

**PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF NATCHITOCHEs, STATE OF LOUISIANA,
REGULAR MEETING HELD ON
MONDAY, JANUARY 14, 2019 AT 5:30 P.M.**

The City Council of the City of Natchitoches met in legal and regular session at the Natchitoches Arts Center, 716 Second Street, Natchitoches, Louisiana on Monday, January 14, 2019 at 5:30 p.m.

There were present:

Mayor Lee Posey
Councilman At Large Don Mims, Jr.
Councilman Dale Nielsen
Councilwoman Sylvia Morrow
Councilman Lawrence Batiste

Guests: None

Absent: None

Mayor Lee Posey called the meeting to order and welcomed everyone for coming. Michael Braxton was asked to lead the invocation and Councilman Eddie Harrington led the Pledge of Allegiance.

Mayor Posey then called for the reading and approval of the minutes for the December 10, 2018 meeting. Mr. Mims moved that we dispense with the reading of the minutes and approval of same. Seconded by Ms. Morrow, a roll call vote was as follows:

Ayes:	Batiste, Nielsen, Mims, Harrington, Morrow
Nays:	None
Absent:	None
Abstain:	None

The following Resolution was introduced by Ms. Morrow and Seconded by Mr. Harrington as follows, to –wit:

RESOLUTION NO. 004 OF 2019

PROCLAMATION DECLARING JANUARY 21, 2019 AS MARTIN LUTHER KING, JR. DAY IN THE CITY OF NATCHITOCHES

WHEREAS, each year on the third Monday of January, schools, federal offices, post offices and banks across America close as we observe and honor Dr. Martin Luther King’s Birthday; and

WHEREAS, the first national celebration of the Dr. Martin Luther King, Jr., Holiday took place January 20, 1986, and this year the celebration will be on January 21, 2019; and

WHEREAS, America was moved by a young preacher who called a generation to action and forever changed the course of history. The Reverend Dr. Martin Luther King, Jr. devoted his life to the struggle for justice and equality, sowing seeds of hope for a day when all people might claim “the riches of freedom and the security of justice.” On Martin Luther King, Jr., Federal Holiday, we celebrate the life and legacy of Dr. King; and

WHEREAS, Dr. King advocated non-violent action as a means to overcome the evil of racism in America, and he led the effort that resulted in the Civil Rights Act of 1964; and

WHEREAS, Dr. King guided us toward a mountaintop on which all Americans – regardless of skin color – could live together in mutual respect and brotherhood. Dr. King recognized the power of service to strengthen communities and achieve common goals; and

WHEREAS, Dr. King dedicated his life to empowering people, and challenged them to lift up their neighbors and communities. He broke down barriers within our society by encouraging Americans to look past their differences and refused to rest until our Nation fulfilled its pledge of liberty and justice for all; and

NOW, THEREFORE, I, LEE POSEY, Mayor of the City of Natchitoches hereby proclaim, Monday, January 21, 2019 as

MARTIN LUTHER KING, JR. DAY

in the City of Natchitoches in honor of the memory and legacy of Dr. King.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES: Batiste, Nielsen, Mims, Harrington, Morrow
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Lee Posey declared the Resolution passed by a vote of 5 Ayes to

0 Nays on this 14th day of January, 2019.

LEE POSEY, MAYOR

The following Ordinance was introduced by Mr. Mims at the Natchitoches City Council meeting held on January 14, 2019 as follows:

ORDINANCE NO. 001 OF 2019

AN ORDINANCE, UPON THE RECOMMENDATIONS OF THE FINANCE DEPARTMENT, THAT THE CITY OF NATCHITOCHEs ENTER INTO A LEASE OF A 125 ACRE TRACT AT THE NATCHITOCHEs SEWER TREATMENT PLANT FOR HAY OPERATIONS WITH MCNEELY CATTLE, LLC, AND AUTHORIZING THE MAYOR, LEE POSEY, TO EXECUTE SAID LEASE ON BEHALF OF THE CITY OF NATCHITOCHEs, AND TO PROVIDE FOR ADVERTISING.

WHEREAS, the City of Natchitoches is the owner of a tract of land situated in Sections 20, 29 and 30, Township 9 North, Range 6 West, which is the location of the Natchitoches Sewer Treatment Plant and a shooting range currently used by the City of Natchitoches Police Department; and

WHEREAS FURTHER, approximately 125 acres of the above described property is not currently in use as a portion of the Sewer Treatment Plant or shooting range and is not currently being used by the City of Natchitoches, Louisiana; and

WHEREAS FURTHER, the City of Natchitoches has negotiated a Hayfield Lease with McNeely Cattle, LLC (sometimes hereinafter referred to as “McNeely”), and is of the opinion that McNeely will satisfactorily fulfill its obligations under the lease, and is of the opinion that a lease should be entered into for a five year term with McNeely; and

WHEREAS FURTHER, a lease has been prepared setting forth the terms, conditions, and consideration for the proposed hay field lease, and a copy of which said lease is attached hereto; and

WHEREAS FURTHER, under the provisions of Louisiana R. S. 33:4712, any property owned by the City can be leased to any person after due advertisement and compliance with the law;

WHEREAS FURTHER, the City Council is of the opinion that the hay field rights are not needed by the City for any public purpose, but are a potential source of revenue if leased;

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Natchitoches, that the Council is of the opinion that the hay field rights are not needed by the City for any public purpose, but are a potential source of revenue if leased.

BE IT FURTHER ORDAINED that Lee Posey, Mayor of the City of Natchitoches, be and he is hereby authorized and empowered to enter into a lease agreement with McNeely Cattle, LLC, for hay field operations, all in substantial compliance with the lease agreement, a copy of which is attached hereto.

BE IT FURTHER ORDAINED That notice of this proposed ordinance be published three (3) times in fifteen (15) days, one (1) week apart, in the Natchitoches Times, the legal journal for the City, and that ordinance be posted in the City Hall.

BE IT FURTHER ORDAINED that any opposition to this ordinance shall be made in writing, filed with the Clerk for the City of Natchitoches within fifteen (15) days after the first publication of this ordinance, and that a public hearing be held after the advertisements have been completed.

BE IT FURTHER ORDAINED that the City Clerk be authorized to advertise this proposed lease in accordance with law, i.e., three times in fifteen days, one week apart and to report to the City Council if any opposition is made in writing prior to the time of final adoption.

BE IT FURTHER ORDAINED that the City takes cognizance of the fact that the rights to the property described above is not needed for public purposes by the City.

The following Ordinance was introduced by Mr. Nielsen at the Natchitoches City Council meeting held on January 14, 2019 as follows:

ORDINANCE NO. 002 OF 2019

AN ORDINANCE EXTENDING THE CITY LIMITS OF THE CITY OF NATCHITOCHEs ANNEXING A .256 ACRE TRACT, MORE OR LESS, SITUATED IN SECTION 81, TOWNSHIP 9 NORTH, RANGE 7 WEST, NATCHITOCHEs PARISH, LOUISIANA, A .25 ACRE TRACT, MORE OR LESS, SITUATED IN SECTION 83, TOWNSHIP 9 NORTH, RANGE 7 WEST, NATCHITOCHEs PARISH, LOUISIANA, AND A 1 ACRE TRACT, MORE OR LESS, SITUATED IN SECTION 83, TOWNSHIP 9 NORTH, RANGE 7 WEST, NATCHITOCHEs PARISH, LOUISIANA, ALL OF SAID TRACTS BEING OWNED BY THE CITY OF NATCHITOCHEs AND LYING ADJACENT TO THE SOUTHEASTERLY RIGHT OF WAY OF LOUISIANA HIGHWAY 6, AND ADJACENT TO THE EXISTING MUNICIPAL LIMITS OF THE CITY OF NATCHITOCHEs, AND FURTHER PROVIDING FOR THE FIXING OF A PUBLIC HEARING, ADVERTISEMENT, FIXING COUNCIL DISTRICT FOR SAME, FIXING ZONING CLASSIFICATION AND PROVIDING FOR AN EFFECTIVE DATE OF THE ORDINANCE.

WHEREAS, the City of Natchitoches, Louisiana (sometimes hereinafter “City”) is the owner of three tracts of land situated on the southeasterly right of way of Louisiana Highway 6, all of which tracts of ground were acquired by the City for use in the development of a recreation and sports complex and all of which are adjacent to the current corporate boundaries of the City of Natchitoches; and

WHEREAS FURTHER, the City acquired a tract of land from the Evans Family Trust, L.L.C., et al, by deed recorded December 28, 2016, at Conveyance Book 708, page 271, of the records of Natchitoches Parish, Louisiana, said tract described as follows, to-wit:

A tract of land located in Section 83, Township 9 North, Range 7 West, City and Parish of Natchitoches, Louisiana, together with all buildings and improvement thereon, being 100 acres, more or less, and being described as follows:

Beginning at Point 51 as shown on that survey by A. J. Brouillette, dated September 26, 1979, recorded at Map Slide 645A of the records of Natchitoches Parish, Louisiana, thence South 0 degrees 10 minutes 59 seconds West a distance of 938.16 feet (record 938.5 feet); thence South 89 degrees 35 minutes 27 seconds West a distance of 699.98 feet (record 700 feet); thence South 0 degrees 8 minutes 1 second West a distance of 426.21 feet; thence South 75 degrees 42 minutes 24 seconds West a distance of 965.85 feet; thence South 85 degrees 56 minutes 10 seconds West a distance of 1,200.49 feet; thence South 76 degrees 21 minutes 44 seconds West a distance of 656.76 feet; thence North 1 degree 2 minutes 35 seconds East a distance of 882.94 feet; to a point on the southeasterly right of way of University Parkway; thence in a northeasterly direction along the southeasterly right of way of University Parkway along a curve having a range of 3,424.05 feet; $L = 100$ feet, $CHB = N 49$ degrees 52 minutes 22 seconds E, and $CHD = 99.99$ feet; thence South 89 degrees 35 minutes 44 seconds East a distance of 743.82 feet (record 743.96 feet); thence North 0 degrees 13 minutes 18 seconds East a distance of 713.38 feet (record 712.90 feet); thence South 89 degrees 47 minutes 14 seconds West a distance of 128.18 feet to a point on the southeasterly right-of-way of University Parkway; thence in a northeasterly direction along the southeasterly right-of-way of University Parkway along a curve having a range of 3,424.05 feet, $L = 154.47$ feet, $CHB = North 31$ degrees 58 minutes 7 seconds East; and $CHD = 154.45$ feet; thence North 64 degrees 15 minutes 1 second East a distance of

52.21 feet; thence North 89 degrees 8 minutes 56 seconds East a distance of 2,636.21 feet (record 2,637.5 feet) to the point of beginning, all as more fully shown and depicted on a survey by Robert Lynn Davis, Professional Land Surveyor, dated December 22, 2016.

WHEREAS FURTHER, the majority of the above described tract is currently situated within the municipal limits of the City of Natchitoches, Louisiana, but a small portion of the above described tract is currently outside of the municipal limits of the City of Natchitoches, Louisiana, said portion located outside of the municipal limits of the City of Natchitoches, Louisiana, being described as follows, to-wit:

A tract of land located in Section 83, Township 9 North, Range 7 West, City and Parish of Natchitoches, Louisiana, together with all buildings and improvement thereon, being .25 acres, more or less, and being described as follows:

Beginning at Point 50 as shown on that survey by A. J. Brouillette, dated September 26, 1979, recorded at Map Slide 645A of the records of Natchitoches Parish, Louisiana, thence South 64 degrees 15 minutes 1 second West a distance of 52.21 feet; thence in a southwesterly direction along the easterly right of way of University Parkway (Louisiana Highway No. 6) thence along a curve having a range of 3,424.05 feet; L = 154.47 feet; CHB = South 31 degrees 58 minutes 7 seconds West and CHD = 154.45 feet; thence North 89 degrees 47 minutes 14 seconds East a distance of 128.18 feet; thence North 13 degrees 18 minutes 18 seconds East a distance sufficient to intersect the point of beginning.

(Sometimes hereinafter "Tract 1")

WHEREAS FURTHER, the City acquired a tract of land from Grand Havens, L.L.C., by deed recorded March 20, 2017, at Conveyance Book 710, page 342, of the records of Natchitoches Parish, Louisiana, said tract described as follows, to-wit:

That certain piece, parcel or tract of land, with all buildings and improvements thereon, situated and located in Section 81, Township 9 North, Range 7 West, Natchitoches Parish, Louisiana, being more particularly shown as Tract C containing 0.256 acres on that certificate of survey entitled "A Resubdivision of Lot 15 and a Portion of Lot 14 of Cook, Watson & Breazeale Subdivision", said

plat prepared by Robert Lynn Davis, PLS, dated January 20, 2004 and recorded at Map Slide 614B of the Records of Natchitoches Parish, Louisiana, and described thereon as follows, to-wit:

From a found P.K. nail in asphalt for the Southwest corner of Lot 15 of the Cook, Watson, Breazeale Subdivision, thence North 89 degrees 37 minutes 47 seconds East a distance of 230.99 feet to the point of beginning; thence from the point of beginning North 16 degrees 41 minutes 4 seconds East a distance of 163.10 feet; thence North 63 degrees 47 minutes 52 seconds West a distance of 59.98 feet; thence North 23 degrees 20 minutes 18 seconds East a distance of 90.12 feet; thence South 13 degrees 49 minutes 00 seconds East a distance of 272.75 feet; thence South 89 degrees 37 minutes 47 seconds West a distance of 93.85 feet to the point of beginning.

(Sometimes hereinafter "Tract 2")

WHEREAS FURTHER, the City acquired a tract of land from Michael Ray Bowen, by deed recorded September 12, 2017, at Conveyance Book 715, page 89, of the records of Natchitoches Parish, Louisiana, said tract described as follows, to-wit:

That certain piece, parcel or tract of land, with all buildings and improvements thereon, being one acre, more or less, situated and located in Section 83, Township 9 North, Range 7 West, Natchitoches Parish, Louisiana, being more particularly shown as a 1.00 Acre Tract on that certificate of survey by Robert Lynn Davis, dated August 21, 2017, recorded at Map Slide 767B, and described thereon as follows, to-wit:

From a found 3" by 3" concrete monument, being point No. 49 on a survey for International Paper Co. by A. J. Brouillette, dated 1979, being the Southeast corner of the subject property, thence North 89 degrees 35 minutes 44 seconds West a distance of 744.04 feet to the southeasterly right of way of University Parkway; thence in a northeasterly direction along the right of way of University Parkway being a curve having the following data: Length = 91.47', radius = 3424.05', CHB = N48degrees 16 minutes 57 seconds East, and CHD = 91.47'; thence South 89 degrees 35 minutes 44 seconds East a distance of 676 feet; thence South 0 degrees 13 minutes 18 seconds West a distance of 61.35 feet to the point of beginning.

(Sometimes hereinafter "Tract 3")

WHEREAS FURTHER, the City is the sole owner of Tract 1, Tract 2 and Tract 3, and upon its own petition, the City does desire to annex Tract 1, Tract 2 and Tract 3 into the corporate limits of the City of Natchitoches, Louisiana, all in accordance with Louisiana Revised Statute 33:180; and

WHEREAS FURTHER, the three tracts of land, described above, are contiguous to the current corporate limits of the City of Natchitoches, Louisiana;

NOW THEREFORE, be it ordained by the City Council of the City of Natchitoches, in legal session assembled as follows:

Section 1. The City Council of the City of Natchitoches expresses its desire to enlarge the current boundaries of the City of Natchitoches to include three tracts of land (above described) that are owned by the City of Natchitoches, Louisiana, in accordance with Louisiana Revised Statute 33:180.

Section 2. The boundaries of the City of Natchitoches are hereby enlarged so as to include Tract 1, which is described as follows, to-wit:

A tract of land located in Section 83, Township 9 North, Range 7 West, City and Parish of Natchitoches, Louisiana, together with all buildings and improvement thereon, being .25 acres, more or less, and being described as follows:

Beginning at Point 50 as shown on that survey by A. J. Brouillette, dated September 26, 1979, recorded at Map Slide 645A of the records of Natchitoches Parish, Louisiana, thence South 64 degrees 15 minutes 1 second West a distance of 52.21 feet; thence in a southwesterly direction along the easterly right of way of University Parkway (Louisiana Highway No. 6) thence along a curve having a range of 3,424.05 feet; L = 154.47 feet; CHB = South 31 degrees 58 minutes 7 seconds West and CHD = 154.45 feet; thence North 89 degrees 47 minutes 14 seconds East a distance of 128.18 feet; thence North 13 degrees 18 minutes 18 seconds East a distance sufficient to intersect the point of beginning.

Section 3. The boundaries of the City of Natchitoches are hereby enlarged so as to include Tract 2, which is described as follows, to-wit:

That certain piece, parcel or tract of land, with all buildings and improvements thereon, situated and located in Section 81, Township 9 North, Range 7 West, Natchitoches Parish, Louisiana, being more particularly shown as Tract C containing 0.256 acres on that certificate of survey entitled "A Resubdivision of Lot 15 and a Portion of Lot 14 of Cook, Watson & Breazeale Subdivision", said plat prepared by Robert Lynn Davis, PLS, dated January 20, 2004 and recorded at Map Slide 614B of the Records of Natchitoches Parish, Louisiana, and described thereon as follows, to-wit:

From a found P.K. nail in asphalt for the Southwest corner of Lot 15 of the Cook, Watson, Breazeale Subdivision, thence North 89 degrees 37 minutes 47 seconds East a distance of 230.99 feet to the point of beginning; thence from the point of

beginning North 16 degrees 41 minutes 4 seconds East a distance of 163.10 feet; thence North 63 degrees 47 minutes 52 seconds West a distance of 59.98 feet; thence North 23 degrees 20 minutes 18 seconds East a distance of 90.12 feet; thence South 13 degrees 49 minutes 00 seconds East a distance of 272.75 feet; thence South 89 degrees 37 minutes 47 seconds West a distance of 93.85 feet to the point of beginning.

Section 4. The boundaries of the City of Natchitoches are hereby enlarged so as to include Tract 3, which is described as follows, to-wit:

That certain piece, parcel or tract of land, with all buildings and improvements thereon, being one acre, more or less, situated and located in Section 83, Township 9 North, Range 7 West, Natchitoches Parish, Louisiana, being more particularly shown as a 1.00 Acre Tract on that certificate of survey by Robert Lynn Davis, dated August 21, 2017, recorded at Map Slide 767B, and described thereon as follows, to-wit:

From a found 3" by 3" concrete monument, being point No. 49 on a survey for International Paper Co. by A. J. Brouillette, dated 1979, being the Southeast corner of the subject property, thence North 89 degrees 35 minutes 44 seconds West a distance of 744.04 feet to the southeasterly right of way of University Parkway; thence in a northeasterly direction along the right of way of University Parkway being a curve having the following data: Length = 91.47', radius = 3424.05', CHB = N48degrees 16 minutes 57 seconds East, and CHD = 91.47'; thence South 89 degrees 35 minutes 44 seconds East a distance of 676 feet; thence South 0 degrees 13 minutes 18 seconds West a distance of 61.35 feet to the point of beginning.

Section 5. Be it further ordained that the City of Natchitoches takes cognizance of the fact that this ordinance was introduced at a regular session of the City Council on the ____ 14th day of January, 2019.

Section 6. Be it further ordained that the above and foregoing described properties be and are hereby annexed to the City of Natchitoches, declared to be included in Council District No. 3____ all in accordance with Section 2.03B of the Home Rule Charter of the City of Natchitoches, Louisiana and Louisiana Revised Statute 33:180.

Section 7. Be it further ordained by the City Council that the above described properties be, and they are hereby annexed into the corporate limits of the City of Natchitoches, with a zoning classification of R-1 Residence District - One Family.

Section 8. Be it further ordained by the City Council that this ordinance shall go into effect after the publication of this ordinance in accordance with Law.

The following Resolution was introduced by Mr. Batiste and Seconded by Mr. Nielsen as follows, to –wit:

RESOLUTION NO. 001 OF 2019

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA FOR THE PUBLIC OFFICIAL SCHEDULE BOND FOR THE CITY OF NATCHITOCHE

WHEREAS, the proposals submitted for the Public Officials Bond for the City of Natchitoches have been reviewed and it is recommended the City award the contract to Travelers Casualty and Surety Company of America for the period February 1, 2019 through February 1, 2020 for the bond premium of \$5,250.00.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES: Batiste, Nielsen, Mims, Harrington, Morrow
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Lee Posey declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 14th day of January, 2019.

LEE POSEY, MAYOR

The following Resolution was introduced by Mr. Nielsen and Seconded by Harrington as follows, to –wit:

RESOLUTION NO. 002 OF 2019

A RESOLUTION RE-APPOINTING GENE SPILLMAN ON THE WATERWORKS DISTRICT #1 BOARD OF DIRECTORS FOR THE CITY OF NATCHITOCHES

WHEREAS, the term of office for Mr. Gene Spillman as a member of the Waterworks District #1 Board expired in 2018; and

WHEREAS, The Natchitoches City Council wishes to re-appoint Gene Spillman as a member of the Waterworks District #1 Board; and

WHEREAS, this appointment is for a four-year term beginning January 1, 2019 and expiring January 1, 2023.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Natchitoches does, in legal session convened, hereby appoint Gene Spillman as a member of the Waterworks District #1 Board of Directors.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES: Batiste, Nielsen, Mims, Harrington, Morrow
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Lee Posey declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 14th day of January, 2019.

LEE POSEY, MAYOR

The following Resolution was introduced by Mr. Harrington and Seconded by Mr. Nielsen as follows, to –wit:

RESOLUTION NO. 003 OF 2019

A RESOLUTION RE-APPOINTING PEYTON CUNNINGHAM ON THE WATERWORKS DISTRICT #1 BOARD OF DIRECTORS FOR THE CITY OF NATCHITOCHES

WHEREAS, the term of office for Mr. Peyton Cunningham as a member of the Waterworks District #1 Board expired in 2018; and

WHEREAS, The Natchitoches City Council wishes to re-appoint Peyton Cunningham as a member of the Waterworks District #1 Board; and

WHEREAS, this appointment is for a four-year term beginning January 1, 2019 and expiring January 1, 2023.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Natchitoches does, in legal session convened, hereby appoint Peyton Cunningham as a member of the Waterworks District #1 Board of Directors.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Batiste, Nielsen, Mims, Harrington, Morrow
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Lee Posey declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 14th day of January, 2019.

LEE POSEY, MAYOR

