

**MANDEVILLE CITY COUNCIL MINUTES
FOR THE MEETING OF AUGUST 14, 2014**

The regular meeting of the Mandeville City Council was called to order by the Mayor Pro Tem at 6:00 p.m. Following the call to order, a moment of silence was observed and the Pledge of Allegiance was recited.

PRESENT: Clay Madden, Rick Danielson, Carla Buchholz,

ABSENT: David Ellis, Ernest Burguières

ALSO PRESENT: Mayor Villere, Chief Richard; Frank Oliveri, Finance Director; Louissette, Kidd, Planning Director; Edward Deano, City Attorney; David deGeneres, Public Works Director; Henry DiFranco, City Engineer; Kim Chatelain, Times Picayune; Faimon Roberts, The Advocate; David Folse, Tammany West

MINUTES:

1. Adoption of the July 24, 2014 Regular Meeting Minutes

A motion was made by Mrs. Buchholz and seconded by Mr. Madden for the adoption of the July 24, 2014 regular meeting minutes. The motion passed 3-0.

2. Adoption of the July 14, 2014 Budget Work Session Minutes

A motion was made by Mrs. Buchholz and seconded by Mr. Madden for the adoption of the July 14, 2014 budget work session minutes. The motion passed 3-0.

3. Adoption of the July 29, 2014 Budget Work Session Minutes

A motion was made by Mr. Madden and seconded by Mrs. Buchholz for the adoption of the July 29, 2014 budget work session minutes. The motion passed 3-0.

PRESENTATIONS:

1. Pat Brister, St. Tammany Parish President, gave the Council an update on the Mandeville Bypass Road Project. The total cost is anticipated to be between \$9 and \$11 million dollars, based on five year old quotes and depending on the final route and design. The City has agreed to contribute \$2.5 million with the Parish and State making up the remainder. In July the Parish started acquiring 296 acres of land around SE Hospital. Once the final purchase has been made, Recreational District I will purchase land from the Parish for their expansion. The right-of-way that will be carved out will connect Highway 190 to Highway 1088 near the Forrest Brook subdivision. This will offer traffic relief to Mandeville citizens and all citizens of St. Tammany Parish. Following the act of sale on the property, ground breaking could begin September 2015.

There being no objection, the Council moved the adoption of new business item #4 next on the agenda.

NEW BUSINESS:

4. Adoption of Resolution No. 14-45, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE AUTHORIZING THE MAYOR TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT BETWEEN THE CITY OF MANDEVILLE AND ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, FOR THE CONTRIBUTION OF \$2,500,000 TOWARDS DESIGN, ENGINEERING AND CONSTRUCTION OF THE MANDEVILLE BYPASS ROAD IN ST. TAMMANY WARD 4, DISTRICTS 5, 7 AND 10; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

A motion was made by Mr. Madden and seconded by Mrs. Buchholz for the adoption of Resolution No. 14-45. Mr. Danielson stated that this will allow the Mayor and the Parish President to execute a Cooperative Endeavor Agreement to begin the design and engineering phase of the Mandeville Bypass Road Project. Mayor Villere stated that he will keep the Council informed throughout the negotiation process and provide a more accurate contribution figure as the numbers become more defined. There being no further discussion, the motion to adopt Resolution No. 14-45 passed 3-0.

OPENING OF THE AGENDA:

1. Introduction of Ordinance No. 14-36, AN ORDINANCE FOR THE CITY OF MANDEVILLE ADOPTING BUDGET ADJUSTMENT NO. 14-04; FISCAL YEAR 2013-2014 BUDGET AND TO PROVIDE FOR RELATED MATTERS

A motion was made by Mrs. Buchholz and seconded by Mr. Madden to open the agenda for the above item. The motion to open the agenda passed 3-0.

REPORTS AND ANNOUNCEMENTS:

1. Mrs. Buchholz reported on road changes near the Premier Center/Sterling Property that will occur in the very near future. It will be one lane at one point in front of all the shops on Hwy 190. The ingress and egress will temporarily change as well. St. Joseph will be an inbound street only. Asbury should open in both directions in the

next couple of days.

OLD BUSINESS:

1. Adoption of Ordinance No. 14-33, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE DECLARING CERTAIN ITEMS AND VEHICLES AS SURPLUS AND NO LONGER NEEDED FOR CITY USE; ACCEPTANCE OF BIDS FOR SAID ITEMS AND VEHICLES; AUTHORIZING THE SALE OF SAID ITEMS AND VEHICLES TO THE HIGHEST BIDDER; AUTHORIZING THE MAYOR TO EXECUTE ALL NECESSARY DOCUMENTS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

A motion was made by Mrs. Buchholz and seconded by Mr. Madden for the adoption of Ordinance No. 14-33. The motion passed 3-0. Mr. Danielson stated that this was for DPW vehicles that will go through the normal surplus process. There being no questions, the motion to adopt Ordinance No. 14-33 passed 3-0.

2. Adoption of Ordinance No. 14-34, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE DECLARING CERTAIN VEHICLES AS SURPLUS AND NO LONGER NEEDED FOR CITY USE; AUTHORIZING THE MAYOR TO EXCHANGE OR DONATE SURPLUS VEHICLES; AUTHORIZING THE MAYOR TO EXECUTE ALL NECESSARY DOCUMENTS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

A motion was made by Mrs. Buchholz and seconded by Mr. Madden for the adoption of Ordinance No. 14-34. The motion passed 3-0. Mr. Danielson stated that this was for a donation of two Police vehicles to the Police Department of Arnaudville, LA. There being no questions, the motion to adopt Ordinance No. 14-34 passed 3-0.

NEW BUSINESS:

1. Approval of the Certificate of Substantial Completion for the City of Mandeville 2013 Roadway Maintenance Contract, Task Order No. 1 as of July 11, 2014

A motion was made by Mr. Madden and seconded by Mrs. Buchholz for the approval of the Certificate of Substantial Completion for the City of Mandeville 2013 Roadway Maintenance Contract, Task Order No. 1 as of July 11, 2014. The motion passed 3-0.

2. Approval of the Certificate of Substantial Completion for the City of Mandeville West Beach Park Playground as of July 25, 2014

A motion was made by Mrs. Buchholz and seconded by Mr. Madden for the approval of the Certificate of Substantial Completion for the City of Mandeville West Beach Park Playground as of July 25, 2014. The motion passed 3-0.

3. Approval of Change Order No. 1, Lotus Drive North and Village Lane South Drainage Improvements in the additive amount of \$98,570.10 and the addition of 12 days to the contract

A motion was made by Mr. Danielson and seconded by Mrs. Buchholz for the approval of Change Order No. 1, Lotus Drive North and Village Lane South Drainage Improvements in the additive amount of \$98,570.10 and the addition of 12 days to the contract. Mr. deGeneres stated that he had Principal Engineering and GEC present to answer any questions. A motion was made by Mr. Madden to defer the approval to the next regular meeting to allow for additional questions he received from a constituent living in the area of the drainage project and from Councilman Ellis. He added that both could not be here tonight. Mr. Danielson asked what would be the result of the delay. Mr. deGeneres stated that it would slow down the project. He added that he had responded to all questions he received. Mr. Madden stated that he did not know what their questions were, but both asked for the deferral. Mayor Villere stated that we may have a problem with the contractor if we have to pull him off the job for 14 days; there might be an additional mobilization charge. It could cost the City more money to wait. Mr. Madden stated that one of the questions was – "what is the necessity for the change order". Mr. deGeneres stated that is why he invited the engineers to the meeting. Mr. Danielson stated that the main item was the conflict box at Lotus Drive and to relocate the sewer force main and the servitude towards Beau West. If we do not approve the change order, what happens, does the project stop? Do we have to do the change order in order to complete the project the way it was designed. Mr. DiFranco stated yes. Mr. deGeneres stated that they had the flexibility to change (up to 10%) and some of the work has been done. The sewer line has to be moved before any additional work can be done. Mr. DiFranco stated that Councilman Ellis sent him the questions and most seem to be procedural - related to the change order process. Those questions can be answered after the fact. Mr. Oliveri stated that the project came in under budget. Mr. DiFranco added that it will be partially funded by a hazard mitigation grant, even the change order. He explained that there were three layers of professionals who validate the changes and additional pricing. Mr. deGeneres stated that a tech noticed a culvert that was not a part of the original scope of work. Then we ran into a conflict problem on Lotus Drive. We used our 10% grace to keep the project moving otherwise the road would still be dug up. Mr. Madden asked what the increase would be to delay the project. Mr. deGeneres estimated approximately \$5,000 to demobilize and \$5,000 to remobilize. Mr. Danielson explained why he could not support a deferral; due to the additional costs. Mr. Madden withdrew his motion to defer and requested that the discussion of the change order be added onto the next agenda. The motion to approve the change order passed 2-1, with Mr. Madden voting against.

5. Introduction of Ordinance No. 14-35, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE TO AMEND CHAPTER 18-1 BOARDS, COMMITTEES, AND COMMISSIONS, THE CODE OF ORDINANCES OF THE CITY OF MANDEVILLE, TO PROVIDE FOR A REQUIREMENT THAT THE EX-OFFICIO MEMBER OF THE ADMINISTRATION BE THE MAYOR, FINANCE DIRECTOR OR AN EMPLOYEE OF THE CITY OF MANDEVILLE AND TO PROVIDE FOR RELATED MATTERS

A motion was made by Mr. Madden and seconded by Mrs. Buchholz for the withdrawal of Ordinance No. 14-35. Mr. Madden stated that he was advised by the City Attorney to change the format to a Resolution. He asked to withdraw so he could change the format and possibly some minor items as well. The motion to defer passed 3-0.

FINANCE REPORT:

Mr. Oliveri stated that he is working to resolve all audit findings by August 31, 2014.

Financial Reporting – The Council receives a monthly financial report accompanied by a memo of explanation.

Segregation of Duties – No new changes since the July 10, 2014 report.

Escheatment of un-negotiated items – The Ordinance under the opening of the agenda is needed to keep the City in compliance with the local budget act. The stale dated items have been identified; they amount to \$12,000. There are some small, expense checks that have not been cashed by employees and some council members. Those will be reissued. Utility deposit refunds are the main problem.

Capital Assets – We have started a process; we have an ongoing reconciliation process.

Bank Reconciliations – Completed.

Interfund Receivable/Payables - This will be addressed by the budget amendment that is being introduced under Ordinance No. 14-36 this evening.

OPENING OF THE AGENDA:

1. Introduction of Ordinance No. 14-36, AN ORDINANCE FOR THE CITY OF MANDEVILLE ADOPTING BUDGET ADJUSTMENT NO. 14-04; FISCAL YEAR 2013-2014 BUDGET AND TO PROVIDE FOR RELATED MATTERS

Ordinance No. 14-36 was read by title by Mr. Danielson. A motion was made by Mrs. Buchholz and seconded by Mr. Madden for its introduction.

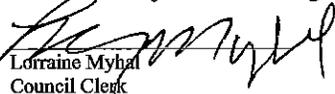
PUBLIC COMMENT:

PROJECTS IN PROGRESS (STATUS REPORT):

1. Capital Roadway Maintenance Project – Task Order No. 1 is complete. The contractor is performing crack sealing on asphalt pavements (mainly in District III) under Task Order No. 2 and will start in Tanglewood in the next few weeks.
2. Girod Street Landscaping & Lighting Project, Phase III – No update.
3. Tyler Thomas Park Restrooms - The bathrooms are open and functioning. The contractor is working on punch list items and DPW plans to paint the concrete floor with a sealer.
4. Lotus Drive/Village Lane Drainage Project – The Change Order was approved this evening. The contractor can move forward to install concrete ditch stabilization at the pipe outfall.
5. West Beach Park Playground – The project is substantially complete as of July 25, 2014.
6. Hurricane Isaac Recovery Bridge Replacement – The old pedestrian bridge was removed this week. The new bridge is expected to be delivered on August 15, 2014. Pile driving for the new bridge to commence as soon as possible.
7. Isaac Recovery Sewer Lift Station Electrical Rehabilitation – Four of the nine panels that were damaged during Hurricane Isaac have been replaced.
8. Rapatel Water Tower – The temporary construction road from Hwy 190 and the permanent road from Rapatel have been completed. The contractor installed 387 feet of the 16" water main.
9. WWTP Headworks Rehabilitation & Sluice Gates – 90% of the headworks rehabilitation is complete. The contractor is waiting on the delivery of the sluice gates.
10. Mariner's Village Slope Stabilization - The contractor anticipates starting the project on August 25th.

ADJOURNMENT:

Mr. Danielson adjourned the meeting at 6:45 p.m.


Lorraine Myhal
Council Clerk


Rick S. Danielson
Mayor Pro Tem