



**TOWN COUNCIL MEETING
TUESDAY, NOVEMBER 15, 2022, 6:00PM
ABITA SPRINGS TOWN HALL
22161 Level St., Abita Springs, LA 70420**

Posted: November 14, 2022 2pm

CALL TO ORDER: Mayor Curtis
INVOCATION: Alderwoman Contois
PLEDGE OF ALLEGIANCE: Alderwoman Randolph

MAYOR'S ANNOUNCEMENTS: Special Presentations

PUBLIC HEARING:

1.) Hearing relative to Instrument 2022-010, AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS, TO EXTEND THE MORATORIUM ON THE ISSUANCE OF ANY PERMITS WHATSOEVER IN THE FURTHERANCE OF OR RELATIVE TO CERTAIN USES ALLOWED IN THE COMMERCIAL DISTRICT OF THE TOWN AND FURTHER ANY SUCH PERMITS IN CONNECTION WITH COMMERCIAL AND MULTIFAMILY USES IN CERTAIN DESCRIBED PROPERTY IN THE TOWN OF ABITA SPRINGS AND TO PROVIDE FOR RELATED MATTERS.

ROLL CALL:

Call for Agenda Modifications
Accept October 18, 2022, Town Council Meeting Minutes
Accept the September 2022 Financial Report

OLD BUSINESS:

1.) Consideration of Instrument 2022-010, AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS, TO EXTEND THE MORATORIUM ON THE ISSUANCE OF ANY PERMITS WHATSOEVER IN THE FURTHERANCE OF OR RELATIVE TO CERTAIN USES ALLOWED IN THE COMMERCIAL DISTRICT OF THE TOWN AND FURTHER ANY SUCH PERMITS IN CONNECTION WITH COMMERCIAL AND MULTIFAMILY USES IN CERTAIN DESCRIBED PROPERTY IN THE TOWN OF ABITA SPRINGS AND TO PROVIDE FOR RELATED MATTERS.

NEW BUSINESS:

1.) Introduction of Instrument 2022-011, An Ordinance to Establish the Town of Abita Springs Operating Budget of Revenue and Expenditures for the Fiscal Year Beginning January 1, 2023 and Ending December 31, 2023.
2.) Introduction of Instrument 2022-012, An Ordinance of the Board of Alderman of the Town of Abita Springs to Amend the Code of Ordinances, Section 2-102 (b) through (h) Relative to Standing Committees , Associated Meetings and Procedures and to Provide for Other Related Matters

OPEN/ADJOURNMENT:



INSTRUMENT 2022-010

AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS, TO EXTEND THE MORATORIUM ON THE ISSUANCE OF ANY PERMITS WHATSOEVER IN THE FURTHERANCE OF OR RELATIVE TO CERTAIN USES ALLOWED IN THE COMMERCIAL DISTRICT OF THE TOWN AND FURTHER ANY SUCH PERMITS IN CONNECTION WITH COMMERCIAL AND MULTIFAMILY USES IN CERTAIN DESCRIBED PROPERTY IN THE TOWN OF ABITA SPRINGS AND TO PROVIDE FOR RELATED MATTERS.

WHEREAS, the Town of Abita Springs is in the process of commencing work on a new comprehensive plan; and

WHEREAS, the Town has budgeted funds for such work on a new comprehensive plan; and,

WHEREAS, as although there have been several public hearings relative to land use in the commercial district, more citizen input is desired; and,

WHEREAS, the Town is in the process of engaging a firm, with members certified by the American Institute of Certified Planners, to assist, provide guidance, and maximize public involvement during the process; and,

WHEREAS, certain allowed uses in the Commercial District as set out in Section 9-218 Commercial District are outdated and not properly regulated; and,

WHEREAS, the uses allowable in certain areas of the Historic District need to be delineated.

THEREFORE, BE IT ORDAINED by the Town of Abita Springs Board of Aldermen that there is hereby established a moratorium of the issuance of any permits whatsoever in the furtherance of or relative to the following uses as set out in Section 9-218 Commercial District.

- 8) Clothing stores
- 10) Drugstores and pharmacies
- 12) Filling stations
- 16) Grocery Stores, including meats, fruits and vegetables
- 17) Hardware stores
- 27) Restaurants and cafe
- 34) Theaters (not drive-in)
- 35) Variety stores
- 52) Dry good stores
- 53) Department stores

BE IT FURTHER ORDAINED, that this moratorium shall only apply to those properties that require the issuance of a non-residential building permit for new construction including additions that enlarge existing structures by fifty percent.

BE IT FURTHER ORDAINED, that there is additionally established a moratorium on the issuance of any permits whatsoever in the furtherance of a Commercial or Multifamily use in the following described property situated in the Town of Abita Springs:

Beginning on Hwy. 59 at the southeast corner of Square 31 in the Southwest Division of the Town of Abita Springs, proceed in a westerly direction to the intersection of the northern extension of Haynes Avenue. Proceed south on the Haynes Avenue extension to Cahill Street. Take Cahill Street west to Gordon Street. Proceed south on Gordon Street to Pearl Street. Take Pearl Street in a westerly direction to the intersection with Poitevent Street. Proceed on Poitevent Street in a northerly direction to North Street. Run east on North Street to its intersection with Gordon Street; Gordon Street north to Hwy. 36; Hwy. 36 west to Davis Cemetery Road; Davis Cemetery Road north to its intersection with the old Hwy. 435 extension to Hwy. 59, shown as old road on original map of Abita Springs dated January 1, 1951 by Robert A. Berlin, Deputy Parish Surveyor. Then continue along the projected extension of old Hwy. 435 from its intersection with Hwy. 59 in an easterly direction to a point where a northern extension of the Quarter corner of Section 30, T6S- R 12E would intersect with the old Hwy 435 extension. Thence run south 0 degrees 06 minutes east 1,340 feet; thence run south 89 degrees 50 minutes east 1,329.4 feet; thence run south 663.3 feet; Continue south 106.5 feet; thence run south 86 degrees 30 minutes west 330 feet; thence run south 0 degrees 30 minutes east 677 feet to the Abita River. Thence follow the meanderings of the Abita River in an easterly

70 direction to its intersection with the Talisheek Road Hwy. 435. Thence follow Talisheek Hwy. 435 in a
71 southwesterly direction to its intersection with Magnolia Street. Thence proceed south along Magnolia
72 Street to Grover Street. Thence proceed in a westerly direction along Grover Street to its intersection with
73 Pine Street. From Pine Street go south to the intersection of Eads Street. Thence proceed westerly along
74 Eads Street to Gum Street. Thence south on Gum Street crossing Hwy. 36 to the intersection of 6th Street.
75 Thence east on 6th Street to its intersection with the old right-of-way of the GM&O Railroad, now the
76 Tammany Trace. Thence proceed south along the Tammany Trace right-of-way to the southern boundary
77 of the Bossier City Addition to the Town of Abita Springs. Thence proceed westerly along the southern
78 boundary of the Bossier City Addition to the Town of Abita Springs to its intersection with Hwy. 59. Thence
79 north on Hwy. 59 to its point of beginning.

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81 Start at the Corner of Sections 1,6,12, and 7 at the Intersection of LA Hwy 59 and Harrison Avenue and
82 proceed East along Mandeville Street to Dundee then proceed North to a point where it intersects with an
83 extension of the Bossier City Line and proceed west along said southern line of the Bossier City Addition to
84 the Town of Abita Springs, the Commercial Overlay that runs parallel with Hwy 59 and then proceed south
85 along said eastern side of the commercial overlay to the point of beginning. The squares adjacent to the
86 trace (already controlled by Ordinance# 258) and along St. Charles Street the property noted as Squares
87 8,9,34,36,37,33,38,32,39,49,44,48,42,47,43,46,45 and 41 of the Bossier City Addition and exclude the
88 Industrial District adjacent to Mandeville Street and Dundee Street. Property along Highway 435 from the
89 Abita Springs Post Office to Acorn/ Confederate Lane and westward to join the area already zoned Historic.

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91 BE IT FURTHER ORDAINED THAT THIS MORATORIUM shall be in effect and extended for one hundred
92 and eighty (180) days from the effective date of this ordinance. This ordinance becomes effective upon the
93 signature of the Mayor.

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95 Introduced by Council Member Randolph, seconded by Council Member Patterson on the ____ day of
96 ____ 2022. Adopted on motion of Council Member ____ and seconded by Council Member ____ on the
97 ____ day of ____ 2022.

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100 Vote was:
101 YEAS:
102 NAYS:
103 ABSENT:
104 ABSTAIN:

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108 Signed by the Mayor this ____ day of November 2022.

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111 ATTEST

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116 _____
117 Janet Dufrene, Town Clerk

118 _____
119 Honorable Daniel J. Curtis, Mayor

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**MAYOR
DANIEL J. CURTIS**

INSTRUMENT 2022-011

**AN ORDINANCE ADOPTING AN OPERATING BUDGET OF
REVENUE AND EXPENDITURES FOR THE YEAR BEGINNING
JANUARY 1, 2023, AND ENDING DECEMBER 31, 2023.**

BE IT ORDAINED, by the Mayor and Board of Aldermen of the Town of Abita Springs, State of Louisiana, in general session convened that:

Section I. The attached estimate of revenues for the year beginning January 1, 2023 and ending December 31, 2023, be and the same is hereby adopted to serve as an operating budget of revenues for the Town of Abita Springs during the same period.

Section II. The attached estimates of the expenditures for the year beginning January 1, 2023 and ending December 31, 2023, serve as a budget of expenditures for the Town of Abita Springs during the same period.

Section III. The adoption of this operating budget of expenditures be and this hereby to operate as an appropriation of the amount therein set forth within the terms of the budget classification.

Section IV. The Mayor may authorize transfers between line items of expenditures within the function or department, provided that such transfers shall not exceed 10% of the total department budget. Other budget adjustments shall only be authorized by the Mayor and the Council as a whole provided that such transfers shall not exceed 10% of the total department budget.

Section V.	2023
General Fund Revenue	1,398,900.00
Grant Income	372,800.00
Emergency Reimbursement	<u> </u>
Total General Fund Income	1,771,700.00

Section VI.	
General Fund Expenditures	1,398,900.00
Grant Expenditures	<u>372,800.00</u>
Total General Fund Expenditures	1,771,700.00

Section VII.	
Utility Fund Revenue	3,789,300.00
DEQ Loan Proceeds	<u>600,000.00</u>
Utility Fund Income	4,389,300.00

Section VIII.	
Utility Fund Expenditures	3,405,900.00
DEQ Rehabilitation Loan Expenditures	600,000.00
Utility Fund Debt Service Expenditures	<u>383,000.00</u>
Total Utility Fund Expenditures	4,389,300.00

Section IX.	
Cemetery Revenue	<u>32,400.00</u>
Total Cemetery Income	32,400.00

Section X.	
Cemetery Expenditures	<u>32,400.00</u>
Total Cemetery Expenditures	32,400.00

56	Section XI.	
57	Parks & Recreation Fund Revenue	100,000.00
58	2 mil Ad Valorem Revenue	<u>52,500.00</u>
59	Total Parks & Recreation Income	152,500.00
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61	Section XII.	
62	Parks & Recreation Expenditures	<u>152,500.00</u>
63	Total Parks & Recreation Expenditures	152,500.00
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65	Section XIII.	
66	Lighting Fund 1 mil Ad Valorem Revenue	26,300.00
67	Transfer for General Fund	<u>7,200.00</u>
68	Total Lighting Income	33,500.00
69		
70	Section XIV.	
71	Lighting Fund Expenditures	<u>33,500.00</u>
72	Total Lighting Fund Expenditures	33,500.00
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74	Section XV.	
75	Shared Sales Tax Revenue	<u>404,000.00</u>
76	Total Shared Sales Tax Income	404,000.00
77		
78	Section XVI.	
79	Shared Sales Tax Expenditures	<u>404,000.00</u>
80	Total Shared Sales Tax Expenditures	404,000.00
81		
82	Section XVII.	
83	General Obligation Bond	250,000.00
84	Public Works Revenue	<u>565,100.00</u>
85	Total Public Works Income	815,100.00
86		
87	Section XVIII.	
88	Debt Service	8,500.00
89	Street Repairs	250,000.00
90	Public Works Expenditures	<u>556,600.00</u>
91	Total Public Works Expenditures	815,100.00
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93		

94 **THIS ORDINANCE** having been introduce by Alderman _____, seconded by
95 **Alderman** _____, on this ____ day of _____, 20__,
96 **THIS ORDINANCE** having been adopted on motion of Alderman _____, seconded
97 **by Alderman** _____. Passed and adopted at Abita Springs, Louisiana on the ____
98 **day of** _____ 20__.

100 AYES:

101 NAYS:

102 ABSTENTIONS:

103 ABSENT:

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Janet Dufrene, Town Clerk

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Honorable Daniel J. Curtis, Mayor



INSTRUMENT 2022-012

AN ORDINANCE OF THE ABITA SPRINGS BOARD OF ALDERMEN TO AMEND THE CODE OF ORDINANCES, SECTION 2-102 RELATIVE TO THE BOARD OF ALDERMEN AND SPECIAL COMMITTEES, AND SECTION 2-103 REGULAR MEETINGS; TIME AND PLACE; MEETINGS WHICH FALL ON HOLIDAYS AND TO PROVIDE FOR RELATED MATTERS.

THE FOLLOWING ORDINANCE WAS MOVED FOR INTRODUCTION BY ALDERMAN _____, SECONDED BY ALDERMAN _____; MOVED FOR ADOPTION BY ALDERMAN _____, AND SECONDED FOR ADOPTION BY ALDERMAN _____.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS, AT ITS REGULAR SESSION CONVENED, THAT SECTION 2-102 AND 2-103 OF THE CODE OF ORDINANCES OF THE TOWN OF ABITA SPRINGS SHALL BE AMENDED AS FOLLOWS, TO WIT:

Sec. 2-102. - Number of aldermen and special committee meetings.

- (a) The board of aldermen of the town shall have five members.
- (b) The mayor pro tem or mayor with the consent of the board of aldermen may create special committees and determine their mission and composition.

Sec. 2-103. - Work session and regular meetings; time and place; rules of procedure.

- (a) A working session of the board of aldermen shall be held at the Abita Springs Town Hall on the first Tuesday of each month at 6:00 p.m. A second regular council meeting shall be held at the Abita Springs Town Hall on the third Tuesday of each month at 6:00 p.m.
- (b) Where the day for a meeting conflicts with a holiday, the meetings shall be rescheduled by a vote of the board.
- (c) The board of aldermen work session shall operate according to the applicable rules contained in the Town of Abita Springs Rules of Procedure with respect to membership, quorum, voting, attendance and other meeting procedures and shall be established through a resolution of the board.

BE IT FURTHER ORDAINED that all other sections of Section 2 shall remain the same and in full force.

BE IT FURTHER ORDAINED that if any provision of this Section shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this ordinance are hereby declared to be severable.

BE IT FURTHER ORDAINED, that the Clerk of this Board be, and she is hereby authorized and empowered to take any and all actions which she, in the exercise of her discretion, deems necessary to promulgate the provisions of this ordinance.

The Ordinance being submitted to a vote, the vote thereon was as follows:

- AYES:
- NAYS:
- ABSENT:
- ABSTENTIONS:

The ordinance was declared adopted this the ____ day of _____, 2022.

ATTEST
Janet Dufrene

Daniel J. Curtis