

**CITY OF PINEVILLE
REGULAR COUNCIL MEETING
JANUARY 9, 2007**

MINUTES

Mayor Clarence R. Fields and the Council of the City of Pineville, Louisiana, met in regular session on Tuesday January 09, 2007 at 7:20 p.m. in the Council room of City Hall, 910 Main Street, Pineville, Louisiana.

An announcement was made by Mayor Fields that the opening of the meeting was delayed due to a lengthy zoning committee meeting. Mayor Fields also announced that Ms. LeBlanc would be filling in for Ms. Melancon, City Clerk who normally does this, but is out ill.

1. Mayor Fields called the meeting to order at 7:20 p.m.
2. Councilman Martin led the invocation.
3. Councilman Bouchie led the Pledge of Allegiance.
4. Roll call was as follows:

<u>Present</u>	Councilpersons Bishop, Dorn, Van Mol, Bouchie, Martin
<u>Absent</u>	None
5. On motion by Councilwoman Van Mol, seconded by Councilman Bouchie and passed, it was resolved to accept the minutes of the December 12th meeting as published.
6. On motion by Councilman Dorn, seconded by Councilman Martin and passed, it was resolved to accept the financial report as written. The financial report was not read by the Finance Director, Kim Portier who was out ill.
7. Ms. Rhonda Hickey spoke relative to the Miss City of Pineville pageant that was held December 30, 2006. The winners introduced themselves and were presented with a scholarship in each category. The Mayor and the City Council honored each winner with a certificate and key to the city. This pageant is a preliminary to the Miss Louisiana/America pageants and is the only one to be held in this area.
8. Mr. Lou Dechert, Director of Programming - The First Tee of Central Louisiana spoke relative to John Willie, one of 46 students, worldwide, designated The First Tee Scholar – Class of 2007 by the First Tee Scholars National Committee. He will be the first student in this area to apply for The First Tee Scholarship, which has been offered by Louisiana College for approximately 5 years.
9. On behalf of the Zoning Commission, Chairman Tom David stated that a meeting was held earlier at 5:30 p.m. to hear the following two items. Their recommendations are as follows.
 - A. After much discussion, a motion was made by Councilman Bouchie, which was seconded by Councilwoman Van Mol and passed, to accept for publication, an ordinance to allow for a change in the number of residents able to live together in a community home located at 600 Edgewood Dr. The property belongs to Mr. Rodney Lewis and is currently zoned Residential - 1 (R-1). Roll call was as follows:

<u>Yeas</u>	Councilpersons Bishop, Dorn, Van Mol, Bouchie, Martin
<u>Nays</u>	None
<u>Abstain</u>	None
 - B. A petition from Dr. Robert Craig for rezoning of property located at 386 Griffith Street, adjacent to the Pineville Pet Hospital, to allow for its future expansion. The petitioner withdrew his request after hearing comments, therefore there was no action requested, no action taken.

10. On motion by Councilman Martin, seconded by Councilman Bouchie and passed, it was resolved to adopt an ordinance for annexation of property located at 334 Live Oak Drive belonging to Lynn LeBlanc. Roll call was as follows:

<u>Yeas</u>	Councilpersons Bishop, Dorn, Van Mol, Bouchie, Martin
<u>Nays</u>	None
<u>Abstain</u>	None

11. On motion by Councilman Dorn, seconded by Councilman Bishop and passed, it was resolved to adopt an ordinance to amend and re-enact the comprehensive building regulations for the City of Pineville, Louisiana relative to the building code; and to provide for related matters. Roll call was as follows:

<u>Yeas</u>	Councilpersons Bishop, Dorn, Van Mol, Bouchie, Martin
<u>Nays</u>	None
<u>Abstain</u>	None

12. On motion by Councilman Martin, seconded by Councilman Bouchie and passed, it was resolved to table this item relative to amending and updating the current billboard and off-premise sign ordinance.

13. On motion by Councilman Martin, seconded by Councilman Bishop and passed, it was resolved to accept for publication a petition for annexation of property located at 3296 Donahue Ferry Road, belonging to Connie & Daniel Mulvihill.

14. On motion by Councilman Bouchie, seconded by Councilman Dorn and passed, it was resolved to appoint Councilwoman Carol Van Mol to the Rapides Area Planning Commission; with Wayne Dauzat as her alternate.

15. On motion by Councilwoman Van Mol, seconded by Councilman Bouchie and passed, it was resolved to approve a resolution:

WHEREAS, the Developer (H.L. Haynes Construction Company, L.L.C.) for the proposed Pineville Hotel and Convention Center, which is located on the west side of U.S. Hwy 165 (formerly Baywood Heights Subdivision), has requested that the City provide for operation and maintenance of the wastewater collection improvements that are to be constructed by the Developer and conforming to City standards under the City's Development Standard; and,

WHEREAS, the Plans and Specifications for the wastewater collection system improvements are being prepared for submission to the Department of Health and Hospitals (DHH) for review and approval by the Developer's Engineer; and

WHEREAS, DHH requires that the City provide a Resolution indicating its intention to operate and maintain the improvements once constructed.

NOW THEREFORE BE IT RESOLVED, that the City hereby acknowledges its intent to accept for operation and maintenance the wastewater collection improvements contingent upon the following:

- (1) receipt of Board of Health approval of the design;
- (2) receipt of all Permits and Certifications as required under the City's procedures;
- (3) receipt of Development permit fees;
- (4) receipt of As-Built Record Drawings indicating locations of all lines, sewer manholes, sewer wyes and services, etc.;
- (5) receipt of certification from Developer's Engineer that improvements have been constructed in accordance with designs as approved by the Board of Health and in conformity to minimum standards established by the City;
- (6) receipt from City Engineer of a report of inspection stating that improvements constructed have met designs as approved;
- (7) receipt of appropriate documentation, meeting the approval of the City Attorney, that all improvements located on property not within publicly dedicated right-of-ways have been installed within easements or servitude acceptable to the City and meeting the minimum width requirements as required by the City Engineer;

- (8) that the Plans and Specifications once receiving approval from the DHH shall be reviewed by the City Engineer to insure conformance for materials specified with City minimum standards for wastewater improvements.

BE IT FURTHER RESOLVED, that the intent of acceptance as acknowledged is contingent on review and approval by the City Engineer of the Developer's Drawings and Specifications for the work.

BE IT FURTHER RESOLVED, that the City's sewage collection and treatment facilities can adequately handle the increased flow proposed for the proposed Motel and Convention Center.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be submitted to the State of Louisiana Department of Health and Hospitals.

Roll call was as follows:

<u>Yeas</u>	Councilpersons Bishop, Dorn, Van Mol, Bouchie, Martin
<u>Nays</u>	None
<u>Abstain</u>	None

16. On motion by Councilman Bouchie, seconded by Councilman Dorn and passed, it was resolved to approve a resolution:

WHEREAS, the Developer New Way Investments, Inc., for the proposed re-subdivision of Lot 5 and western portion of Lot 6 of Block 4 of Pineville Heights Subdivision, which is located on Oliver Street, has submitted a "Short Form" Application for Subdivision Review and Plat approval; and,

WHEREAS, the Application and Plat have been reviewed and approved by the City Engineer;

NOW, THEREFORE BE IT RESOLVED, that the Mayor is authorized to approve and accept the subdivision as shown on the filing plat under the "Short Form" Subdivision procedures.

17. On motion by Councilman Martin, seconded by Councilman Bishop and passed, it was resolved to approve a resolution:

WHEREAS, B & B Office Holdings, L.L.C. has offered to donate to the City of Pineville certain immovable property comprising approximately 53.8 acres, situated in Section 8, Township 4 North, Range 1 East, Rapides Parish Louisiana;

WHEREAS, it is required by applicable law that the Donation be accepted in proper form by the City of Pineville;

NOW THEREFORE BE IT RESOLVED, by the Metropolitan Council of the City of Pineville, that:

Section 1. The Mayor on behalf of the City of Pineville, is hereby authorized to execute an Acceptance of Donation from B & B Office Holdings, L.L.C.

Roll call as follows:

<u>Yeas</u>	Councilpersons Bishop, Dorn, Van Mol, Bouchie, Martin
<u>Nays</u>	None
<u>Abstain</u>	None

18. On motion by Councilwoman Van Mol, seconded by Councilman Bouchie and passed, it was resolved to table this item relative to sewer servitude for Beau Chene Subdivision Phase I until further information could be obtained by the City Engineer.

19. On motion by Councilwoman Van Mol, seconded by Councilman Bouchie and passed, it was resolved to table this item authorizing the Mayor to sign the filing plat for land known as Beau Chene Subdivision Phase I until further information could be obtained by the City Engineer.

There being no further business to come before the Council, a motion was made by Councilman Bishop to adjourn, which was seconded by Councilwoman Van Mol. The motion unanimously carried. Mr. Larry Foster closed with the benediction

/s/Clarence R. Fields
Clarence R. Fields, Mayor

01/12/07
Date

/s/Ellen Melancon
Ellen Melancon, City Clerk

CERTIFICATE

I, Ellen Melancon, Clerk of the City of Pineville, do hereby certify that the attached above and foregoing is a true and correct record of the official action taken at the regular meeting of the Mayor and Council of the City of Pineville, State of Louisiana, in legal session convened on the 9th day of January 2007.

/s/Ellen Melancon
Ellen Melancon, City Clerk