

**MANDEVILLE CITY COUNCIL MINUTES  
FOR THE MEETING OF FEBRUARY 13, 2014**

The regular meeting of the Mandeville City Council was called to order by Mayor Pro Tem Madden. Following the call to order, a moment of silence was observed and the Pledge of Allegiance was recited.

**PRESENT:** Clay Madden, Rick Danielson, David Ellis, Carla Buchholz, Ernest Burguières

**ABSENT:**

**ALSO PRESENT:** Mayor Villere; Chief Richard; Frank Oliveri, Finance Director; Louissette, Kidd, Planning Director; David deGeneres, Director of Public Works; Edward Deano, City Attorney; David deGeneres, Director of Public Works; Henry DiFranco, City Engineer; Polly Greene, St. Tammany Farmer, Kim Chatelain, Times Picayune

**MINUTES:**

1. Adoption of the January 23, 2014 Regular Meeting Minutes

A motion was made by Mr. Burguières and seconded by Mr. Ellis for the adoption of the January 23, 2014 regular meeting minutes. The motion to adopt the minutes passed 5-0.

**REPORTS AND ANNOUNCEMENTS:**

1. Mr. Madden announced the intention of the introduction, of a resolution on March 27, 2014 for the purpose of calling an election to rededicate the allowed expenditures of the proceeds of the special sales tax.
2. The Krewe of Eve parade will be held on Friday, February 21, 2014. Associated streets will close at 6:00 p.m.

**OLD BUSINESS:**

**NEW BUSINESS:**

1. Charter Commission Review - Presentation by Victor Frankowitz with Butler, Snow, O'Mara, Stevens and Cannada, PLLC

Mr. Franckiewicz presented the Council and Administration with a proposed timeline for the Mandeville Charter review amendments. The target date for the final election of charter amendments is November 4, 2014. The first presentation of technical and policy amendments is proposed for March 13<sup>th</sup>. Additional milestones include: (1) adoption of resolution approving preliminary package of amendments on March 27<sup>th</sup>; (2) hold public hearings on the package of amendments in April and May; (3) introduction of the proposed amendment package by ordinance on May 22<sup>nd</sup>; (4) adoption of the proposed amendment ordinance on June 12<sup>th</sup>; (5) approval by the Bond Commission on July 17<sup>th</sup>; (6) submit the election propositions to the Secretary of State on July 23<sup>rd</sup>. Mayor Villere stated that he would post this timeline on the City's website under Charter Review and recommended an introduction of the ordinance at the first meeting in May.

2. Approval of Liquor License Application for Harbor Market, LLC 3810 LA Hwy 22 Mandeville LA 70471

A motion was made by Mr. Ellis and seconded by Mr. Burguières for the approval of the liquor license application for Harbor Market, LLC, 3810 LA Hwy 22 Mandeville, LA 70471. The motion passed 5-0.

3. Approval of Liquor License Application for Opal Basil Catering & Consulting LLC, dba Opal Basil on the Trace, 690 Lafitte St, Mandeville LA, 70448

A motion was made by Mr. Danielson and seconded by Mr. Burguières for the approval of the liquor license application for Opal Basil Catering & Consulting LLC, dba Opal Basil on the Trace, 690 Lafitte St, Mandeville LA, 70448. The motion passed 5-0.

4. Approval of Special Event Liquor License Application for Mandeville Lions Club for their special event, "2<sup>nd</sup> Annual Car Show", 720 Lafitte Street, Mandeville LA 70448, March 22, 2014, 9:00 am to 3:00 pm, with a rain date of March 23, 2014.

A motion was made by Mrs. Buchholz and seconded by Mr. Danielson for the approval of the special event liquor license application for the Mandeville Lions Club for their special event, "2<sup>nd</sup> Annual Car Show", 720 Lafitte Street, Mandeville LA 70448, March 22, 2014, 9:00 am to 3:00 pm, with a rain date of March 23, 2014. The motion passed 5-0.

5. Approval of Special Event Liquor License Application for George's Mexican Restaurant for Cinco de Mayo, 1461 North Causeway Blvd. Mandeville LA, 70471, May 5, 2014, Noon to Midnight, with no rain date.

A motion was made by Mrs. Buchholz and seconded by Mr. Ellis for the approval of the liquor license application for George's Mexican Restaurant for Cinco de Mayo, 1461 North Causeway Blvd. Mandeville LA, 70471, May 5, 2014, Noon to Midnight, with no rain date. A motion was made by Mr. Madden and seconded by Mr. Burguières to amend the application by revising the hours from midnight to 11:00 p.m. The motion to amend passed 5-0. The original motion passed, as amended, 5-0.

6. Approval of the Final Change Order for The East Causeway Approach at Monroe Street Traffic Signal Improvements Project, Contract No. 1006A29, in the deductive amount of \$954.25 and an addition of 57 days.

A motion was made by Mrs. Buchholz and seconded by Mr. Burguières for the approval of the final change order for the East Causeway Approach at Monroe Street Traffic Signal Improvements Project, Contract No. 1006A29, in the deductive amount of \$954.25 and the addition of 57 days to the contract. The motion passed 5-0.

7. Adoption of Resolution No. 14-05, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE ACCEPTING THE BIDS FOR THE ISAAC RECOVERY – PILE CAP REPLACEMENT PROJECT, PW-CMA007G AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE APPARENT LOW BIDDER; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

A motion was made by Mrs. Buchholz and seconded by Mrs. Ellis for the adoption of Resolution No. 14-05. Mrs. Buchholz explained that the first bid was rejected and that this project had to be rebid. Two bids were received in this round. The apparent low bid was \$132,350. Since pile caps were damaged by Hurricane Isaac, FEMA will reimburse 75% of the cost with the City matching 25%. Mr. Burguières asked if the City or State owns the harbor. Mr. Oliveri stated that the State owns the water bottom and the City maintains the harbor. There being no further questions, the motion to adopt Resolution No. 14-05 passed 5-0.

8. Adoption of Resolution No. 14-06, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE RECOMMENDING THAT THE ADMINISTRATION ESTABLISH A TRACKING SYSTEM FOR CERTAIN CITY OWNED OR LEASED PROPERTIES, TO BE MANAGED BY THE ADMINISTRATION AND REPORTED TO THE CITY COUNCIL ON A MONTHLY BASIS

A motion was made by Mr. Ellis and seconded by Mr. Burguières for the adoption of Resolution No. 14-06. A motion was made by Mr. Danielson and seconded by Mrs. Buchholz to amend Resolution No. 14-06 to (1) add the Dew Drop Inn to the list of properties to track, (2) delete the following language “the tracking data be utilized for the long term consideration of establishing user fees to offset expenses at certain City locations to include Sunset Point, the lakefront gazebo and the boat launch at the harbor” (3) add the language “the administration would develop a proposal that would establish a tracking system using current city resources”. Mr. Danielson stated that this tracking system was originally introduced by resolution in September 2013 by Mr. Burguières, was deferred by the Council and then referred to the Financial Oversight Committee for further study. He stated that he was deleting the section on user fees because it was not a part of the original referral to the Financial Oversight Committee. The motion to amend passed 5-0. Mayor Villere stated that the Administration would be happy to provide whatever information they have available. There being no further discussion the motion to adopt Resolution No. 14-05 passed, as amended, 5-0.

9. Introduction of Ordinance No. 14-03, AN ORDINANCE: AMENDING THE COMPREHENSIVE LAND USE REGULATIONS ORDINANCE, INCLUDING SECTIONS 2.5.2 QUALIFICATIONS AND DUTIES OF THE PLANNING DIRECTOR, 4.3.1.1 ET SEQ METHODS OF INITIATION OF AMENDMENT, ELIMINATION OF REFERENCES TO THE COMMUNITY APPEARANCE COMMISSION, 6.3 AND 6.4 LAND USE DEFINITIONS, 7.5.10 ET SEQ OLD MANDEVILLE BUSINESS DISTRICT 8.1 ET SEQ SUPPLEMENTAL REGULATIONS, 8.2.3 OUTDOOR DINING, 9.1 ET PARKING AND LANDSCAPING REQUIREMENTS, AND ARTICLE 10 SIGNS; AMENDING THE B-3 DESIGN REGULATIONS AND GUIDELINES AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

Ordinance No. 14-03 was read by title by Mr. Madden. A motion was made by Mr. Danielson and seconded by Mr. Burguières for its introduction. The ordinance was referred to the Planning and Zoning Commission.

10. Introduction of Ordinance No. 14-04, ORDINANCE OF THE CITY OF MANDEVILLE, LOUISIANA, AUTHORIZING A FRANCHISE AGREEMENT BETWEEN ATMOS ENERGY CORPORATION GRANTING THE RIGHT TO USE THE PRESENT AND FUTURE STREETS, ROADS, HIGHWAYS, ALLEYS, BRIDGES AND PUBLIC WAYS, FOR SUCH PURPOSES; UNDER THE TERMS AND CONDITIONS TO WHICH SUCH FRANCHISE AND RIGHTS ARE SUBJECT; AND PRESCRIBING THE TERM OF SUCH FRANCHISE AND RIGHTS

Ordinance No. 14-04 was read by title by Mr. Madden. A motion was made by Mr. Danielson and seconded by Mr. Ellis for its introduction.

**PUBLIC COMMENT:**

**PROJECTS IN PROGRESS (STATUS REPORT):**

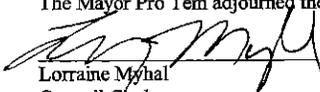
1. Capital Roadway Maintenance Project – The contractor is asphalt patching. Next week, the contractor will begin culvert and driveway repairs on the east side of Old Mandeville.

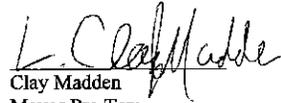
2. Girod Street Landscaping & Lighting Project, Phase III – Mr. deGeneres stated that the project was approved prior to 2012 at a 95% (state) 5% (city) match. It will continue to follow under the 95/5 criteria. Additional items (and information) had to be added to the project under the 95/5 criteria which the landscape architect has already supplied to DOTD. This project should begin moving forward soon.

3. East Causeway Signalization – The final change order was approved this evening.
4. Monroe Street Sewer Lift Station – The pipeline is complete. The excavation for the lift station has been performed.
5. Tyler Thomas Park Restrooms – The variance for the height requirement was approved at the last Planning and Zoning meeting.
6. Hurricane Isaac Water Meter Replacement – Work has begun and the project is 30% complete.
7. Community Center Rehabilitation – The Fire Marshall has approved the plans and work will commence upon issuance of a building permit.
8. Shoreline Protection Study – The Public Works Department is conducting beta tests in five locations along the lakefront and collecting pricing for duckbill valves (flaps). The RFP should go out next week.

**ADJOURNMENT:**

The Mayor Pro Tem adjourned the meeting at 7:40 p.m.

  
Lorraine Myhal  
Council Clerk

  
Clay Madden  
Mayor Pro Tem