

**PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF NATCHITOCHEs, STATE OF LOUISIANA,
REGULAR MEETING HELD ON
TUESDAY, MAY 28, 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, May 28, 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. Chief Micky Dove was asked to lead the invocation and Councilman at Large Don Mims led the Pledge of Allegiance.

Mayor Posey then called for the reading and approval of the minutes for the May 13, 2019 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 |

Mayor Posey thanked the Auxiliary VFW of American Legion for the flag garden they helped put together for Memorial Day.

Mayor Posey stated tonight's meeting will be the last meeting held in the Arts Center until the renovations are completed. All meetings will be held at the Natchitoches Municipal Building located at 560 Second Street.

Mayor Posey recognized May as Law Enforcement Month and recognized the Natchitoches Police Department for all their hard work to protect and serve our community.

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

RESOLUTION NO. 032 OF 2019

PROCLAMATION DECLARING JUNE 14, 2019 AS “BIRTHDAY OF THE UNITED STATES ARMY” IN THE CITY OF NATCHITOCHES

WHEREAS, on June 14, 1775, the Second Continental Congress established a Continental Army to secure the common defense of the original 13 colonies during the War of Independence; and

WHEREAS, the United States Army exists to preserve the Republic and defend the liberty and freedom of its citizens and national security interests; and

WHEREAS, many citizens of Natchitoches served our country as members of the United States Army and gave the ultimate sacrifice in defense of this nation; and

WHEREAS, it is proper to recognize the United States Army annually on its birthday and thank those who have served and those who are presently serving our nation; and

NOW, THEREFORE, I, LEE POSEY, Mayor of the City of Natchitoches, do hereby proclaim, June 14, 2019, as

“BIRTHDAY OF THE UNITED STATES ARMY”

in the City of Natchitoches and commend its observance to all citizens

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 28th day of May, 2019.

LEE POSEY, MAYOR

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

RESOLUTION NO. 036 OF 2019

PROCLAMATION DECLARING JUNE 2019 AS RURAL FARMERS MARKET MONTH IN THE CITY OF NATCHITOCHES

WHEREAS, the health and well-being of our citizens is of primary concern; and

WHEREAS, supporting sustainable family farms and local artisans benefits the local economy; and

WHEREAS, farmer’s markets provide access to fresh food and support healthy communities; and

WHEREAS, participating in the Central Louisiana network of farmers markets is essential to helping the Natchitoches Farmers Market grow;

NOW, THEREFORE, I, Lee Posey, Mayor of the beautiful Natchitoches, Louisiana, do hereby proclaim June 2019 as

RURAL FARMERS MARKET MONTH

in the City of Natchitoches, and urge all citizens to participate in the activities planned here forth. 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 28th day of May, 2019.

LEE POSEY, MAYOR

PLANNING & ZONING – APPEAL:

Appeal by **Josh Vines** requesting an appeal of the decision of the Planning and Zoning Commission at the May 7, 2019 meeting denying the request for a variance at the following location: 10 Acres – Being Tract “1” In Section 132, Township 9 North – Range 7 West, Located On The North Side Of Highway #1, As Shown In Conveyance Book 603, Page 282. Variance requested: Variance of twenty-three (23) of the required forty-seven (47) off-street parking spaces. **(5649 Hwy. 1 Bypass – Goldman Equipment)**

Mr. Nielsen made a motion to grant the appeal and **REVERSE** the decision of the Planning and Zoning Commission’s decision at the May 7, 2019 meeting. A second was made by Mr. Harrington and a roll call vote was taken.

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

Mayor Lee Posey declared the Motion as **PASSED**, and was **approved** by a vote of 5 Ayes to 0 Nays this 28th day of May, 2019.

Discussion:

Ms. Fowler stated the Planning Commission decision was to deny the request due to comments made regarding the potential for a different use of the property should Goldman cease to operate as well as concerns regarding the parking. The combined total parking came to 47 spaces.

Mayor Posey stated additional parking spots are needed because parking is limited right now, but not this many. He then asked was there any way this would be brought back should the Goldman cease to operate.

Mrs. Fowler stated they would really not be required to come before Planning and Zoning based on its current zoning status as long as the use fell under B-3. There was a lot of discussion that there is limited customers going to the location as is and concern about major use. The decision was to made on the project as is and if we are able to build again later it would be based on many certificates of occupancy.

Mayor Posey stated they have been a good tenant to the City for years and are excited they are expanding within the city limits.

Mr. Nielsen stated there are going to exceptions to the rule and Goldman has been doing business in Natchitoches for years. His vision has changed in that the less concrete the better. If we don’t need them, I don’t think we should have them.

Ms. Fowler stated it is a 10 acre parcel and their compliant with all other regulations which includes stone and concrete access around the building.

Mayor Posey appreciates the Planning and Zoning Commission and the job that they do. We have an awful lot of asphalt in this city, the rain runs off and we continue to have drainage issues in our community.

The following Ordinance was Introduced by Mr. Batiste and Seconded by Ms. Morrow as follows, to-wit:

ORDINANCE NO. 021 OF 2019

AN ORDINANCE AMENDING ORDINANCE NO. 64 OF 2001 BY CHANGING ZONING CLASSIFICATION OF PROPERTY DESCRIBED AS FOLLOWS:

TO REZONE THE FOLLOWING: Lot At Southeast Intersection Of Texas Street Having Front Of 100 Feet On Texas Street By Depth Of 172.5 Feet On 5th Street from B-2 Neighborhood Business District to B-3 Community & Central Business District to operate an automobile repair business.

(421 Texas St.)

WHEREAS, the Planning Commission of the City of Natchitoches, State of Louisiana, has recommended at their meeting of **May 7, 2019** that the application of James LaCour to rezone the property described above from B-2 Neighborhood Business District to B-3 Community & Central Business District to operate an automobile repair business, be **APPROVED**.

THIS ORDINANCE was introduced on May 13, 2019 and published in the *Natchitoches Times* on May 16, 2019.

The above Ordinance having been duly advertised in accordance with law and public hearing had on same, was put to a vote by the Mayor 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 Ordinance passed by a vote of 5 Ayes to 0 Nays this 28th day of May, 2019.

LEE POSEY, MAYOR

DON MIMS, MAYOR PRO TEMPORE

Delivered to the Mayor on the 29th day of May, 2019 at 10:00 A.M.

The following Ordinance was Introduced by Mr. Nielsen and Seconded by Mr. Mims as follows, to-wit:

ORDINANCE NO. 020 OF 2019

AN ORDINANCE AMENDING THE 2018 - 2019 BUDGET TO REFLECT ADDITIONAL REVENUES AND EXPENDITURES

WHEREAS, Louisiana Statute (R.S. 39:1310-1311) requires that the City amend its operating budgets when fund balance is being budgeted, and there is a 5% unfavorable variance in revenues and expenditures.

NOW, THEREFORE BE IT RESOLVED, that the special funds budget be amended to reflect these additional revenues and expenditures as follows:

| | | <u>2018-2019</u> | <u>Increase/</u> | <u>2018-2019</u> |
|--|----------------------------|------------------------|-------------------|-----------------------|
| | | <u>Original Budget</u> | <u>(Decrease)</u> | <u>Amended Budget</u> |
| Fund 011: HAZARD TAX FUND | | | | |
| 011-0000-481-00-00 | Miscellaneous Income | \$ - | \$ 515,845 | \$ 515,845 |
| 011-0000-481-28-00 | Ins Claims for Fire Truck | \$ - | \$ 290,000 | \$ 290,000 |
| | Computer Software | | | |
| 011-0000-591-20-17 | Maintenance | \$ 11,448 | \$ 7,000 | \$ 18,448 |
| 011-0000-591-50-02 | Interest | \$ - | \$ 6,850 | \$ 6,850 |
| 011-0000-591-50-05 | Principal | \$ - | \$ 627,019 | \$ 627,019 |
| 011-0000-591-90-03 | Machinery & Equipment | \$ 30,000 | \$ 485,824 | \$ 515,824 |
| Fund 012: CRIME SALES TAX | | | | |
| | Computer Software | | | |
| 012-0000-591-30-29 | Maintenance | \$ - | \$ 15,000 | \$ 15,000 |
| 012-0000-591-90-03 | Vehicle | \$ 90,000 | \$ (35,000) | \$ 55,000 |
| 012-0000-591-90-22 | Communication Equipment | \$ - | \$ 93,000 | \$ 93,000 |
| Fund 025: DRUG RECOVERY FUND | | | | |
| | Computer Software | | | |
| 025-0000-591-20-17 | Maintenance | \$ 6,000 | \$ 1,000 | \$ 7,000 |
| 025-0000-591-30-25 | Mach/Equipment (non asset) | \$ 18,900 | \$ 5,000 | \$ 23,900 |
| 025-0000-591-30-29 | Computer Software | \$ 1,000 | \$ 2,000 | \$ 3,000 |
| 025-0000-591-35-36 | Informant Fees | \$ 1,000 | \$ 3,000 | \$ 4,000 |
| Fund 26: LAC/TRAFFIC ENF PROGRAM | | | | |
| 026-1111-446-10-00 | Traffic Tickets | \$ 35,200 | \$ (21,793) | \$ 13,407 |
| 026-0000-591-10-50 | Wages | \$ 17,600 | \$ (5,800) | \$ 11,800 |
| 026-0000-591-35-55 | Dist. Attorney/City Court | \$ 17,600 | \$ (8,600) | \$ 9,000 |
| Fund 27: PRISONER BOND/RELEASE FUND | | | | |
| 027-0000-591-30-25 | Mach/Equipment (non asset) | \$ 3,500 | \$ 2,000 | \$ 5,500 |

| | | | | | | | |
|--------------------|-------------------|----|---|----|-------|----|-------|
| 027-0000-591-30-29 | Computer Software | \$ | - | \$ | 2,000 | \$ | 2,000 |
|--------------------|-------------------|----|---|----|-------|----|-------|

Fund 40: EVENTS CENTER OPERATIONS

| | | | | | | | |
|--------------------|--------------------------|----|--------|----|--------|----|--------|
| 040-0000-591-26-03 | Building and Maintenance | \$ | 15,000 | \$ | 15,500 | \$ | 32,000 |
|--------------------|--------------------------|----|--------|----|--------|----|--------|

Fund 53: 911 GRANT-POLICE

| | | | | | | | |
|--------------------|-------|----|--------|----|----------|----|---|
| 053-0000-431-03-00 | Local | \$ | 22,000 | \$ | (22,000) | \$ | - |
|--------------------|-------|----|--------|----|----------|----|---|

| | | |
|------------------------|-------------------|-----------------------|
| <u>2018-2019</u> | <u>Increase/</u> | <u>2018-2019</u> |
| <u>Original Budget</u> | <u>(Decrease)</u> | <u>Amended Budget</u> |

Fund 54: CANE RIVER GREEN MARKET

| | | | | | | | |
|--------------------|-----------------------|----|--------|----|----------|----|-------|
| 054-0000-431-09-00 | Grant | \$ | 13,000 | \$ | (13,000) | \$ | - |
| 054-0000-591-25-01 | Telecommunications | \$ | 350 | \$ | 900 | \$ | 1,250 |
| 054-0000-591-30-25 | Mach/Equip. | \$ | - | \$ | 3,600 | \$ | 3,600 |
| 054-0000-591-30-16 | Tool & Equip. | \$ | - | \$ | 800 | \$ | 800 |
| 054-0000-591-31-04 | Miscellaneous | \$ | - | \$ | 6,800 | \$ | 6,800 |
| 054-0000-591-40-02 | Travel/per Diem/Hotel | \$ | - | \$ | 1,000 | \$ | 1,000 |

Fund 56: MAIN STREET PROMOTIONS

| | | | | | | | |
|--------------------|-------------|----|-------|----|---------|----|--------|
| 056-0000-431-09-00 | Grant | \$ | 8,000 | \$ | (8,000) | \$ | - |
| 056-0000-431-91-91 | Shade House | \$ | - | \$ | 46,080 | \$ | 46,080 |

Fund 61: AIRPORT FUND

| | | | | | | | |
|--------------------|-----------------------|----|---------|----|----------|----|---------|
| 061-0000-470-01-02 | Jet - A | \$ | 360,000 | \$ | (45,000) | \$ | 315,000 |
| 061-0000-470-04-00 | Ramp Fees | \$ | 1,500 | \$ | 2,330 | \$ | 3,830 |
| 061-0000-470-05-01 | Into to-Plane Credits | \$ | 1,200 | \$ | 300 | \$ | 1,500 |
| 061-0000-591-10-50 | Overtime | \$ | 1,500 | \$ | 2,900 | \$ | 4,400 |
| 061-0000-591-26-03 | Building and Grounds | \$ | 5,900 | \$ | 4,500 | \$ | 10,400 |
| 061-0000-591-26-22 | Other Equipment | \$ | 1,500 | \$ | 325 | \$ | 1,825 |
| 061-0000-591-31-02 | Jet - A | \$ | 230,000 | \$ | (10,000) | \$ | 220,000 |

Fund 70: SALES TAX REDEDICATION

| | | | | | | | |
|--------------------|----------------------|----|-----------|----|-------------|----|-----------|
| 070-0000-591-20-13 | Construction | \$ | - | \$ | 240,000 | \$ | 240,000 |
| 070-0000-591-45-72 | Transfer Out-Streets | \$ | 2,500,000 | \$ | (1,000,000) | \$ | 1,500,000 |

Fund 71: CAPITAL IMPROVEMENTS

| | | | | | | | |
|--------------------|--------------|----|---|----|--------|----|--------|
| 071-0000-591-20-13 | Construction | \$ | - | \$ | 50,000 | \$ | 50,000 |
| 071-0000-591-30-20 | Street Signs | \$ | - | \$ | 30,000 | \$ | 30,000 |

Fund 72: CAPITAL PROJECTS FUNDS-STREETS

| | | | | | | | |
|--------------------|---------------------|----|---------|----|-----------|----|-----------|
| 072-0000-491-70-00 | Transfer In-Streets | \$ | - | \$ | 1,500,000 | \$ | 1,500,000 |
| 072-0000-591-10-09 | Part Time | \$ | 94,640 | \$ | 30,000 | \$ | 124,640 |
| 072-0000-591-10-50 | Over Time | \$ | - | \$ | 15,000 | \$ | 15,000 |
| 072-0000-591-11-12 | FICA/Medicare | \$ | 6,863 | \$ | 2,500 | \$ | 9,363 |
| 072-0000-591-26-33 | Streets & Drainage | \$ | - | \$ | 10,000 | \$ | 10,000 |
| 072-0000-591-90-31 | Streets | \$ | 300,000 | \$ | 2,700,000 | \$ | 3,000,000 |

Fund 73: UTILITY IMPROVEMENT /CLECO

| | | | | | | | |
|--------------------|-------------------------|----|---------|----|--------|----|---------|
| 073-0000-591-35-60 | Rentals/Equip/Mach/Tool | \$ | 150,000 | \$ | 75,000 | \$ | 225,000 |
|--------------------|-------------------------|----|---------|----|--------|----|---------|

Fund 74: SALES TAX FUNDS

| | | | | | | | |
|--------------------|----------------------|----|---------|----|---------|----|---------|
| 074-0000-482-00-00 | Interest | \$ | 50,000 | \$ | 40,000 | \$ | 90,000 |
| 074-0000-591-20-03 | Engineering Services | \$ | - | \$ | 96,000 | \$ | 96,000 |
| 074-0000-591-20-13 | Construction | \$ | 100,000 | \$ | 753,000 | \$ | 853,000 |

Fund 82: DEBT SERV-GEN OBLIGATION

| | | | | | | | |
|--------------------|--------------|----|---|----|-----------|----|-----------|
| 082-0000-491-02-00 | Utility Fund | \$ | - | \$ | 1,280,000 | \$ | 1,280,000 |
|--------------------|--------------|----|---|----|-----------|----|-----------|

| | | |
|------------------------|-------------------|------------------|
| <u>2018-2019</u> | <u>Increase/</u> | <u>2018-2019</u> |
| <u>Original Budget</u> | <u>(Decrease)</u> | <u>Amended</u> |
| | | <u>Budget</u> |

Fund 96: RUE BEAUPORT RIVERFRONT

| | | | | | | | |
|--------------------|----------------------------------|----|---|----|---------|----|---------|
| 096-0000-591-20-13 | Construction | \$ | - | \$ | 224,300 | \$ | 224,300 |
| 096-0000-591-26-03 | Building & Ground | \$ | - | \$ | 20,000 | \$ | 20,000 |
| 096-0000-591-30-13 | Building & Ground Maintenance | \$ | - | \$ | 3,000 | \$ | 3,000 |

Fund 99: SPORTS COMPLEX CONSTRUCTION

| | | | | | | | |
|--------------------|------------------------------|----|------------|----|-----------|----|------------|
| 099-0000-482-00-00 | Interest | \$ | - | \$ | 200,000 | \$ | 200,000 |
| 099-0000-482-04-00 | Debt Proceeds | \$ | 12,500,000 | \$ | 1,500,000 | \$ | 14,000,000 |
| 099-0000-591-20-12 | Architect/Consulting | \$ | - | \$ | 375,000 | \$ | 375,000 |
| 099-0000-591-20-21 | Environmental Services | \$ | - | \$ | 300,000 | \$ | 300,000 |
| 099-0000-591-50-06 | Issuance Cost | \$ | - | \$ | 40,000 | \$ | 40,000 |
| 099-0000-591-90-14 | Elect Distribution Equipment | \$ | - | \$ | 50,000 | \$ | 50,000 |
| 099-0000-591-91-88 | NSU Biking Trail | \$ | - | \$ | 50,000 | \$ | 50,000 |

Fund 104: MULTI-JURISDICTIONAL DRUG TASK FORCE FUND

| | | | | | | | |
|--------------------|-------------|----|--------|----|----------|----|-------|
| 104-0000-432-09-00 | State Grant | \$ | 21,943 | \$ | (20,000) | \$ | 1,943 |
|--------------------|-------------|----|--------|----|----------|----|-------|

Fund 122: LCDBG-LA COMMUNITY DEVELOPMENT BLOCK GRANT

| | | | | | | | |
|--------------------|----------------------|----|---|----|--------|----|--------|
| 122-0000-591-20-03 | Engineering Services | \$ | - | \$ | 70,000 | \$ | 70,000 |
|--------------------|----------------------|----|---|----|--------|----|--------|

| | | | | | | | |
|--------------------|--------------|----|---------|----|-----------|----|-----------|
| 122-0000-591-20-13 | Construction | \$ | 549,997 | \$ | 1,300,000 | \$ | 1,849,997 |
|--------------------|--------------|----|---------|----|-----------|----|-----------|

Fund 137: LOCAL GOVERNMENT ASSISTANCE PROGRAM

| | | | | | | | |
|--------------------|-------|----|--------|----|----------|----|---|
| 137-0000-432-09-00 | Grant | \$ | 25,000 | \$ | (25,000) | \$ | - |
|--------------------|-------|----|--------|----|----------|----|---|

Fund 139: AIRPORT HANGER

| | | | | | | | |
|--------------------|------------------------|----|-------|----|---------|----|-------|
| 139-0000-591-03-00 | Airport Service Hanger | \$ | 6,000 | \$ | (5,000) | \$ | 1,000 |
|--------------------|------------------------|----|-------|----|---------|----|-------|

Fund 219: SWAT FUND/POLICE

| | | | | | | | |
|--------------------|--------------|----|---|----|--------|----|--------|
| 219-0000-481-08-00 | Misc. Income | \$ | - | \$ | 14,000 | \$ | 14,000 |
| 219-0000-591-30-06 | Uniforms | \$ | - | \$ | 14,000 | \$ | 14,000 |

Fund 220: LWCF-PARC Notch

| | | | | | | | |
|--------------------|----------------------|----|---|----|--------|----|--------|
| 220-0000-433-09-00 | Grant | \$ | - | \$ | 21,200 | \$ | 21,200 |
| 220-0000-591-20-12 | Architect/Consulting | \$ | - | \$ | 21,200 | \$ | 21,200 |

Fund 312: WORKMAN'S COMPENSATION FUND

| | | | | | | | |
|--------------------|-----------------------------|----|---------|----|---------|----|---------|
| 312-0000-491-01-00 | General Fund | \$ | - | \$ | 123,000 | \$ | 123,000 |
| 312-0000-591-20-07 | Insurance/Liability/Premium | \$ | 105,000 | \$ | 15,000 | \$ | 120,000 |
| 312-0000-591-40-09 | Safety Awards | \$ | 65,000 | \$ | 58,020 | \$ | 123,020 |

THIS ORDINANCE was introduced on May 13, 2019 and published in the Natchitoches Times on May 16, 2019.

The above Ordinance having been duly advertised in accordance with law and public hearing had on same, was put to a vote by the Mayor 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 Ordinance passed by a vote of 5 Ayes to 0 Nays this 28th day of May, 2019

LEE POSEY, MAYOR

DON MIMS, MAYOR PRO TEMPORE

Delivered to the Mayor on the 29th day of May, 2019 at 10:00 A. M.

The following Ordinance was introduced by Mr. Mims at the Natchitoches City Council meeting held on May 28, 2019 as follows:

ORDINANCE NUMBER 022 OF 2019

AN ORDINANCE APPROVING THE ACQUISITION OF A TRACT OF LAND SITUATED AT 732 MARTIN LUTHER KING DRIVE, FROM NATCH HEIRS OF ROSETTA STONE, L.L.C., FOR THE CASH CONSIDERATION OF FIFTEEN THOUSAND DOLLARS, AUTHORIZING THE MAYOR OF THE CITY OF NATCHITOCHES, LEE POSEY, TO EXECUTE A CASH SALE DEED ON BEHALF OF THE CITY FOR THE ACQUISITION OF THE TRACT AND TO EXECUTE ANY AND ALL OTHER RELATED DOCUMENTS THAT MIGHT BE NECESSARY AND PROPER, TO PROVIDE FOR ADVERTISING, AND A SAVINGS CLAUSE.

WHEREAS, Natch Heirs of Rosetta Stone, L.L.C., (sometimes hereinafter referred to as “Natch Heirs”) is the owner of a tract of land situated on Martin Luther King Drive, near its intersection with Lafayette Street, in the City and Parish of Natchitoches, Louisiana; and

WHEREAS FURTHER, the tract is close in proximity to the property currently owned by the City of Natchitoches (sometimes hereinafter “city”), and which is the location of the MLK Recreation Complex; and

WHEREAS FURTHER, the City has negotiated with Natch Heirs for the purchase of the above referenced property, said property to be acquired being more fully described as follows, to-wit:

That certain parcel or lot of ground, consisting of two (2) contiguous lots, together with all buildings and improvements situated thereon, located at the Southwest (SW) corner of Lafayette and Lee Streets (Lee Street formerly Eighth Street) in the City and Parish of Natchitoches, Louisiana, having a front on Lee Street of 127 feet by a depth between parallel lines along Lafayette Street of 150 feet, and being more particularly described:

- A. That certain lot of ground situated on the Southwest (SW) corner of Lee and Lafayette Street, in the City and Parish of Natchitoches, Louisiana, together with all buildings and improvements, having a front of 127 feet on Lee Street and depth between parallel lines along Lafayette Street of 100 feet, and being the same property acquired by Ned Jones and Alton Jones from James B. Tucker by deed dated March 25, 1943, recorded in COB 191 Folio 194, Ned Jones having acquired the undivided one-half interest of Alton Jones in a deed dated January 13, 1947, recorded in COB 201 Folio 357 all of the records of Natchitoches Parish, Louisiana.
- B. That certain lot of ground having a front of 50 feet on Lafayette Street with a depth between parallel lines of 127 feet, together with all improvements thereon, situated in the City and Parish of Natchitoches, Louisiana, adjoining the Western side of the above described lot, and being the same property acquired by Ned Jones from Maximo Hernandez, et al, as per deed dated February 18, 1947 recorded in COB 201 Folio 153, said property acquired by Maximo Hernandez as per deed recorded in COB 144 Folio 15, all of the records of Natchitoches Parish, Louisiana.

(Sometimes hereinafter “Subject Tract”); and

WHEREAS FURTHER, the City and King have negotiated a price for the acquisition of both the Subject Tract in the amount of Fifteen Thousand and no/100 (\$15,000.00) Dollars; and

WHEREAS FURTHER, the City Council of the City of Natchitoches has reviewed the proposed purchase and is of the opinion that the purchase is in the best interests of the City of Natchitoches and its citizens; and

WHEREAS FURTHER, the Mayor and City Council have studied the matter and have concluded that it is in the best interest of the **CITY**, its citizens, and the general public to acquire the property; and

WHEREAS FURTHER, the City Council of the City of Natchitoches desires to purchase the Subject Tract from Natch Heirs for the sum of \$15,000.00; and

WHEREAS FURTHER, the City Council of the City of Natchitoches has been provided with a copy of an appraisal prepared by Dranquet’s Appraisal Service, dated April 4, 2019, which reflects a value of \$15,000.00 and supports the consideration to be paid by the City of Natchitoches; and

WHEREAS FURTHER, the City Council of the City of Natchitoches is of the opinion that it is in the interest of the City to purchase of the tract of land and desires to authorize Mayor Lee Posey, to execute a deed and all associated documents; and

WHEREAS FURTHER, the Mayor and City Council have studied the matter and have concluded that the acquisition of the tract of land described above would be in the best interest of the City, its citizens, and the general public; and

NOW THEREFORE BE IT ORDAINED by the City Council in regular session convened as follows:

I. That the purchase of the above described Subject Tract is approved at the consideration of \$15,000.00 and the Honorable Mayor, Lee Posey, be and he is hereby authorized and empowered to execute a Cash Sale Deed on behalf of the City, all in accordance with the general terms and conditions set forth in this Ordinance and that the said Mayor is hereby given full and complete authority to incorporate in said instrument such terms, conditions, and agreements as may be necessary to protect the interest of the City in substantial compliance with the general terms and conditions set forth in this Ordinance in order to acquire the property described as follows, to-wit:

That certain parcel or lot of ground, consisting of two (2) contiguous lots, together with all buildings and improvements situated thereon, located at the Southwest (SW) corner of Lafayette and Lee Streets (Lee Street formerly Eighth Street) in the City and Parish of Natchitoches, Louisiana, having a front on Lee Street of 127 feet by a depth between parallel lines along Lafayette Street of 150 feet, and being more particularly described:

A. That certain lot of ground situated on the Southwest (SW) corner of Lee and Lafayette Street, in the City and Parish of Natchitoches, Louisiana, together with all buildings and improvements, having a front of 127 feet on Lee Street and depth between parallel lines along Lafayette Street of 100 feet, and being the same property acquired by Ned Jones and Alton Jones from James B. Tucker by deed dated March 25, 1943, recorded in COB 191 Folio 194, Ned Jones having acquired the undivided one-half interest of Alton

Jones in a deed dated January 13, 1947, recorded in COB 201 Folio 357 all of the records of Natchitoches Parish, Louisiana.

- B. That certain lot of ground having a front of 50 feet on Lafayette Street with a depth between parallel lines of 127 feet, together with all improvements thereon, situated in the City and Parish of Natchitoches, Louisiana, adjoining the Western side of the above described lot, and being the same property acquired by Ned Jones from Maximo Hernandez, et al, as per deed dated February 18, 1947 recorded in COB 201 Folio 153, said property acquired by Maximo Hernandez as per deed recorded in COB 144 Folio 15, all of the records of Natchitoches Parish, Louisiana.

II. That the Mayor be and he is hereby authorized to have all of the necessary legal documents and instruments prepared at once and that this transaction be closed as soon as this Ordinance is final.

III. That if any part of this Ordinance is for any reason held to be unconstitutional or invalid, by a Court of competent Jurisdiction, such decision shall not effect the validity of the remaining portions of this Ordinance, and the invalidity shall be limited to that specific portion so declared to be invalid.

IV. That this Ordinance shall go into effect immediately after publication according to law.

VI. That all Ordinances in conflict herewith are hereby repealed.

VII. That this Ordinance be advertised in accordance with law.

VIII. That this Ordinance be declared **INTRODUCED** at a Regular Meeting of the City Council on this the _____ day of _____, 2019, and that a public hearing be called for at the next regular meeting of the City Council which will be held on the _____ day of _____, 2019.

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

RESOLUTION NO. 033 OF 2019

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO
A MAINTENANCE AGREEMENT, INCLUDING MOWING AND LITTER
PICKUP, WITH THE STATE OF LOUISIANA, DEPARTMENT OF
TRANSPORTATION AND DEVELOPMENT, OFFICE OF ENGINEERING
BEGINNING JULY 1, 2019 THROUGH JUNE 30, 2020**

WHEREAS, pursuant to the provisions of LSA-R.S. 48:193, the Louisiana Department of Transportation and Development, Office of Engineering, is directed to repair and to keep in operating condition, at its sole cost and expense, all municipal roads or streets within the State Highway System as it is defined in LSA-R.S. 48:191, hereinafter sometimes referred to as the “State Highway System” or “State Roadway”; and

WHEREAS, further LSA-R.S. 48:193 authorizes municipalities to request that the repair and maintenance of said State Roadways located within a respective municipality be performed by the municipality, at the State’s expense; and

WHEREAS, DOTD lacks sufficient personnel and equipment to perform mowing and litter collection on a routine and continuing basis and wishes to enter into an agreement with the City of Natchitoches to perform maintenance directly related to mowing and litter collection on the State Roadways within the City of Natchitoches; and

WHEREAS, this agreement applies only to the roads and streets identified on the DOTD’s List of Routes for Maintenance Agreement which shall include all rights-of-ways and roadway shoulders associated with the State Roadways; and

WHEREAS, the City of Natchitoches shall be reimbursed by DOTD the amount of \$875.00 per cycle, per mile for Interstate Roadways; \$500.00 per cycle, per mile for divided State Roadways; and \$250.00 per cycle per mile for undivided State Roadways; and

WHEREAS, the total mileage to be maintained by the City of Natchitoches pursuant to this Agreement and for which the City is entitled to reimbursement by DOTD is 24.88 miles, of which 0.0 miles are Interstate Roadways; 4.40 miles are divided State Roadways; and 20.48 are undivided State Roadways, for the total maximum amount for which the City may claim reimbursement is \$29,280.00; and

WHEREAS, The Agreement for said maintenance shall begin **July 1, 2019** and end **June 30, 2020**, unless Agreement is earlier terminated as conditioned by the Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Natchitoches City Council, in legal session convened, does hereby authorize the Mayor to enter into a Maintenance Agreement, Including Mowing and Litter Pickup, with the State of Department of Transportation and Development.

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 28th day of May, 2019.

LEE POSEY, MAYOR

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

RESOLUTION NO. 034 OF 2019

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 2 TO THE CONTRACT BETWEEN THE CITY OF NATCHITOCHES AND RATCLIFF CONSTRUCTION COMPANY, LLC FOR THE NATCHITOCHES SPORTS & RECREATION PARK

(BID NO. 0602)

WHEREAS, the City of Natchitoches (CITY) awarded the bid to Ratcliff Construction Company, LLC (CONTRACTOR) on September 10, 2018 by Ordinance No. 031 of 2018 in the amount of \$13,930,000.00 for the Natchitoches Sports & Recreation Park, (Bid No. 0602); and

WHEREAS, on September 10, 2018, the City Council approved Change Order No. 1, in the amount of \$-1,071,534.23 making the revised contract total \$12,858,465.77; and

WHEREAS, on May 7, 2019, CONTRACTOR issued Change Order No. 2, fully described in Attachment “A”; and

WHEREAS, the contract sum will be increased by this Change Order No. 2 in the amount of \$95,022.01 and the revised contract total will be \$12,953,487.78; and

WHEREAS, the project Architect, Washer Hill Lipscomb Cabaniss, has recommended this change order; and

WHEREAS, the CITY is of the opinion that Change Order No. 2 is in the best interest of the CITY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Natchitoches, in legal session convened, that the Honorable Lee Posey, Mayor, be and is hereby authorized, empowered and directed to execute the referenced Change Order No. 2 to the agreement between the City of Natchitoches and the contractor, Ratcliff Construction Company, LLC.

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 28th day of May, 2019.

LEE POSEY, MAYOR

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

RESOLUTION NO. 035 OF 2019

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
CHANGE ORDER NO. 3 TO THE CONTRACT BETWEEN THE CITY OF
NATCHITOCHES AND REGIONAL CONSTRUCTION, LLC FOR THE 2017-2018
STREET REHABILITATION PROGRAM, PHASE 2**

(BID NO. 0610)

WHEREAS, the City of Natchitoches (CITY) awarded the bid to Regional Construction, LLC (CONTRACTOR) on August 13, 2018 by Ordinance No. 026 of 2018 in the amount of \$3,447,750.70 for the Street Rehabilitation Program, Phase 2 (Bid No. 0610); and

WHEREAS, on January 28, 2019, the City Council approved **Change Order No. 1**, in the amount of \$353,157.42 making the revised contract total \$3,800,906.12; and

WHEREAS, on January 28, 2019, the City Council approved the **contract time** to be increased from two hundred forty (**240**) calendar days to two hundred sixty-five (**265**) calendar days; and

WHEREAS, on March 11, 2019, the City Council approved **Change Order No. 2**, in the amount of \$302,181.50 making the revised contract total \$4,103,089.62; and

WHEREAS, on March 11, 2019, the City Council approved the **contract time** to be increased from two hundred six-five (**265**) calendar days to two hundred eighty-six (**286**) calendar days; and

WHEREAS, on May 22, 2019 CONTRACTOR issued **Change Order No. 3**, fully described in Attachment “A”; and

WHEREAS, the contract sum will be increased by this **Change Order No. 3** in the amount of \$191,031.47 and the revised contract total will be \$4,294,121.09; and

WHEREAS, the contract time will be increased by this **Change Order No. 3** from two hundred eighty-six (**286**) calendar days to three hundred nineteen days (**299**) calendar days; and

WHEREAS, the project Engineer, Nick Verret, has recommended this change order; and

WHEREAS, the CITY is of the opinion that Change Order No. 3 is in the best interest of the CITY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Natchitoches, in legal session convened, that the Honorable Lee Posey, Mayor, be and is hereby authorized, empowered and directed to execute the referenced Change Order No. 3 to the agreement between the City of Natchitoches and the contractor, Regional Construction, LLC.

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 28th day of May, 2019.

LEE POSEY, MAYOR

Debbie Miley, Finance Director, presented the Council with the Finance Report. The General Fund summary as of March 2019 stated the revenues were at 74.30% and expenditures at 80.48%, with 83% of the budget year elapsed. The Utility Fund revenues were at 77.41% and expenditures at 84.55%. Sales Tax Collections were down 4.31% compared to last February, but up 0.21% for the year to date. The TIF for February was up 12.86% compared to the last February with a year to date decrease of 42.13%. The Motor Vehicles sales were up 13.30% in February versus this time last year.

The next scheduled City Council meeting will be held on **Monday, June 10, 2019**.

With no further discussion, Mayor Posey made a motion for adjournment and all were in favor.

The meeting was adjourned at 6:00 p.m.

LEE POSEY, MAYOR

DON MIMS, MAYOR PRO-TEMPORE