

TOWN OF MADISONVILLE  
REGULAR MEETING  
October 13, 2010

Mayor Gitz called the meeting to order at 7:30 p.m. C.S.T.

Mayor Gitz opened the Public Hearing for consideration to amend Chapter 10.12C of the Code of Ordinance to address signage in all zoning districts. With no comments Mayor closed the hearing. At this time Joey Mahon asked if signs already in existence are grandfathered-in? Attorney King said he would have to think about this matter and give an answer later.

On roll call the following answered present: Councilmen Badeaux, Bouey, Bounds, Lange, Ostendorf. Absent: None

Motion by Councilman Bouey, seconded by Councilman Lange approving the September 8, 2010 minutes as written. Motion carried unanimously.

Motion by Councilman Badeaux, seconded by Councilman Bounds approving the August and September 2010 Financial Statements as prepared. Motion carried unanimously.

Comments from those in attendance

Gordon Mellencamp, 205 -A St. Paul St., said he is pleased to see the fire hydrant on the corner of St. Paul and Pine St. repaired.

Joe Harman, PEC, reported he has given the Mayor the Bulkhead Project preliminary plans, and they are 50 to 75% complete on the specifications. Mr. Harman also reported the Road Improvement Project is complete but there are a few complaint letters he needs to check on. He said the final amount for the project is \$302,345.55. Councilman Lange reported that water stays on his sidewalk and is seeping under the driveway. Mr. Harman said the sidewalk will need to be raised to the correct grade.

Attorney King stated that any signs that are properly erected will not be affected by the new sign ordinance. This answer was in reply to Mr. Mahon's question during the public hearing.

Motion by Councilman Badeaux, seconded by Councilman Bouey approving the draft of the sign ordinance. Motion carried unanimously.

Greg Spyridon, founder and coach of the Mandeville High School Lacrosse Club requested a partial waiver of the new fees for use of the ball field. He presented the following highlights concerning this organization:

- Started 4 years ago with 15 kids @ the High School
- Sanctioned by High School
- Non-Profit
- Projects 80 players this year
- Lacrosse is the fastest growing sport in the Country
- Faculty Sponsor attends every practice and game

- Plays in springtime
- Sport requires approximately \$350.00 in equipment and a large field
- Cost is driven by referees, team equipment, travel, uniforms, league dues, tournament fees and ball field rental
- Sell concessions at home games to subsidize

Mr. Spyridon told Council the rate schedule as it is now is prohibited. He went on to say he is happy to pay as they have in the past three years but cannot pay the new price.

Councilman Badeaux said it seems to be self supporting, is that correct? Mr. Spyridon stated yes. Councilman Bounds asked if the team receives any money from the school. Mr. Spyridon said no, only if they have a game at the Mandeville High Stadium, then they collect gate fees. Mr. Spyridon said his team conditions in December three or four times a week and begins games in January and they play into April. He said the games are on Friday nights or Saturdays. Councilman Lange asked if they charge a fee. Mr. Spyridon said no, but they do pass the hat and sell concessions when they play on Mabel Drive and Main St. Councilman Bouey asked if the school is going to ever recognize Lacrosse as a school sport. Mr. Spyridon answered yes, just as soccer was slow to start, but it eventually took off. At this time he reported St. Paul's has a team and Northlake Christian would like to start a team, and he is attempting to get Fontainebleau and Slidell interested in forming a team. Mr. Spyridon went on to say that New Orleans has ten (10) U-15 programs at the Charter Schools and he is now forming a U-15 with Madisonville Junior High and Mandeville Junior High Schools. Councilman Badeaux stated this rate increase must have caught Mr. Spyridon by surprise and maybe the Council needs to make an exception this year since he already has the plans in motion and we have learned tonight that you are self-sufficient. Councilman Bounds said the spirit of changing the fees was for the occasional user but when the field is being used for public space for the children maybe the fees should be different.

Motion by Councilman Bounds, seconded by Councilman Badeaux to table Mr. Spyridon's request until the November meeting so that the Council can address all of Mr. Spyridon's issues and concerns, as well as the Town's, and to ward off any potential other issues and not set a precedent for just this organization. Motion carried unanimously.

Motion by Councilman Ostendorf, seconded by Councilman Bouey approving the request of Steve Savoie of Riverside Bar to close a portion of Water St. for a benefit for Calvin Huber on Friday, November 26<sup>th</sup> from 4:00p.m. till. Motion carried unanimously.

Motion by Councilman Ostendorf, seconded by Councilman Bouey approving Resolution 10-01-10. Motion carried unanimously.

**Resolution: Adopting St Tammany Parish Natural Hazards Mitigation Plan with current updates**

*Whereas*, The Town of Madisonville is subject to tropical storms, hurricanes, flooding, fog, tornadoes, and other natural hazards that can damage property, close businesses, disrupt traffic, and present a public health and safety hazard; and

*Whereas*, the Natural Hazards Mitigation Planning Committee, comprised of representatives from the Parish, municipalities and stakeholder organizations, has prepared a recommended *Natural Hazards Mitigation Plan* that reviews the options to protect people and reduce damage from the hazards; and

*Whereas* the recommended *Natural Hazards Mitigation Plan* has been widely circulated for review by the Parish's residents and federal; state and regional agencies and has been supported by those reviewers; and

*Whereas*, St Tammany Parish Council and participating municipalities pass a resolution adopting the original Natural Hazards Mitigation Plan in 2004; and

*Whereas*, Several Federal programs require that the Parish and Municipalities have an adopted Hazards Mitigation Plan to qualify for Federal benefits; and

*Whereas*, the Town of Madisonville participated in the development and the update of the Natural Hazards Mitigation Plan which subsequently makes the town eligible for benefits associated with the Natural Hazards Mitigation Plan.

**Now, therefore, be it resolved that:**

1. The *Natural Hazards Mitigation Plan* is hereby adopted as an official plan of the Town of Madisonville .
2. The Mayor shall appoint one or more representatives to serve on the St. Tammany Parish Mitigation Coordinating Committee.
3. The director of each municipal office identified as "responsible agency" for the *Mitigation Plan's* action items shall ensure that the action item is implemented by the listed deadline.

Mayor Gitz told Council that the Villages at Bocage is ready for the Town to accept the transfer of the water and sewer system to the Town and a resolution must be passed tonight giving him authorization to accept this transfer but since it was not on the agenda he feels the Council should amend to agenda to allow action to be taken tonight.

Motion by Councilman Badeaux, seconded by Councilman Bounds to amend the agenda to include a resolution authorizing Mayor Gitz to accept the transfer to the Town of Madisonville all items comprising the sewer collection and water dispensing system for the Villages at Bocage. Mr. King asked if anyone objects to this request and with no objections the following roll call vote was made:

YEAS: Badeaux, Bouey, Bounds, Lange, Ostendorf  
NAYS: None  
ABSTAIN: None  
ABSENT: None

Motion by Councilman Bouey, seconded by Councilman Lange approving Resolution No. 10-2-10. Motion carried unanimously.

RESOLUTION NO. 10-02-10

BE IT RESOLVED, that Peter L. Gitz, Mayor of the Town of Madisonville, be and is hereby authorized and empowered for and on behalf of the Town of Madisonville to accept the transfer to the Town of Madisonville, the following described property, to wit:

All pipes, utility lines, sewer lines, service lines, collection lines, valves, connections, and any and all other items comprising the sewer collection system for Villages at Bocage, Phase 1, Parish of St. Tammany, State of Louisiana, said system being more particularly shown on that plat of survey made and prepared by Lester A. McLin, Jr., dated June 28, 2010 and recorded at Map File No. 4908 of the official records of the Clerk and Recorder for the Parish of St. Tammany, State of Louisiana, together with the nonexclusive use of all servitudes and rights-of-way in said subdivision for the operation and maintenance of said sewer collection system and all servitudes for ingress and egress to said sewer collection system, reflected on the above described plat.

All pipes, utility lines, water lines, service lines, valves, connections, and any and all other items comprising the water dispensing system for Villages at Bocage, Phase 1, Parish of St. Tammany, State of Louisiana, said system being more particularly shown on that plat of survey made and prepared by Lester A. McLin, Jr., dated June 28, 2010 and recorded at Map File No. 4908 of the official records of the Clerk and Recorder for the Parish of St. Tammany, State of Louisiana, together with the nonexclusive use of all servitudes and rights-of-way in said subdivision for the operation and maintenance of said water dispensing system and all servitudes for ingress and egress to said water dispensing system, reflected on the above described plat.

Said property is sold, conveyed and accepted subject to any and all valid restrictions, servitudes, mineral conveyances and/or reservations of record affecting same, if any.

BE IT FURTHER RESOLVED that Mayor Peter L. Gitz is authorized to execute any and all documents related thereto.

Old Business – None

New Business

Councilman Bouey reported the crack in the street on Johnson, between 3<sup>rd</sup> and 4<sup>th</sup> Street is getting wider.

Councilman Bounds requested the Town maintenance crew look at a dead tree on the Morgan's property on 4<sup>th</sup> Street.

Joey Mahon asked if he can bring back his request to re-zone his property at 201 Rampart St. to the Council.

Motion by Councilman Badeaux, seconded by Councilman Lange approving the request of Joey Mahon to bring back his request which was tabled at the September meeting. Motion carried unanimously.

Mr. Mahon stated the Planning and Zoning ruled against his request to rezone his property at 201 Rampart St. from A-Residential to M-Marina. He said he understands the Council has authority to overrule the Planning and Zoning and at this time he is requesting Council overrule Planning and Zoning's recommendations.

Councilman Lange said he sees nothing obscuring the sign where it is now. Councilman Ostendorf asked what is the problem moving it toward Cedar St. since Rampart St. is a dead end street and has little traffic. Councilman Bounds stated this all boils down to "placement of the sign". Mr. Mahon said he feels according to the ordinance he can do a lot more in A-Residential than he can in M-Marina. Mr. King clarified that the issue is not the placement of the sign but that Mr. Mahon is now requesting to go back to the original zoning, to revert back to Marina as it was. Mr. Mahon stated he does not see anywhere in the ordinance that he cannot advertise for his business in A-Residential zoning. Mr. King reiterated that if a use is not written in the ordinance, then it is prohibited. He stated that in Residential zoning you cannot advertise for a commercial property. Mr. Mahon said if he is granted permission to rezone as a marina, as it originally was, then the sign would not be an issue. After much discussion, a motion was made by Councilman Ostendorf, seconded by Councilman Bouey that Mr. Mahon's request to re-zone be tabled to the November meeting. Motion carried unanimously.

Motion by Councilman Bounds, seconded by Councilman Bouey to pay all approved bills. Motion carried unanimously.

Motion by Councilman Lange, seconded by Councilman Ostendorf that the meeting be adjourned. Motion carried unanimously.

  
Cynthia C. Phelps  
Town Clerk