

A MEETING OF THE  
MAYOR AND COUNCIL  
CITY OF PINEVILLE, LOUISIANA  
APRIL 11, 2017 – 6:00 P.M.

**MINUTES**

Mayor Clarence R. Fields and the Council of the City of Pineville, Louisiana, met in regular session on Tuesday, April 11, 2017 at 6:00 p.m. in the Council Chambers of City Hall, 910 Main Street, Pineville, Louisiana.

1. Mayor Fields called the meeting to order.
2. Local pastor, Joseph Dugas, gave the invocation.
3. Tom Bouchie, District 4 Councilman, led the Pledge of Allegiance.

4. Roll Call - Present:   District 1   Councilwoman Mary Galloway  
                                  District 2   Councilman Kevin Dorn  
                                  District 3   Councilwoman Christy Frederic  
                                  District 4   Councilman Tom Bouchie  
                                  District 5   Councilman Nathan Martin  
                                  Absent:     None

5. A motion was made by Councilwoman Galloway and seconded by Councilman Martin to accept the minutes of the March 14<sup>th</sup> meeting as published. The floor was opened for public comment. On vote, the motion carried.
6. A motion was made by Councilman Dorn and seconded by Councilwoman Galloway to accept the financial report as read by Chief of Staff, Rich Dupree. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:

Yea	Councilpersons Galloway, Dorn, Frederic, Bouchie, Martin
Nay	None
Abstain	None
Absent	None

- The Mayor introduced new City of Pineville Finance Director, Jennifer Juneau. Mayor welcomed and congratulated Jennifer on coming aboard.

The Mayor recognized retiring Human Resources Coordinator, Diane Ray. He stated that she will be training the new Human Resources Coordinator beginning April 24, 2017.

The Mayor introduced assuming LSUA Chancellor, Dr. Guiyou Huang. Dr. Huang began his tenure on January 1, 2017. He stated he is looking forward to establishing a good relationship with the City of Pineville and thanked the Mayor and the Council for the opportunity to address the city.

7. A motion was made by Councilman Martin and seconded by Councilman Bouchie to table the call for adopting ordinance amending and modifying Pineville Code of Ordinances Section 22-56 regarding soliciting at private residences. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:

Yea	Councilpersons Galloway, Dorn, Frederic, Bouchie, Martin
Nay	None
Abstain	None
Absent	None

8. A motion was made by Councilman Dorn and seconded by Councilwoman Fredric to approve a resolution:  
A RESOLUTION urging the United States Congress to enact legislation that will enable local governments to collect revenues already due that are essential to the maintenance and expansion of local and regional economies, the creation of thousands of new jobs, the enhancement of the quality of life, and the preservation of limited local revenue sources.  
WHEREAS, many local governments rely on the collection of sales and use taxes to support funding to improve needed infrastructure improvements, strengthen local small businesses, create jobs for their citizens, and fund essential services; and  
WHEREAS, local brick-and-mortar merchants are important parts of our communities, providing employment to residents, contributing to charities, and keeping communities vibrant; and

WHEREAS, the Supreme Court has previously ruled that state and local governments do not have the authority to require the collection of sales tax by retailers that have no physical presence or nexus in the state (Bellas Hess 1967; Quill 1992); and

WHEREAS, the Supreme Court's precedent puts local merchants at an automatic five to ten percent competitive disadvantage by following the law and collecting sales tax at the time of purchase, while remote online retailers are not required to do so; and

WHEREAS, national studies reveal that state and local governments lose up to \$30 billion each year from uncollected sales taxes from transactions involving remote internet retailers; and

WHEREAS, internet sales tax revenue could be utilized to better provide basic services, improve infrastructure, and bolster public safety all without any additional funding from the federal government; and

WHEREAS, the federal government has historically been reluctant to interfere with the ability of local governments to raise and regulate their own revenues, and should not undermine municipal autonomy with respect to remote sales tax collection; and

WHEREAS, technology has evolved to the point that moving the Marketplace Fairness Act or other legislation forward to allow the collection and remittance of destination rate-based sales taxes on internet transactions is not only practical but warranted

NOW, THEREFORE BE IT RESOLVED that City of Pineville commends Congress on recognizing the importance of resolving the issue to put remote retailers and traditional ones on a level playing field; and

BE IT FURTHER RESOLVED, that City of Pineville urges Congress to pass destination rate-based legislation that would give states the option to collect from remote online retailers the same tax that local brick-and-mortar merchants currently collect; and

BE IT FURTHER RESOLVED that copies of this resolution shall be transmitted to the Louisiana Congressional Delegation, as well as Honorable, Paul Ryan, Speaker of the United States House of Representatives, Honorable Bob Goodlatte, Chairman of the House Judiciary Committee, and Honorable Mitch McConnell, Senate Majority Leader.

The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:

Yea	Councilpersons Galloway, Dorn, Frederic, Bouchie, Martin
Nay	None
Abstain	None
Absent	None

9. On motion by Councilman Martin, seconded by Councilwoman Frederic and passed, it was resolved to introduce and accept for publication an ordinance amending and modifying Pineville Code of Ordinances Section 4 Article 4.01 (a) relative to off-street parking, loading and unloading. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:

Yea	Councilpersons Galloway, Dorn, Frederic, Bouchie, Martin
Nay	None
Abstain	None
Absent	None

10. A motion was made by Councilwoman Galloway and seconded by Councilman Dorn to approve the reappointment of Jim Atkins as Commissioner for the Pineville Housing Authority. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:

Yea	Councilpersons Galloway, Dorn, Frederic, Bouchie, Martin
Nay	None
Abstain	None
Absent	None

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

WHEREAS, the Pineville City Council is the governing body of the City of Pineville;

WHEREAS, on April 10, 2017, the City of Pineville received the voluntary resignation of Ellen Melancon from the position of City Clerk; and

WHEREAS, Mayor Clarence R. Fields recommends to the Pineville City Council that the City accept Ellen Melancon's resignation from the position of City Clerk thereby creating a vacancy in the position.

NOW, BE IT RESOLVED, that the Pineville City Council accepts the recommendation of Mayor Clarence R. Fields and accepts the voluntary resignation of Ellen Melancon from the position of City Clerk and hereby removes Ellen Melancon from the position of City Clerk, effective April 12, 2017, thereby creating a vacancy in the position.

The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:

Yea	Councilpersons Galloway, Dorn, Frederic, Bouchie, Martin
Nay	None
Abstain	None
Absent	None

12. On motion by Councilwoman Fredrick, seconded by Councilman Martin and passed, it was resolved to approve a resolution:

WHEREAS, the Pineville City Council is the governing body of the City of Pineville;  
 WHEREAS, a vacancy was created in the position of City Clerk due to the voluntary resignation of the Ellen Melancon from the position of City Clerk; and  
 WHEREAS, Mayor Clarence R. Fields has recommended to the Pineville City Council that Katherine Hayes be appointed to fill the vacancy in the position of City Clerk.  
 NOW, BE IT RESOLVED, that the Pineville City Council accepts the recommendation of Mayor Clarence R. Fields and hereby appoints Katherine Hayes to serve as City Clerk for the City of Pineville, effective April 12, 2017.

The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:

Yea	Councilpersons Galloway, Dorn, Frederic, Bouchie, Martin
Nay	None
Abstain	None
Absent	None

- Mayor thanked 1<sup>st</sup> responders for their work during the storm on April 9, 2017.
- Councilwoman Galloway thanked the Pineville Fire Department for rescuing her mother and grandchildren during the storm. She also thanked Chief Weatherford for the participation of the Pineville Police Department in the funeral service of Captain Boudreaux.
- Councilman Martin spoke about the Save the Barn fundraiser event to be held on April 29, 2017. Tickets may be purchased on savethedairybarn.com

The floor was opened for public comment and the following was heard:

- Fireworks Over Buhlow – July 3, 2017
- Cleanest City Contest – District Level will be held in April
- Britt Bolen shared some information with Mayor and Council regarding packets sent out to Council prior to March, 2017 meeting.
- Joseph Dugas spoke on behalf and support of request for firefighters increase in pay.

There being no further information to come before the Council, a motion was made by Councilwoman Galloway to adjourn the meeting. Councilwoman Fredric seconded the motion and on vote, the motion carried. Councilman Martin closed with the benediction.

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

/s/ Madonna LeBlanc, pp Ellen Melancon  
Ellen Melancon, Clerk

C E R T I F I C A T E

I, Ellen Melancon, Clerk of the City of Pineville, do hereby certify that the above and foregoing is a true and correct record of the official action taken at a regular meeting of the Mayor and Council of the City of Pineville, Parish of Rapides, State of Louisiana, in legal session convened on the 11<sup>th</sup> day of April, 2017.

/s/ Madonna LeBlanc, pp Ellen Melancon  
Ellen Melancon, Clerk