

**MANDEVILLE CITY COUNCIL MINUTES
FOR THE MEETING OF OCTOBER 9, 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: Rick Danielson, Clay Madden (6:10pm), David Ellis (6:30pm), Carla Buchholz, Ernest Burguières

ABSENT:

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; Betsy Swenson, Tammany West

MINUTES:

1. Adoption of the September 25, 2014 Regular Meeting Minutes.

A motion was made by Mrs. Buchholz and seconded by Mr. Burguières for the adoption of the September 25, 2014 regular meeting minutes. The motion passed 3-0, with Mr. Madden and Mr. Ellis absent.

PRESENTATIONS:

Judge Dawn Amacker and Nanine McCool, St. Tammany Judicial Candidates, introduced themselves to the City Council.

REPORTS AND ANNOUNCEMENTS:

Mr. Madden announced that the Council member appointment to the Mandeville Financial Oversight Committee will expire in November.

OLD BUSINESS:

1. Adoption of Ordinance No. 14-42, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE TO AMEND SECTION 18 OF THE MANDEVILLE CODE OF ORDINANCES, TO AMEND SECTION 18-2(8) THEREIN TO EXPAND THE SCOPE OF DUTIES OF THE MANDEVILLE FINANCIAL OVERSIGHT COMMITTEE TO INCLUDE ALL FINANCIAL MATTERS AS DEEMED APPROPRIATE BY A SIMPLE MAJORITY VOTE OF THE MANDEVILLE CITY COUNCIL AND TO PROVIDE FOR RELATED MATTERS

A motion was made by Mr. Burguières and seconded by Mr. Madden for the adoption of Ordinance No. 14-42. Mr. Madden stated that the Mandeville Financial Oversight Committee (MFOC) was created by Ordinance in 2012. In 2013, an amendment was adopted which allowed additional items to the original MFOC scope of duties as deemed necessary. This proposed amendment allows those additional items by a majority vote of the Council rather than a unanimous vote. Mrs. Buchholz asked what was the original thought behind the amendment that added the unanimous vote. Mr. Madden stated that the word unanimous was an oversight. This Ordinance keeps everything consistent; the committee recommendations to the Council can pass with a 3-2 vote by the Council and the reverse, sending the committee tasks, can pass by the same simple majority vote of the Council. There being no further discussion, Ordinance No. 14-42 passed 3-1, with Mrs. Buchholz voting against and Mr. Ellis absent.

2. Adoption of Ordinance No. 14-43, AN ORDINANCE TO AMEND THE MANDEVILLE CODE OF ORDINANCE TO ESTABLISH SECTION 6-11(B) TO PROVIDE FOR THE COLLECTION FOR REIMBURSEMENT FOR THE REPAIR OF TOMBS, GRAVES, HEADSTONES AND GRAVE SITES AND TO PROVIDE FOR RELATED MATTERS

A motion was made by Mrs. Buchholz and seconded by Mr. Burguières for the adoption of Ordinance No. 14-43. Mr. Danielson stated that Mr. Joseph Yarbrough started a project that involved mapping the Mandeville cemetery. The historic section has burial sites as early as 1835. His work brought to light that repair was needed in the older section. The plots are private and family owned and those families are responsible for maintenance. Unfortunately, over time, families move away and some do not realize that family members are buried in Mandeville. We worked with the City Attorney to see where we stand with the law and how we can fill that hole. This proposed Ordinance does not relieve the families of their responsibilities, but gives the authority to the City to do everything in our power to contact the family and to budget and move forward with the repairs. If the family were to purchase another plot or reopen the tomb, the City would seek reimbursement for the repairs. He added that this also seeks to solve environmental and safety concerns along with the historic preservation aspect. There was further discussion about different ways to locate the families of the historic plots. Mr. Danielson explained that the Old Mandeville Historic Association has already started the process of developing a nonprofit and fund raising side of this effort. After he presented slides of some of the historical burial sites in need of repair and presented Mr. Yarbrough with a certificate of recognition from the Council. Mr. Kurt Frosh, 1820 Livingston Street, asked if the cemetery iron gates could be repaired by the City because they are no longer able to close and lock them. The Mayor stated that he would look into it. There being no further discussion, the motion to adopt Ordinance No. 14-43 passed 4-0, with Mr. Ellis being absent.

3. Adoption of Ordinance No. 14-44, AN ORDINANCE TO ACQUIRE PEDESTRIAN SERVITUDES BY THE

CITY OF MANDEVILLE AND TO PROVIDE FOR RELATED MATTERS

A motion was made by Mr. Burguieres and seconded by Mr. Madden for the adoption of Ordinance No. 14-44. Mr. Danielson stated that there has been discussion about installing a path from behind Rouquette Lodge, across Dalwill Drive, to allow Lodge residents to safely access the Rouses Shopping Center. The first step in the process is to approve this servitude that will allow the City to proceed with the work. Mr. Ellis stated that there was no expected change of ownership, as he discussed previously with the Mayor. Mr. DiFranco added that the work could begin in thirty days. A motion was made by Mr. Danielson and seconded by Mr. Madden to make the Ordinance effective upon the signature of the Mayor. The motion to amend passed 5-0. There being no further discussion, the motion to adopt Ordinance No. 14-44 passed, as amended, 5-0.

OPENING OF THE AGENDA:

1. Introduction of Ordinance No. 14-46, AN ORDINANCE FOR THE CITY OF MANDEVILLE ADOPTING BUDGET ADJUSTMENT NO. 01 FISCAL YEAR 2014-2015 BUDGET AND TO PROVIDE FOR RELATED MATTERS (Offered by Rick Danielson, Mayor Pro Tem)

A motion was made by Mr. Danielson and seconded by Mr. Ellis to open the agenda for the above item. The motion to open the agenda passed 5-0.

Ordinance No. 14-46 was read by title by Mr. Danielson. Mr. Danielson stated that this budget adjustment was for the replacement of a police vehicle that was totaled in an accident two weeks ago. Based on public bid law we are within a narrow window to get this new vehicle before prices increase. The other driver was at fault and their insurance will cover a majority of the cost; we expect the budget adjustment to be approximately \$6,000. A motion was made by Mr. Danielson and seconded by Mrs. Buchholz for its introduction.

NEW BUSINESS:

1. Approval of Special Event Liquor License Application for Mary Queen of Peace Catholic Church for their Fundraiser to be held on November 15, 2014, 6:00 pm to 11:00 pm , 1501 West Causeway Approach Mandeville 70471

A motion was made by Mr. Ellis and seconded by Mr. Burguieres for the approval of the special event liquor license application for Mary Queen of Peace Catholic Church for their fundraiser to be held on November 15, 2014, 6:00 pm to 11:00 pm, 1501 West Causeway Approach. The motion passed 5-0.

2. Approval of Special Event Liquor License Application for Our Lady of the Lake Church for their special event "Festival of the Lake" to be held on October 17 – October 19, 2014 on 312 Lafitte Street, Mandeville 70448.

A motion was made by Mr. Madden and seconded by Mr. Burguieres for the approval of the special event liquor license application for Our Lady of the Lake Church for their special event "Festival of the Lake" to be held on October 17 – October 19, 2014 on 312 Lafitte Street, Mandeville 70448. The motion passed 5-0.

3. Adoption of Resolution No. 14-55, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE ACCEPTING THE BIDS FOR THE LIFT STATION NO. 19 REPLACEMENT PROJECT, A/E PROJECT NO. 2013-12 AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE LOWEST RESPONSIBLE BIDDER; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

A motion was made by Mrs. Buchholz and seconded by Mr. Ellis for the adoption of Resolution No. 14-55. Mrs. Buchholz stated that this lift station was in the Weldon Park Subdivision. Six bids were received and the lowest responsible bidder was Fleming Construction Company in the amount of \$523,845. There being no questions or further discussion, the motion to adopt Resolution No. 14-55 passed 5-0.

4. Adoption of Resolution No. 14-56, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE ADOPTING THE LOUISIANA COMPLIANCE QUESTIONNAIRE

A motion was made by Mrs. Buchholz and seconded by Mr. Ellis for the adoption of Resolution No. 14-56. Mrs. Buchholz stated that this was an annual questionnaire and requirement that must be filled out for the auditors. There being no questions or further discussion, the motion to adopt Resolution No. 14-56 passed 5-0.

5. Introduction of Ordinance No. 14-45, 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

Ordinance No. 14-45 was read by title by Mr. Danielson. Mr. Danielson stated that we will introduce an amendment with the adoption of this Ordinance in two weeks which will incorporate the police vehicle mentioned earlier as part of the State Farm claim. A motion was made by Mr. Ellis and seconded by Mrs. Buchholz for its introduction.

FINANCE REPORT:

Mr. Oliveri stated that stale dated checks have been re-issued and some are being prepared to be remitted to the State. Monthly financial reports have been released to the Council. The local budget act was completed at the end of August. The project management system for capital assets is in progress; bank reconciliations are performed monthly and interfund receivables are paid on a quarterly basis.

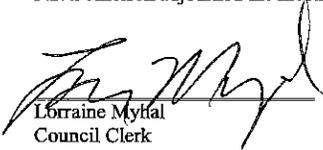
PROJECTS IN PROGRESS (STATUS REPORT):

1. Capital Roadway Maintenance Project – Task Order No 2 is 45% complete. Cindy Lou drainage, Cedarwood drainage, Heavens Drive curb & gutter work and asphalt work remain.
2. Girod Street Landscaping & Lighting Project, Phase III – No change.
3. Lotus Drive/Village Lane Drainage Project – The utility relocation by AT&T is complete. The contractor has been notified and advised to remobilize to complete the work. They need to finish relocating the sewer line and begin installing the drainage structures.
4. Hurricane Isaac Recovery Bridge Replacement – Asphalt, hand railings and site work remains. The project is ahead of schedule and expected to be complete next week.
5. Isaac Recovery Sewer Lift Station Electrical Rehabilitation – Nine out of eleven stations are complete.
6. Rapatel Water Tower – The 16" water main extension is complete. Probe piles have been installed and tested. The steel for the tower should arrive in late November.
7. WWTP Headworks Rehabilitation & Sluice Gates – The work is substantially complete.
8. Mariner's Village Slope Stabilization – The ditch work is nearly complete and the concrete work for the parking lot that was damaged by erosion is underway.
9. Fire Hydrant Replacement Project – The Notice to Proceed was issued for October 20, 2014. DPW will notify residents and businesses when water will be temporarily turned off during the day via door hangers.
10. Fire Suppression System for Dew Drop – The contractor has conducted a flow test at the site and is preparing shop drawings and Louisiana State Fire Marshal submittals.
11. Lift Station 21 Relocation – The preconstruction meeting is scheduled for October 21, 2014. There is a long lead time on material so construction might not start for three months.

PUBLIC COMMENT:

ADJOURNMENT:

Mr. Danielson adjourned the meeting at 6:50 p.m.


Lorraine Mythal
Council Clerk


Rick S. Danielson
Mayor Pro Tem