reported Pilot Study required to run 7 months for DHH approval. Lee made motion to authorize Attorney Arceneaux to send letter to DEQ. Ashby second. All yea.

Sewer Department: David Yeates recommends E. Sanders for 4 % increase effective 2/13/08.

Police Department: Nothing to report.

Treasurer Report: Lee made motion to send DOTD letter re: relocation funds. Second Ashby. All voted yea.

COMMENTS BY THE MAYOR:

Mayor Pro Tem Jones expressed get well wishes to Mayor Digilormo. Motion made by Jones to adjourn, second by Lee. All voted yea. The meeting was adjourned at 8:29.

ALLISON JONES, MAYOR PRO TEM

DEBRA SMITH, TOWN CLERK

From: Debra Smith
Sent: Wednesday, February 27, 2008 4:16 PM
To: 'dannylawler@cmaaccess.com'
Subject: Council meeting

Danny,

Could you please publish the attached minutes in the next edition?

Thanks,

Debra Smith