

# Town of Abita Springs



## MAYOR DANIEL J. CURTIS

TOWN COUNCIL MEETING  
TUESDAY, FEBRUARY 19, 2019 6:00PM  
TOWN OF ABITA SPRINGS, ABITA SPRINGS TOWN HALL  
22161 LEVEL ST., ABITA SPRINGS, LA 70420

POSTED: FEBRUARY 14, 2019 4PM

CALL TO ORDER: MAYOR CURTIS  
INVOCATION: ALDERMAN PATTERSON  
PLEDGE OF ALLEGIANCE: ALDERMAN MURPHY

### **PUBLIC HEARING:**

- 1.) DISCUSSION OF INSTRUMENT 2019-001, AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS; TO MAKE CLERICAL AMENDMENTS TO SECTIONS 9-305(d), 9-307(b), 9-307(e), AND TO REPEAL SECTION 9-307.1 E) OF THE TOWN OF ABITA SPRINGS CODE OF ORDINANCES, AND TO PROVIDE FOR RELATED MATTERS.
- 2.) DISCUSSION OF INSTRUMENT 2019-002, 1AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS, TO AMEND THE ABITA SPRINGS DESIGN REVIEW GUIDELINES FOR THE HISTORIC COMMISSION; TO DELETE CHAPTER 2 – THE SECRETARY OF THE INTERIOR’S STANDARDS FOR REHABILITATION AND TAX INCENTIVES TO PROVIDE FOR RELATED MATTERS

**MAYOR’S ANNOUNCEMENTS:** 1.) Town Hall and Museum Improvements 2.) Town’s Annual Audit

### **ROLL CALL:**

CALL FOR AGENDA MODIFICATIONS  
ACCEPT JANUARY 22, 2019 TOWN COUNCIL MEETING MINUTES  
ACCEPT THIRD QUARTER FINANCIAL REPORT

### **OLD BUSINESS:**

- 1.) CONSIDER ADOPTION OF INSTRUMENT 2019-001, AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS; TO MAKE CLERICAL AMENDMENTS TO SECTIONS 9-305(d), 9-307(b), 9-307(e), AND TO REPEAL SECTION 9-307.1 E) OF THE TOWN OF ABITA SPRINGS CODE OF ORDINANCES, AND TO PROVIDE FOR RELATED MATTERS.
- 2.) CONSIDER ADOPTION OF INSTRUMENT 2019-002, AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS, TO AMEND THE ABITA SPRINGS DESIGN REVIEW GUIDELINES FOR THE HISTORIC COMMISSION; TO DELETE CHAPTER 2 – THE SECRETARY OF THE INTERIOR’S STANDARDS FOR REHABILITATION AND TAX INCENTIVES TO PROVIDE FOR RELATED MATTERS

### **NEW BUSINESS:**

- 1.) BOARD APPROVAL OF MAYOR’S RECOMMENDATIONS TO APPOINT TOWN OFFICERS
- 2.) A RESOLUTION TO ESTABLISH AN ACCOUNT WITH THE LOUISIANA ASSET MANAGEMENT POOL (LAMP); A SAFE AND PRUDENT CASH MANAGEMENT TOOL, SPECIFICALLY DESIGNED FOR LOCAL GOVERNMENTS IN LOUISIANA.
- 3.) INTRODUCE INSTRUMENT 2019-003, AN ORDINANCE OF THE BOARD OF ALDERMEN TO AMEND THE ABITA SPRINGS CODE OF ORDINANCES SECTION 9-223. (a), (3), b., YARDS AND ACCESSORY BUILDINGS IN RESIDENTIAL DISTRICTS, RELATED TO CORNER LOT YARD SETBACKS AND TO PROVIDE FOR RELATED MATTERS.
- 4.) CONSIDER ADOPTION OF A RESOLUTION APPROVING THE APPOINTMENT OF A DIRECTOR AND AN ALTERNATE DIRECTOR TO REPRESENT THE TOWN OF ABITA SPRINGS, STATE OF LOUISIANA, ON THE BOARD OF DIRECTORS OF THE LOUISIANA MUNICIPAL NATURAL GAS PURCHASING AND DISTRIBUTION AUTHORITY AS PROVIDED BY CHAPTER 10-B OF TITLE 33 OF THE LOUISIANA REVISED STATUES OF 1950.

### **OPEN/ANNOUNCEMENTS/ADJOURNMENT:**

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE, PLEASE CONTACT US AT (985) 892-0711. PLEASE CONTACT TOWN HALL AT THE SAME NUMBER FOR ADDITIONAL INFORMATION REGARDING THIS AGENDA.

# Town of Abita Springs



**MAYOR  
DANIEL J. CURTIS**

1 INSTRUMENT 2019-001 ORDINANCE # \_\_\_\_\_  
2

3 AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS; TO  
4 MAKE CLERICAL AMENDMENTS TO SECTIONS 9-305(d), 9-307(b), 9-307(e), AND TO REPEAL  
5 SECTION 9-307.1 E) OF THE TOWN OF ABITA SPRINGS CODE OF ORDINANCES, AND TO  
6 PROVIDE FOR RELATED MATTERS.  
7

8 **BE IT ORDAINED that Section 9-305 (d) of the Town of Abita Springs Code of Ordinances be**  
9 **amended and reordained to read as follows:**  
10

11 (d) No building permits shall be authorized by the Mayor and Board of Aldermen which affects a site or  
12 structure in the historic district without a certificate of appropriateness except as otherwise permitted by  
13 the provisions of state law, the code of ordinances and the Abita Springs Design Review Guidelines  
14 adopted by the Historic Commission and the Board of Aldermen.  
15 .

16 **BE IT FURTHER ORDAINED that Section 9-307 (b), and (e) of the Town of Abita Springs Code**  
17 **of Ordinances be amended and reordained as follows:**  
18

19 (b) *Demolition of historic buildings*  
20

21 The standards and procedures for the granting of a certificate of appropriateness for the demolition of a  
22 historic are as follows:  
23

24 Whenever a property owner shows that a building classified as a historic building is incapable of earning  
25 an economic return on its value, as appraised by a qualified real estate appraiser, and the historic district  
26 commission fails to approve the issuance of a certificate of appropriateness, such building may be  
27 demolished. Before a demolition permit is issued, notice of proposed demolition shall be given for a  
28 period of four months as follows:  
29

30 Notice shall be posted on the premises of the building or structure proposed for demolition in a location  
31 clearly visible from the street. In addition, notice shall be published in the official journal of the town at  
32 least three times prior to demolition, final notice of which shall be less than 15 days prior to the date of  
33 issuing the permit, and the first notice of which shall be published not more than 15 days after the  
34 application for a permit to demolish is filed. The purpose of this section is to further the purposes of this  
35 chapter by preserving historic buildings which are important to education, culture, traditions, and the  
36 economic values of the town, and to afford the town, interested persons, historical societies, or

37 organizations the opportunity to acquire or to arrange for the preservation of such buildings. The historic  
38 district commission may at any time during such a stay approve a certificate of appropriateness in which  
39 event a permit shall be issued without further delay.

40  
41 (e) *Nonrated buildings.* The standard for the issuance of a certificate of appropriateness for the nonrated  
42 buildings are as follows:

43  
44 The construction of a new building or structure, and the moving, reconstruction, alteration, major  
45 maintenance, or repair involving a color change materially affecting the external appearance of any  
46 existing nonrated building, structure, or appurtenance thereof shall be generally of such form, proportion,  
47 mass configuration, building material, texture, color, and location on a lot as will be compatible with other  
48 buildings in the historic district, and particularly with buildings designated as historic, and with squares  
49 and places to which it is visually related, as provided by the Abita Springs Design Review Guidelines and  
50 the Board of Aldermen.

51  
52 **BE IT FURTHER ORDAINED that Section 9-307.1 E) is hereby repealed.**

53  
54 The provisions of this chapter shall be administered with and as part of the zoning ordinance of the Town.

55  
56 This chapter may be amended from time to time as provided in Section 9-123 of this Code.

57  
58 An ordinance introduced by Alderman Patterson and seconded by Alderman Murphy on this 22<sup>nd</sup> day of  
59 January, 2019.

60  
61 Ordinance adopted on a motion of Alderman \_\_\_\_\_ and seconded by Alderman  
62 \_\_\_\_\_ on this \_\_\_\_ day of \_\_\_\_\_, 2019.

- 63  
64 YEAS:  
65 NAYS:  
66 ABSENT:  
67 ABSTAIN:

68  
69 \_\_\_\_\_  
70 HONORABLE DANIEL J. CUTIS, MAYOR

71  
72  
73 \_\_\_\_\_  
74 TOWN CLERK

75

# Town of Abita Springs



**MAYOR  
DANIEL J. CURTIS**

1 INSTRUMENT 2019-002 ORDINANCE # \_\_\_\_\_

2  
3 AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS, TO  
4 AMEND THE ABITA SPRINGS DESIGN REVIEW GUIDELINES FOR THE HISTORIC  
5 COMMISSION; TO DELETE THE PROVISION OF ANY REGULATION OF LANDSCAPING OF  
6 PROPERTY IN THE HISTORIC DISTRICT AND TO PROVIDE FOR RELATED MATTERS.

7  
8 **BE IT ORDAINED that the last sentence of Page 1 of the Abita Springs Design Review Guidelines**  
9 **be amended and reordained to read as follows:**

10  
11 The Guidelines define recommendations for the maintenance of both residential and non-residential  
12 properties and exterior site elements, such as streetscape elements, streets and other outside features that  
13 are regulated by the Commission.

14 .  
15 **BE IT FURTHER ORDAINED that CHAPTER 2 – THE SECRETARY of the INTERIOR’S**  
16 **STANDARDS FOR REHABILITATION AND TAX INCENTIVES of the Abita Springs Design**  
17 **Review Guidelines is repealed.**

18  
19 An Ordinance introduced by Alderman Saussy and seconded by Alderman Randolph on this 22<sup>nd</sup> day of  
20 January, 2019.

21  
22 Ordinance adopted on a motion of Alderman \_\_\_\_\_ and seconded by Alderman  
23 \_\_\_\_\_ on this \_\_\_\_ day of \_\_\_\_\_, 2019.

24  
25 YEAS:

26 NAYS:

27 ABSENT:

ABSTAIN:

28  
29  
30 \_\_\_\_\_  
31 HONORABLE DANIEL J. CUTIS, MAYOR

32  
33  
34 \_\_\_\_\_  
35 TOWN CLERK

# Town of Abita Springs



**MAYOR  
DANIEL J. CURTIS**

INSTRUMENT 2019-003

**AN ORDINANCE THE BOARD OF ALDERMEN TO AMEND THE ABITA SPRINGS CODE OF ORDINANCES SECTION 9-223. (a), (3), b., YARDS AND ACCESSORY BUILDINGS IN RESIDENTIAL DISTRICTS, RELATED TO CORNER LOT YARD SETBACKS AND TO PROVIDE FOR RELATED MATTERS**

**BE IT ORDAINED THAT**, Section 9-223 (a) is amended and reordained to read as follows:

**Sec. 9-223. - Yards and accessory buildings in residential districts.**

(a) In the residential, commercial, multifamily, mobile home, historic, historic residential districts and townhouse district where single family residential use is sought the minimum dimensions of yards shall be as follows:

- (1) **Front yard.** There shall be a front yard of not less than 30 feet between the front property line at the street and the wall of the building adjacent to the front property line.
- (2) **Rear yard.** There shall be a rear yard having a depth of not less than 20 percent of the lot depth or 25 feet, whichever is greater.
- (3) **Side yard.** There shall be two side yards, one on each side of the main building.
  - a. Interior side yard setbacks. The side yard setback on the side of a lot adjacent to an interior lot line shall be a minimum of 20 feet in width, except on buildable lots measuring 75 feet or less in width, in which case the side yard on the interior lot line side of the building shall measure a minimum of 15 feet in width.
  - b. Corner lot side yard setbacks. The side yard setback on the street side of a corner lot shall be a minimum of 30 feet, except on buildable lots measuring 75 feet or less in width or those where the side street is a dedicated, undeveloped street with less than sixty feet right of way, in which case the side yard on the street side of the corner lot shall measure a minimum of 20 feet in width.
- (4) **Driveways.** All private driveways shall be at least five feet from the property line.

In all other respects the provisions of Section 9-223 shall remain in full force in effect.

Introduced on a motion of Alderman \_\_\_\_\_, seconded by Alderman \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_ 2019. Adopted on motion of Alderman \_\_\_\_\_ and seconded by Alderman \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 2019.

YEAS:  
NAYS:  
ABSENT:  
ABSTAIN:

ATTEST:

\_\_\_\_\_  
Town Clerk

# Town of Abita Springs



**MAYOR  
DANIEL J. CURTIS**

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Honorable Daniel J. Curtis, Mayor

# Town of Abita Springs



**MAYOR  
DANIEL J. CURTIS**

## RESOLUTION

A RESOLUTION APPROVING THE APPOINTMENT OF A DIRECTOR AND AN ALTERNATE DIRECTOR TO REPRESENT THE TOWN OF ABITA SPRINGS, STATE OF LOUISIANA, ON THE BOARD OF DIRECTORS OF THE LOUISIANA MUNICIPAL NATURAL GAS PURCHASING AND DISTRIBUTION AUTHORITY AS PROVIDED BY CHAPTER 10-B OF TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950.

**WHEREAS**, the Town of Abita Springs, State of Louisiana, has previously become a member of the Authority in accordance with the Act; and

**WHEREAS**, pursuant to LA R.S. 33:4546.2, the governing authority of the Town of Abita Springs, State of Louisiana, desires to approve the appointment of W.E. "Pat" Patterson to serve as Director of the Authority and to approve the appointment of Stephen Saussy to serve as an alternate Director in the absence of the director hereinabove named;

**NOW, THEREFORE, BE IT RESOLVED**, by the governing authority of the Town of Abita Springs, State of Louisiana, acting in such capacity:

Section 1. That, pursuant to the Act, the appointment of W. E. "Pat" Patterson to serve as a Director of the Authority for a term of four years from the date hereof is approved and that the appointment of Stephen Saussy to serve as an alternate Director, for like term, to act in the absence of the director is approved.

Section 2. That this resolution shall take effect immediately.

The resolution having been introduced on motion of \_\_\_\_\_, seconded by \_\_\_\_\_, the vote was as follows:

YEAS:

NAYS:

ABSENT:

ABSTAIN:

And the resolution was declared adopted on this \_\_\_\_ day of \_\_\_\_\_, 2019

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ATTEST, Town Clerk



# Town of Abita Springs



**MAYOR  
DANIEL J. CURTIS**

A RESOLUTION TO ESTABLISH AN ACCOUNT WITH THE LOUISIANA ASSET MANAGEMENT POOL (LAMP); A SAFE AND PRUDENT CASH MANAGEMENT TOOL, SPECIFICALLY DESIGNED FOR LOCAL GOVERNMENTS IN LOUISIANA.

WHEREAS the Town of Abita Springs is a "public entity," as that term is defined in the Articles of Incorporation of LAMP, Inc., and is subject to the restrictions imposed under the laws of the State of Louisiana with respect to the investment of funds of municipalities, parishes and other political subdivisions; and,

WHEREAS, the Town of Abita Springs has received and reviewed the Depositing Members' Information Statement and such other documents as it deems material related to an investment in the Louisiana Asset Management Pool (the "LAMP"), including documents relating to the organization and investment policies of the LAMP; and

WHEREAS, the Town of Abita Springs is dedicated to the preservation of principal assets; and,

WHEREAS, the LAMP has maintained the highest available Standard & Poor rating of AAAM,; and offers same day access to funds; and

WHEREAS, participation allows the Town to engage a level of professional money management that generally results in higher yields and lower management fees.

WHEREAS, the Town of Abita Springs has determined that an investment in the LAMP is consistent with its investment authority, including any limitations imposed under the laws of the State of Louisiana, and the Town now desires, from time to time, to invest its funds in the LAMP.

NOW, THEREFORE, BE IT RESOLVED that the Town of Abita Springs, is hereby authorized and empowered to enter into an "Account Application & Agreement Form" for the purpose of establishing one or more accounts for investment purposes in the LAMP; and,

BE IT FURTHER RESOLVED that the individuals named below, in their capacities as authorized officers, employees or agents of the Town of Abita Springs, are hereby authorized and empowered to invest and transfer, in their sole discretion, funds from any such account established in the LAMP for the benefit of the Town of Abita Springs; to issue letters of instruction related to any such account or investments thereunder; and to take any and all other actions which they, in their discretion, deem necessary or appropriate in connection with the establishment of one or more accounts in the LAMP and the investment of funds thereunder:

Nilson "Niki" Mendow – Finance Director  
Daniel J. Curtis – Mayor

This resolution was moved for adoption by Alderman \_\_\_\_\_ and seconded by Alderman \_\_\_\_\_ on this 19<sup>th</sup> day of February 2019. The vote was:

YEAS: \_\_\_\_\_  
NAYS: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_  
ABSENT: \_\_\_\_\_

\_\_\_\_\_  
HONORABLE DANIEL J. CURTIS, MAYOR

ATTEST:

\_\_\_\_\_  
JANET DUFRENE, TOWN CLERK