

A MEETING OF THE
MAYOR AND COUNCIL
CITY OF PINEVILLE, LOUISIANA
JUNE 9, 2020 – 6:00 P.M.

MINUTES

Mayor Clarence R. Fields and the Council of the City of Pineville, Louisiana, met in regular session on Tuesday, June 9, 2020 at 6:00 p.m. in the Council Chambers of City Hall, 910 Main Street, Pineville, Louisiana.

1. The Mayor called the meeting to order
2. Councilman Martin gave the invocation
3. Councilman Bouchie led the Pledge of Allegiance
4. Roll Call: Present: District 2 Councilman Kevin Dorn
 District 3 Councilwoman Christy Frederic
 District 4 Councilman Tom Bouchie
 District 5 Councilman Nathan Martin
 Absent: District 1 Councilwoman Mary Galloway
5. A motion was made by Councilman Dorn and seconded by Councilwoman Frederic to accept the minutes of the May 12th 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 Councilman Martin to accept the financial report as read by Finance Director, Paige Weatherford. The floor was opened for public comment. On vote, the motion carried
7. Zoning Commission Report: Zoning Commissioner, Mr. Tom David, gave a report of the of the Zoning meeting held at 5:30 p.m. relative to a petition for annexation & rezoning of property located 2200 old Marksville Hwy (formerly 2200 Melrose Street,) belonging to Southbound Investments LLC. Mr. David stated that it was the Commission's recommendation that the petition for annexation & re-zoning be accepted as requested & the entire property be zoned as C-1 with the stipulations that the property owners would commit to maintaining & monitoring speaker/noise levels & limiting light emitted to neighboring properties. A motion was made by Councilman Dorn and seconded by Councilwoman Frederic to approve the Zoning Commission's recommendation as requested. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:
 Yea: Councilpersons Dorn, Frederic, Bouchie, Martin
 Nay: None
 Abstain: None
 Absent: Councilwoman Galloway
8. Zoning Commission Report: Zoning Commissioner, Mr. Tom David, gave a report of the of the Zoning meeting held at 5:30 p.m. relative to a petition for a variance of property, belonging to Paul & Leann Maxwell, to permit the parking of a 45' Newman Essex full-time live aboard motor home at 1508 Holloway Drive. Mr. David stated that it was the Commission's recommendation that the petition for variance be denied. A motion was made by Councilwoman Frederic and seconded by Councilman Bouchie to approve the Zoning Commission's recommendation. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:
 Yea: Councilpersons Dorn, Frederic, Bouchie, Martin
 Nay: None
 Abstain: None
 Absent: Councilwoman Galloway
9. A motion was made by Councilman Martin and seconded by Councilwoman Frederic to declare as surplus items no longer being used in the Administrative Department for the purpose of selling, auctioning, donating or disposing of as necessary. The floor was opened for public comment. On vote, the motion carried
10. A motion was made by Councilman Dorn and seconded by Councilwoman Frederic to designate the Alexandria Daily Town Talk as the official journal as required by R.S. 43:150. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:
 Yea: Councilpersons Dorn, Frederic, Bouchie, Martin
 Nay: None
 Abstain: None
 Absent: Councilwoman Galloway
11. Councilwoman Frederic, serving as a member of the Finance Committee, commended the Mayor and Staff for all of the work that they put into the budget that is being proposed for the fiscal year 2020-2021. Councilwoman Frederic made a motion, as recommended by the Finance Committee, to adopt the budget as presented. The motion was seconded by Councilman Dorn. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:
 Yea: Councilpersons Dorn, Frederic, Bouchie, Martin
 Nay: None
 Abstain: None

Absent: Councilwoman Galloway

12. A motion was made by Councilman Bouchie and seconded by Councilman Martin to approve a resolution:

WHEREAS, the Constitution of the State of Louisiana grants local governments the right to levy and collect local sales tax and use taxes; and

WHEREAS, HB 14 introduced in the 2020 First Extraordinary Legislative Session that would transfer collection responsibility of local sales and use tax levies to a state centralized collector; and

WHEREAS, local taxing authorities possess the best knowledge and experience to properly collect its own taxes and have a proven record of proactive advancements in the areas of enforcement, audit coverage, dispute resolution, reporting technology, and successful litigation; and

WHEREAS, the state of Louisiana's budget issues do not offer prospects for a state centralized collector to have sufficient resources to provide the necessary taxpayer assistance, enforcement programs, and training of its employees on the specific application of local sales and use tax ordinances without significant cost contributions from local governments, thereby resulting in the direct and indirect loss of local tax receipts; and

WHEREAS, many local taxing authorities have issued bonded indebtedness guaranteed by the passage of locally adopted sales and use tax levies, collection of said levies are the direct responsibility of local governments, and the transfer of that responsibility to a state agency may generate legal challenges and jeopardize future bond issuances; and

WHEREAS, the local collector in each parish is directly responsible to the local taxing authorities and their elected officials for the performance of local tax administration, and the state centralized collector being an appointee of the Governor of the state, uncertainty exists as to who will be accountable to local taxing authorities for the performance of such critical local tax administration,

NOW THEREFORE BE IT RESOLVED by the City of Pineville as a local taxing authority and governing body, that each member of the delegation of the parish of Rapides is urged to vigorously oppose any and all proposed legislation that transfers the administration and collection of local sales and use taxes to a state centralized collector; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent forthwith to said legislators so that they will be made aware of our position on this matter.

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

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

13. A motion was made by Councilwoman Frederic and seconded by Councilman Martin to approve a resolution:

WHEREAS, the Employer previously adopted a Code Section 125 Cafeteria Plan (the "Plan");

WHEREAS, the Employer desires to amend the Plan to allow eligible, as defined by Code Section 213(d), over-the-counter drugs and medicines to be reimbursed without prescription, as permitted under H.R. 748-2 the "Coronavirus Aid, Relief, and Economic Security Act" or "Cares Act," as set forth in the attached Amendment;

WHEREAS, each undersigned warrants and represents that each has the necessary authority to act on behalf of the Employer to adopt such amendments;

NOW, THEREFORE, BE IT RESOLVED that each undersigned has reviewed the attached Amendment and hereby approve the adoption of the amendment as set forth therein;

BE IT FURTHER RESOLVED, that the officers of the Employer are authorized and directed to take any and all action as may be necessary to effectuate this Resolution.

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

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

14. A motion was made by Councilwoman Frederic and seconded by Councilman Martin to approve a resolution:

NOW THEREFORE BE IT RESOLVED that the Employee Benefits- Health Insurance section, paragraph one (1) of the City of Pineville Policy and Procedure Manual be amended to include the following:

Any active employee, spouse, & their dependents, are required to enroll in Medicare Part A at the time of their eligibility. It is also recommended that any employee, spouse, & their dependents, who are eligible, apply for enrollment in Medicare Part B at least thirty (30) days prior to the employee's retirement, resignation, or termination from the City of Pineville. Effective July 1, 2020, the City of Pineville will no longer offer health insurance coverage to retirees or spouses of retirees (including those retirees due to a disability) that are eligible for Medicare Parts "A" and "B". Retirees who exited employment prior to January 1, 2020 & are past age 65, can choose to remain on the City of Pineville's Health Insurance plan, with rates & benefits (which are subject to change) effective at each anniversary.

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

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

15. A motion was made by Councilman Dorn and seconded by Councilwoman Frederic to introduce and accept for publication an ordinance amending the budget for fiscal year 2019-2020 and other matters with respect thereto. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:
- | | |
|----------|--|
| Yea: | Councilpersons Dorn, Frederic, Bouchie, Martin |
| Nay: | None |
| Abstain: | None |
| Absent: | Councilwoman Galloway |
16. A motion was made by Councilwoman Frederic and seconded by Councilman Dorn to introduce and accept for publication an ordinance adopting and appropriating the budget for fiscal year 2020-2021 and other matters with respect thereto. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:
- | | |
|----------|--|
| Yea: | Councilpersons Dorn, Frederic, Bouchie, Martin |
| Nay: | None |
| Abstain: | None |
| Absent: | Councilwoman Galloway |
17. A motion was made by Councilman Martin and seconded by Councilman Bouchie to call for a Public Hearing and Special Council Meeting on June 30, 2020 at noon for adoption of budgets. The floor was opened for public comment. On vote, the motion carried. Roll call was as follows:
- | | |
|----------|--|
| Yea: | Councilpersons Dorn, Frederic, Bouchie, Martin |
| Nay: | None |
| Abstain: | None |
| Absent: | Councilwoman Galloway |

There being no further business to come before the Council, a motion to adjourn was made by Councilwoman Frederic and seconded by Councilman Bouchie. The floor was opened for public comment. On vote, the motion unanimously carried. Councilman Dorn closed with the benediction.

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

/s/Katherine Hayes, City Clerk
Katherine Hayes, City Clerk

C E R T I F I C A T E

I, Katherine Hayes, 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 9th day of June, 2020.

/s/ Katherine Hayes, City Clerk
Katherine Hayes, City Clerk