



The following minutes were taken at the meeting of the Mayor and the Board of Aldermen at 6pm on February 28, 2023, at the Town Hall in Abita Springs, Louisiana. Mayor Curtis called the meeting to order.

**MAYOR'S ANNOUNCEMENTS:** Mayor Curtis updated attendees on the status of the "Walking Path" and "Water Sector Program" projects.

### **PUBLIC HEARINGS**

#### **HEARING 1: TOWN OF ABITA SPRINGS VS ANA MARIA WISE**

Town Attorney, Edward Deano, opened the hearing to discuss the property located at 71178 CUTTER PLACE, ABITA SPRINGS LA 70420, AND TO ALLOW AN OPPORTUNITY FOR THE PROPERTY OWNER TO SHOW CAUSE AS TO WHY THE INVOLVED PROPERTY SHOULD NOT BE CONDEMNED AS A NUISANCE PROPERTY.

AFTER CONSIDERING THE EVIDENCE PRESENTED, BY ATTORNEY ADAM DAVIS , THE BOARD OF ALDERMEN OF THE TOWN OF ABITA SPRINGS MADE THE FOLLOWING FINDINGS: 1) THE STRUCTURE ON THE PREMISES SITUATED AT 71178 CUTTER PL., ABITA SPRINGS IS IN A CONDITION THAT IS A DANGER TO THE PUBLIC WELFARE AND SAFETY OF THE NEIGHBORHOOD. 2) THAT SUCH CONDITION OF THE STRUCTURE CANNOT BE REMEDIED BY REPAIR BUT MUST BE CONDEMNED AND DEMOLISHED. 3) THAT THE CONDITION OF THE STRUCTURE CREATES A GRAVE PUBLIC EMERGENCY. 4) ALL DUE NOTICES REQUIRED BY LAW HAVE BEEN GIVEN TO THE DEFENDANT AND LENDER HOLDING A MORTGAGE ON THE SUBJECT PREMISES. After consideration of the evidence presented and the law on the subject and on a motion of Alderman Saussy, duly seconded by Alderman Templet, the Board of Aldermen of the Town of Abita Springs, through unanimous roll call vote, adopted the following order:

- A) THAT THE STRUCTURE SITUATED AT 71178 CUTTER PL., ABITA SPRINGS IS CONDEMNED AND SHALL BE DEMOLISHED.
- B) THAT THE STRUCTURE AT 71178 CUTTER PLACE ABITA SPRINGS IS SO UNSAFE AS TO CONSTITUTE A GRAVE PUBLIC EMERGENCY.
- C) THAT THE SUBJECT STRUCTURE BE DEMOLISHED WITHIN TEN DAYS OF THIS ORDER.
- D) THAT THE MAYOR AND BOARD OF ALDERMAN REQUESTS THE LOUISIANA NATIONAL GUARD ASSIST IN THE DEMOLITION OF THE SUBJECT STRUCTURE AS PER THE REQUEST OF THE MAYOR. THE MAYOR IS AUTHORIZED TO TAKE ALL ACTION NECESSARY TO SECURE THE ASSISTANCE OF THE LOUISIANA NATIONAL GUARD IN THE DEMOLITION OF THE SUBJECT PROPERTY.
- E) THAT THE CLERK OF THE TOWN OF ABITA SPRINGS TAKE ALL ACTION TO COLLECT ALL SUMS OF MONEY, AS PROVIDED BY LAW, TO REIMBURSE THE TOWN FOR ALL EXPENSES INCURRED IN CONNECTION WITH THIS PROCEEDING AND RESULTING DEMOLITION.
- F) THAT THIS ORDER BE APPROVED AS TO ITS SUBSTANCE BY THE MAYOR PRO TEM OF THE ABITA SPRINGS BOARD OF ALDERMEN.
- G) THAT THE MAYOR, DANIEL J. CURTIS, BE AUTHORIZED TO TAKE ALL ACTION NECESSARY AND PROPER IN FURTHERANCE OF THIS ORDER.

**Hearing 2:** Mayor Curtis opened discussion and called for public comment regarding Instrument 2023-001 An Ordinance to Declare Generator Equipment No Longer Needed for Public Use, and to Authorize the Town to Proceed with the Process for the Sale of Such Properties. There was no comment.

**ROLL CALL:** Council Members Boudreaux, Congemi, Patterson, Saussy, and Templet were present. Mr. Saussy moved to accept the January 17, 2023, meeting minutes, seconded by Mr. Templet. All were in favor. Mr. Saussy moved to accept the December 2022 financial report, seconded by Ms. Congemi. All were in favor.

**OLD BUSINESS:** Mr. Saussy made a motion to adopt Instrument 2023-001 An Ordinance to Declare Generator Equipment No Longer Needed for Public Use, and to Authorize the Town to Proceed with the Process for the Sale of Such Properties, seconded by Mr. Saussy. The vote was: Yeas: 5, Aldermen Boudreaux, Congemi, Patterson, Saussy, and Templet, Nays: 0, Abstain: 0, Absent: 0.

**NEW BUSINESS:** Mr. Templet moved, duly seconded by Mr. Saussy, to go into Executive Session to discuss new pleadings relative to Lonesome Development, LLC v Town of Abita Springs" Twenty Second Judicial Court for the Parish of St. Tammany, State of Louisiana, NO: 2019-14436 Division "E". The vote was: Yeas: 5, Aldermen Boudreaux, Congemi, Patterson, Saussy, and Templet, Nays: 0, Abstain: 0, Absent: 0. Upon concluding the Executive Session, Mr. Saussy noted that no action was taken and Mr. Patterson moved to close the session and the meeting, both motions seconded by Ms. Congemi. The vote was unanimous.

MEETING ADJOURNED

RESPECTFULLY SUBMITTED THIS 28<sup>TH</sup> DAY OF FEBRUARY 2023.

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Janet Dufrene, Town Clerk

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Honorable Daniel J. Curtis, Mayor