

AGENDA

ST. TAMMANY PARISH COUNCIL MEETING
THURSDAY, AUGUST 08, 2019 AT 6:00PM
ST. TAMMANY GOVERNMENT COMPLEX
21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable Michael R. Lorino, Jr. , Chairman

Invocation by _____

Pledge of Allegiance by _____

Roll Call: Marty Dean
David Fitzgerald
James A. (Red) Thompson
Rykert O. Toledano, Jr.
Richard E. Tanner
E. L. Gene Bellisario
Michael R. Lorino, Jr.
Jacob (Jake) Groby
Chris Canulette
Maureen "MO" O'Brien
Steve Stefancik
Jerry Binder
S. Michele Blanchard
Thomas (T.J.) Smith, Jr.

PUBLIC COMMENT: a three (3) minute time limit is established for each member of the public wishing to speak (for or against) an item on the Agenda, except Appeals.

APPEALS: Speaking time per side - 10 minutes; 3 minutes rebuttal; 2 minute conclusion.

PRESENTATIONS

1. Presentation of Proclamation to St. Tammany Parish Government Employee of the Month. (Brister)
2. Introduction of Gus Pizza, August Junior Council Member of the Month. (Binder)
3. Presentation of Certificate of Recognition to Jackson Cantrell. (Smith)

APPOINTMENTS

1. Resolution to appoint a new member to replace Martha Cazaubon (resigned) to the Board of Commissioners for Parish Planning and Zoning Commission. (Parishwide)
2. Resolution to appoint Andrew Mendheim to replace Peter Cannizaro (resigned) on the Board of Commissioners for Recreation District No. 12. (Thompson)
3. Resolution to appoint Wilton "Jerry" Smith, Jr. To replace George Larry O'Berry (deceased) on the Board of Commissioners for Fire Protection District No. 7. (Districts 6, 7, and 11) (Tanner)
4. Resolution to reappoint Alicia Irscher to the Board of Commissioners for Hospital Service District No. 2 Permanent Nominating Committee (Slidell Memorial Hospital). (Districts 6, 7, 8, 9, 11, 12, 13, 14) (Bellisario)

CONSENT CALENDAR
(PAGES 2 THROUGH 4)

Any items not pulled from the Consent Calendar are automatically approved in whole by one vote. Items pulled from the Consent Calendar are discussed and voted upon individually.

MINUTES

Regular Council Meeting - July 11, 2019

Special Council Meeting - July 31, 2019

Council Committee Meeting - July 31, 2019

ORDINANCES FOR INTRODUCTION
(Public Hearing September 5, 2019)

1. Ord. Cal. No. 6194 - Ordinance to amend precinct boundary legal descriptions within St. Tammany Parish to comply with Louisiana Secretary of State's Office regulations. (Lorino) (Postponed 7/11/19)

2. Ord. Cal. No. 6213 - Ordinance to extend for six (6) months the moratorium on the receipt of submissions by the Parish Zoning and Planning Commissions for the rezoning or re-subdivision of property and/or on the issuance of permits for construction or placement of any building structures on property south of Interstate 12, north of Highway 190, west of Highway 11, and east of the Precinct S19 Boundary Line within unincorporated boundaries of Ward 9 in District 14. (Smith)

3. Ord. Cal. No. 6214 - Ordinance to authorize St. Tammany Parish Government, through the Office of the Parish President, to accept the dedication and donation of Wells Road for the use as a public street and providing for other matters in connection therewith. (Ward 1, District 3) (Thompson)

4. Ord. Cal. No. 6215 - Ordinance to amend Ordinance Council Series No. 19-4108 - Ordinance to Amend the Parish Code of Ordinances Section 6-34 - Location Restrictions. (Thompson)

5. Ord. Cal. No. 6216 - Ordinance to declare multiple tax adjudicated properties as surplus property and to authorize St. Tammany Parish to proceed with the process for the advertising and sale of such adjudicated properties. (Lorino/Brister)

6. Ord. Cal. No. 6217 - Ordinance amending the Official Parish Zoning Map to reclassify 5 acres located south of Boyd Road, east of Tantela Ranch Road from A-1 (Suburban District) to A-1 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 1, District 3) (2019-1474-ZC) (ZC approved 7/2/19) (Lorino/Brister)

7. Ord. Cal. No. 6218 Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located north of Highway 21, east of Highway 40, being 81819 La Highway 21, Bush from A-2 (Suburban District) to HC-2 (Highway Commercial District). (Ward 5, District 6) (2019-1475-ZC) (ZC approved 7/2/19) (Lorino/Brister)

8. Ord. Cal. No. 6219 - Ordinance amending the Official Parish Zoning Map to reclassify 1.89 acres located north of Philip Smith Road, west of Highway 434, Lacombe from A-2 (Suburban District) to A-3 (Suburban District). (Ward 6, District 11) (2019-1478-ZC) (ZC approved 7/2/19) (Lorino/Brister)

9. Ord. Cal. No. 6220 - Ordinance amending the Official Parish Zoning Map to reclassify 0.61 acre located east of Josephine Street, south of Mill Road, north of Ohio Road, being Lot 7, Covington from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 3, District 2) (2019-1484-ZC) (ZC approved 7/2/19) (Lorino/Brister)

10. Ord. Cal. No. 6221 - Ordinance to amend the 2019 Operating Budget - Amendment No. 8. (Lorino/Brister)

11. Ord. Cal. No. 6222 - Ordinance to Amend the 2019 Operating Budget - Amendment No. 9. (Lorino/Brister)

RESOLUTIONS

1. Resolution C.S. No. C-6142 - Resolution to concur/not concur with the City of Slidell annexation and rezoning of 0.275 acre located adjacent to 1935 Gause Blvd East, more particularly, identified as Lot 2B of Slidell Suburban Acres Subdivision, in Section 1, Township 9 South, Range 14 East from Parish HC-2 (Highway Commercial District) to the City of Slidell C-4 (Highway Commercial District). (Ward 8, District 13) (Lorino/Brister)

2. Resolution C.S. No. C-6143 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, for the Parish of St. Tammany, through the Office of the Parish President, to execute an Agreement with the Louisiana Department of Transportation and Development regarding construction of the interchange of Highway 1077 with the Highway 1077 to Highway 21 Connector Road Project. (Ward 1, District 1) (Lorino/Brister)

3. Resolution C.S. No. C-6144 - Resolution to request authorization to advertise bids for Riverwood Subdivision and Country Club Estates Drainage Improvements-Phase 2 and assurance of compliance with requirements of the Statewide Flood Control Program. (Ward 4, District 4) (Lorino/Brister)

4. Resolution C.S. No. C-6145 - Resolution to certify that St. Tammany Parish Shall Comply with All Requirements of the State of Louisiana Off-System Bridge Replacement Program. (Lorino/Brister)

5. Resolution C.S. No. C-6146 - Resolution to establish load limits on Bridges within the Off-System Bridge Replacement Program for St. Tammany Parish, as indicated on the Attached Exhibit A, and further directing the Department of Public Works to record same with the records of the Clerk of Court. (Lorino/Brister)

6. Resolution C.S. No. C-6147 - Resolution to take action on Warranty and Performance Obligations. (Lorino/Brister)

7. Resolution C.S. No. C-6148 - Resolution to concur/not concur with the City of Slidell annexation and rezoning of 0.995 acre located at 1515 McKinney Road, Section 11, Township 9 South, Range 14 East from Parish HC-2 (Highway Commercial District) to Slidell C-4 (Highway Commercial District). (Ward 8, District 14) (Lorino/Brister)

8. Resolution C.S. No. C-6149 - Resolution to amend Ordinance C.S. No. 19-4050 the 2019 Grant Budget. (Lorino/Brister)

9. Resolution C.S. No. C-6150 - Resolution to amend Ordinance C.S. No. 18-3977 to make changes to the 2019 Capital Improvement Budget and Capital Assets. (Lorino/Brister)

10. Resolution C.S. No. C-6151 - Resolution authorizing the Director of Finance to Transfer Funds in the amount of \$ 3,500.00 from the following Voluntary Developmental Agreement Escrow Account to Recreation District No. 6. (Lorino/Brister)

11. Resolution C.S. No. C-6152 - Resolution authorizing the Director of Finance to Transfer Funds in the amount of \$ 2,200.00 from the following Voluntary Developmental Agreement Escrow Account to the Planting of Cypress Bayou Pond Capital Project. (Lorino/Brister)

12. Resolution C.S. No. C-6153 - Resolution to amend Ordinance C.S. No. 19-4050 the 2019 Grant Budget. (Lorino/Brister)

13. Resolution C.S. No. C-6154 - Resolution approving the Industrial Tax Exemption Program Unified Guidelines for St. Tammany Parish Louisiana. (Lorino/Brister)

END OF CONSENT CALENDAR

APPEALS

1. Robert Troncoso appealing the Zoning Commission APPROVAL on May 7, 2019 to rezone 28.9 acres west of Highway 59, S25, T7S, R11E from A-1 (Suburban District) to A-4 (Single Family Residential District). (Ward 4, District 5) (2019-1383-ZC) (Petitioner: Paul Mayronne on behalf of De Val, Inc.) (Postponed 6/6/19 and 7/11/19)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of an ordinance.

NOTE: To override Zoning APPROVAL, a majority vote of the entire Council is required and adoption of a resolution.

2. Robert Troncoso appealing the Zoning Commission APPROVAL on May 7, 2019 to rezone 70.9 acres west of Highway 59, South of Dove Park Road from A-1 (Suburban District) to A-4 (Single Family Residential District), PUD (Planned Unit Development Overlay) and Major Amendment to the PUD (Planned Unit Overlay. (Ward 4, District 5) (2019-1188-ZC) (Petitioner: Art Lancaster on behalf of De Val, Inc.) (Postponed 6/6/19 and 7/11/19)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of an ordinance.

NOTE: To override Zoning APPROVAL, a majority vote of the entire Council is required and adoption of a resolution.

3. Anita and Charles Yarbrough, Mary Casper, Christina Fleming, and Joseph Pizzuto appealing the Zoning Commission APPROVAL on June 4, 2019 to rezone 2.5 acres south of West Powerline Road, west of Highway 41, being 37190 West Powerline Road from A-2 (Suburban District) to A-2 (Single Family Residential District) and MHO (Manufactured Housing Overlay). (Ward 8, District 9) (2019-1439-ZC) (Petitioner: Mark David Bersuder) (Postponed 7/11/19)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of an ordinance.

NOTE: To override Zoning APPROVAL, a majority vote of the entire Council is required and adoption of a resolution.

4. Shanadorah Voiron appealing the Zoning Commission DENIAL on July 2, 2019 to rezone 4.325 acres located north of Davis Drive, east of Sanders Road, and Downs Avenue from A-1A (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 10, District 6) (2019-1483-ZC)

NOTE: To concur with Zoning DENIAL, a simple majority vote is required and adoption of a resolution.

NOTE: To override Zoning DENIAL, a majority vote of the entire Council is required and introduction of an ordinance.

5. David Rowbatham, representing Trailwood Civic Association, Shelly Flaherty, Terrell Gilsclair, Tirza Dabdoub, et al appealing the Planning Commission APPROVAL with WAIVER on July 9, 2019 of Preliminary Subdivision Review of Copper Ridge, LLC located at the end of Hazel Drive, north of Montmarte Street, Mandeville. (Ward 4, District 7) (2019-1513-PP)(Applicant: Copper Ridge, LLC c/o Shelby LaSalle, Jr., LLC)

NOTE: To concur with Planning APPROVAL, a simple majority vote is required and adoption of a resolution.

NOTE: To override Planning APPROVAL a simple majority vote is required and adoption of a resolution.

ORDINANCES FOR ADOPTION (Public Hearing)

1. Ord. Cal. No. 6066 - Ordinance to amend Section 115-3 of the Parish Code of Ordinances relative to fill mitigation. (Lorino) (Introduced 11/1/18)(Postponed from 12/6/18)(Postponed 6/6/19 and 7/11/19)

2. Ord. Cal. No. 6163AA - Ordinance to amend Ordinance C.S. No. 18-3881the 2018 Grant Budget. (Introduced 5/2/19) (Reintroduced 6/6/19) (Postponed 6/24/19)

3. Ord. Cal. No. 6186 -Ordinance amending the Official Parish Zoning Map to reclassify 1.12 acres located north of Highway 190 East, east of Panther Street and west of Northshore Lane, being Lots 12 to 25, Beverly Heights Manor, Slidell from HC-2 (Highway Commercial District) to A-4A (Single-Family Residential District). (Blanchard) (ZC Approved 5/7/19) (Introduced 6/6/19) (Postponed 7/11/19)

4. Ord. Cal. No. 6193 - Ordinance to relocate Precincts 901, 913, 915 in Slidell from Northshore Square Mall to newly established polling location of True Life Church; bearing physical address 62160 Airport Road, Slidell, LA 7046 and a distance of 2.1 miles from the current polling location. (Introduced 7/11/19)

5. Ord. Cal. No. 6195 - Ordinance to extend for six (6) months the moratorium on receipt of submissions by the Parish Planning and Zoning Commission for the re-subdivision or re-zoning of property and/or the issuance of permits for construction or placement of any building structures on property within a defined area within Township 8 South, Range 14 East, Section 13 of St. Tammany Parish Council District 14. (Smith) (Introduced 7/11/19)

6. Ord. Cal. No. 6196 - Ordinance to amend the 2019 Operating Budget-Amendment No. 7. (Introduced 7/11/19)

7. Ord. Cal. No. 6197 - Ordinance to impose a six (6) month moratorium on the issuance of building or conditional use permits for construction or placement of building structures on property within a portion of unincorporated Town of Alton Subdivision. (Ward 9, District 14). (Smith) (Introduced 7/11/19)

8. Ord. Cal. No. 6198 - Ordinance amending the St. Tammany Parish Code of Ordinances Part 1, Chapter 2 Administration, Article XVII(3)II, Section 2-683(5) relative to Building Permit Fees by adding a new fee relative to Handicap Ramps. (Introduced 7/11/19)

9. Ord. Cal. No. 6199 - Ordinance to declare multiple tax adjudicated properties as surplus property and to authorize the donation of said property to East St. Tammany Habitat for Humanity, Inc. (Wards 8, 9; District 13)(Introduced 7/11/19)

10. Ord. Cal. No. 6200 - Ordinance authorizing the Parish of St. Tammany, through the Office of the Parish President, to enter into an Asset Transfer Agreement with CenterPoint Energy for natural gas service to the Safe Haven Facilities. (Ward 4, District 7) (Groby) (Introduced 7/11/19)

11. Ord. Cal. No. 6201 - Ordinance authorizing the Parish of St. Tammany, through the Office of the Parish President, to enter into a Servitude Agreement with Cleco Power, LLC for electric service to the Safe Haven Facilities, in the areas more fully described in attached Servitude Agreement and map. (Ward 4, District 7) (Groby) (Introduced 7/11/19)

12. Ord. Cal. No. 6202 - Ordinance amending the official Parish Zoning Map to reclassify 8 acres located east of Press Sharp Road, north of Otis Sharp Road from A-1 (Suburban District) to A-1A (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 2, District 6) (2019-1373-ZC) (Tanner) (Introduced 7/11/19)

13. Ord. Cal. No. 6203 - Ordinance amending the official Parish Zoning Map to reclassify 1 acre located on the southwest corner of Brewster Road and Grand Oaks Boulevard, being Parcel B-4, Mandeville from A-2 (Suburban District) to A-3 (Suburban District). (Ward 1, District 1)(2019-1410-ZC) (Dean) (Introduced 7/11/19)

14. Ord. Cal. No. 6204 - Ordinance amending the official Parish Zoning Map to reclassify 0.67 acre located north of Dummyline Road, west of LA Highway 21, Madisonville from NC-4 (Neighborhood Institutional District) and A-2 (Suburban District) to NC-4 (Neighborhood Institutional District). (Ward 1, District 1) (2019-1430-ZC) (Dean) (Introduced 7/11/19)

15. Ord. Cal. No. 6205 - Ordinance amending the official Parish Zoning Map to reclassify 1 acre located north and south of Breen Road, east of Gottschalk Road, being 10090 Breen Road, Covington from A-1 (Suburban District) to A-1 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 1, District 3) (2019-1457-ZC) (Thompson) (Introduced 7/11/19)

16. Ord. Cal. No. 6206 - Ordinance amending the official Parish Zoning Map to reclassify 0.25 acre located south of Bell Park Road, being lot 37, Bell Park Subdivision from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 7, District 7) (2019-1443-ZC) (Groby) (Introduced 7/11/19)

17. Ord. Cal. No. 6207 - Ordinance amending the official Parish Zoning Map to reclassify 1.63 acres located west of Highway 41, south of Highway 21, being 81833 Highway 41, Bush from A-2 (Suburban District), MHO (Manufactured Housing Overlay) and RO (Rural Overlay) to A-3 (Suburban District), MHO (Manufactured Housing Overlay) and RO (Rural Overlay). (Ward 5, District 6) (2019-1447-ZC) (Tanner) (Introduced 7/11/19)

18. Ord. Cal. No. 6208 - Ordinance amending the official Parish Zoning Map to reclassify 9.84 acres located north side of Million Dollar Road, east of Honeysuckle Estates Loop, Covington from A-1 (Suburban District) to A-1A (Suburban District). (Ward 2, District 6) (2019-1449-ZC) (Tanner) (Introduced 7/11/19)

19. Ord. Cal. No. 6209 - Ordinance amending the official Parish Zoning Map to reclassify 1.68 acres located north and south of Breen Road, east of Gottschalk Road from A-1 (Suburban District) to A-1 (Suburban District) and MHO (Manufactured Housing Overlay).(Ward 1, District 3) (2019-1450-ZC) (Dean) (Introduced 7/11/19)

20. Ord. Cal. No. 6210 - Ordinance amending the official Parish Zoning Map to reclassify 10.45 acres located on the southwest corner of Dove Park Road, west of LA Highway 59, Mandeville from A-2 (Suburban District) and A-3 (Suburban District) to A-2 (Suburban District), A-3 (Suburban District) and RO (Rural Overlay). (Ward 4, District 5) (2019-1452-ZC) (Toledano) (Introduced 7/11/19)

21. Ord. Cal. No. 6211 - Ordinance accepting finalized subdivisions into the Road and Drainage Inventories, specifically Hidden Creek Subdivision, Phase 1A. (Introduced 7/11/19)

22. Ord. Cal. No. 6212 - Ordinance accepting finalized subdivisions into the Road and Drainage Inventories, specifically Grande Maison Subdivision, Phase 3. (Lorino/Brister)

DISCUSSIONS AND OTHER MATTERS

1. Discussion regarding the Short Tem Rental Ordinance which was referred back to the Parish Council by the Parish Zoning Committee:

An Ordinance to amend and reenact the St. Tammany Parish Code of Ordinances, Chapter 22 Licenses, and Chapter 130 Unified Development Code, to provide Definitions and Regulations regarding short term rentals, to add short term rentals as a permitted use in certain Commercial and Mixed Use Zoning Districts within Unincorporated St. Tammany Parish, and to provide for penalties and fines for violations.

2. Motion to refer to the Zoning Commission for recommendation the proposed rezoning of Parcel B containing 1.01 acres located in Section 2, Township 6 South, Range 10 East from its current Public Facilities District zoning to its former Residential zoning. (Ward 3, District 3) (Fitzgerald)