

MINUTES OF ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, FEBRUARY 1, 2018 AT 6:00 P.M.

ST. TAMMANY GOVERNMENT COMPLEX

21490 KOOP DRIVE, MANDEVILLE, LA.

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

Invocation by Deborah Williams, Pastor, Hartzell Mt. Zion United Methodist Church, Slidell

Lorino - Ms. Williams had to attend to her sick mother and could not be here. Mr. Smith would you please introduce her replacement.

Smith - introduced Anthony Alfred, Lay Minister

Pledge of Allegiance by Grace Dragna, Senior, Mandeville High School

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

SPECIAL ITEMS

Lorino - 1. Notice is hereby given that, in the event the voters approve the renewal of the Jail sales and use tax at the March 24, 2018 election, the Parish Council of the Parish of St. Tammany, State of Louisiana (the "Parish") , plans to adopt an ordinance providing for the levy of the Jail sales and use tax pursuant to said voter authorization, at its meeting on Tuesday, March 27, 2018 at 6:00 p.m. at the Council Chambers of the Parish Government Complex, 21490 Koop Drive, Mandeville, Louisiana.

Lorino - read the Notice into the record.

Lorino - 2. Notice is hereby given that, in the event the voters approve the extension and rededication of the Justice Center sales and use tax at the March 24, 2018 election, the Parish Council of the Parish St. Tammany , State of Louisiana (the "Parish"), plans to adopt an ordinance providing for the levy and rededication of the Justice Center sales and use tax pursuant to said voter authorization, at its meeting on Tuesday, March 27, 2018 at 6:00 p.m. at the Council Chambers of the Parish Government Complex, 21490 Koop Drive, Mandeville, Louisiana.

Lorino - read the Notice into the record.

PRESENTATIONS

Lorino - 1. Presentation of Proclamation to St. Tammany Parish Government Employee of the Month. (Brister)

Patricia Brister - presented to Angela L. Gagliano, Environmental Specialist in charge of Waste Water Inspections.

Lorino - 2. Veteran's and Military Affairs Advisory Council annual presentation. (Brister)

Ken Kimberly - Lt. Colonel U.S. Army retired and chairman of VMAC. St. Tammany Veterans receive \$27 million of economic help from local, state and federal Veterans' Affairs. They are also provided assistance with housing, education, transportation, employment, healthcare (specifically mental health care), small businesses and burial for veterans who do not have families.

Lorino - 3. Presentation by Greater New Orleans Senior Olympics Committee. (Blanchard)

Bernice Bordelon - Treasurer - the New District has just annexed St. Tammany into its District. They feel every Senior over the age of 50 should be active, and they encourage everyone to come out and play with them.

Lorino - 4. Introduction of Junior Council Member for February - Mark Enright. (Binder)

Binder - Mark Enright is a 6th grader at St. Margaret Mary. His favorite food is steak, and he wants to be a zoologist when he grows up. He and his friend, Dawson Bordelon, worked together on a Science project to study if the moon phases effect the movement of deer.

Mark Enright - the answer is yes. Deer can see better at night, so when there is a partial moon, the deer do not move because they are not able to see as well. During a full moon, they are very active.

APPOINTMENTS

Lorino - 1. Resolution to appoint 5 members to the Board of Commissions for Drainage District No. 2. (All previous members resigned) (Blanchard) (Postponed 11/2/17, 12/7/17, and 1/4/18)

Stefancik - moved to postpone, second by Bellisario. Unanimous with 1 absent (Blanchard).

Lorino - 2. Resolution to appoint Jody Charbonet to replace Joe Juhas (resigned) on the Board of Commissioners for St. Tammany Parish Recreation District No. 4. (Groby)

Groby - moved to appointment, second by Bellisario. Unanimous with 1 absent (Blanchard); becomes Resolution C.S. No. C-4947.

Lorino - 3. Resolution appointing Julie Huhn to replace Kathy Nastasi (resigned) to Water District No. 2. (Thompson)

Thompson - moved to appoint, second by Tanner. Unanimous with 1 absent (Blanchard); becomes Resolution C.S. No. C-4948.

Lorino - 4. Resolution appointing Lacey Sharp to replace Antoine Brumfield (resigned) to Recreation District No. 12. (Thompson)

Thompson - moved to appointment, second by Tanner. Unanimous with 1 absent (Blanchard); becomes Resolution C.S. No. C-4949.

Lorino - call to Council and Audience for items to be pulled from the Consent Calendar.

**Ord Cal No. 5934
Resolution C-4942**

**Ord Cal No. 5935
Resolution C-4945**

Ord Cal No. 5937 Ord Cal No. 5945

CONSENT CALENDAR

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. (Call to Council Members and Audience for items to pull)

MINUTES

Regular Council Meeting January 4, 2018

Council Committee Meeting January 24, 2018

**ORDINANCES FOR INTRODUCTION
(Public Hearing: March 1, 2018)**

3. Ord. Cal. No. 5936 - 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)

5. Ord. Cal. No. 5938 - Ordinance to Amend the Parish Code of Ordinances, Chapter 30 Parks, Recreation and Scenic Neighborhoods, Article XIV Tammany Trace, Sec. 30-371 Rules and Regulations. (Stefancik)

6. Ord. Cal. No. 5939 - Ordinance amending the Official Parish Zoning Map to reclassify 9,300 square feet located north of Sisters Road, west of Carroll Road from A-3 (Suburban District) to A-3 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 9, District 12) (2017-782-ZC) (ZC approved 1/9/18) (Blanchard/Brister)

7. Ord. Cal. No. 5940 - Ordinance amending the Official Parish Zoning Map to reclassify 10,277 square feet located north of Lakeview Drive, being lot 52A1, Eden Isles, Unit 2A & 226 Lakeview Drive, Slidell from A-6 (Multiple Family Residential District) to A-4A (Single Family Residential District). (Ward 9, District 13)(ZC approved 1/9/18) (2017-835-ZC) (Blanchard/Brister)

8. Ord. Cal. No. 5941 - Ordinance amending the Official Parish Zoning Map to reclassify 4 acres located south of Philebar Road and Bennett Bridge Road from A-1 (Suburban District) to A-1 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 2, District 3) (2017-848-ZC)(ZC approved 1/9/18) (Blanchard/Brister)

9. Ord. Cal. No. 5942 - Ordinance amending the Official Parish Zoning Map to reclassify 2.32 acres located at the end of Terra Mariae Boulevard, east of LA Highway 1081 from CB-1 (Community Based Facilities District) to MD-2 (Medical Clinic District). (Ward 3, District 2) (2017-852-ZC) (ZC approved 1/9/18) (Blanchard/Brister)

10. Ord. Cal. No. 5943 - Ordinance amending the Official Parish Zoning Map to reclassify 6.78 acres located east Highway 1081, south of Smith Road, north of Planche Road from A-4 (Single Family Residential District) and PUD (Planned Unit Development Overlay) to MD-2 (Medical Clinic District). (Ward 3, District 2) (2017-853-ZC)(ZC approved 1/9/18) (Blanchard/Brister)

11. Ord. Cal. No. 5944 - Ordinance amending the Official Parish Zoning Map to reclassify 14,000 square feet located on the southeast corner of Gardenia Drive and Nursey Street, being Lot 16-A, Square 13, Abita Nursery Subdivision from A-4 (Single Family Residential District) to A-4 (Single Family Residential District) and MHO (Manufactured Housing Overlay). (Ward 3, District 2) (2017-854-ZC)(ZC approved 1/9/18) (Blanchard/Brister)

13. Ord. Cal. No. 5946 - Ordinance to amend the 2018 Operating Budget - Amendment No. 2. (Blanchard/Brister)

14. Ord. Cal. No. 5947 - Ordinance to amend Ordinance C.S. 16-3653 the 2017-2021 Capital Improvement Budget and Capital Assets; and to further identify changes to the Capital Improvements and/or Capital Assets List for 2017-2021. (Blanchard/Brister)

RESOLUTIONS

1. Resolution C.S. No. C-4941 - Resolution to vacate in part, the 6 month moratorium on a portion of the Bayou De Zaire Basin and a Portion of the Flowers Bayou Basin South of I-12 Being the Storm Sewer System That Flows into the Flowers Bayou Basin. (Ward 1, District 1) (Dean)

3. Resolution C.S. No. C-4943 - Resolution to amend and ratify as amended concurring Resolutions C-1864, adopted October 5, 2006, and C-4822, adopted May 4, 2017, to reflect a correction in the boundary description of property annexed by the Town of Abita Springs to be known as Abita Meadows Subdivision. (Wards 4 and 10) (District 5) (Tanner)

4. Resolution C.S. No. C-4944 - Resolution to establish performance and warranty obligations. (Blanchard/Brister)

6. Resolution C.S. No. C-4946 - Resolution to amend Resolution CS No. C-3456 to provide for alternative members of the St. Tammany Parish President's Veterans and Military Affairs Advisory Council. (Blanchard/Brister)

END OF CONSENT CALENDAR

Bellisario- moved to adopt the consent calendar less items pulled, seconded by O'Brien. Unanimous with 1 absent (Blanchard).

Lorino - 1. Ord. Cal. No. 5934 - Ordinance providing for the levy, within the Parish of St. Tammany, State of Louisiana, of a one-fifth of one percent (1/5%) Jail sales and use tax upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and upon the sale of services in said Parish, providing for the assessment, collection, payment thereof and the dedication of the proceeds of said tax and the purpose for which the proceeds of the tax may be expended, such tax having been authorized at a special election held in the Parish on March 24, 2018. (Blanchard/Brister)

Jason Akers - this is being introduced as a procedure in case the election is successful. If the tax does not pass, there will not be a need for a special meeting.

Tanner - moved to introduce, second by Toledano.

Lorino - 2. Ord. Cal. No. 5935 - Ordinance providing for the levy and rededication, within the Parish of St. Tammany, State of Louisiana, of a one-fifth of one percent (1/5%) Justice Center sales and use tax upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and upon the sale of services in said Parish, providing for the assessment, collection, payment thereof and the dedication of the proceeds of said tax and the purpose for which the proceeds of the tax may be expended, such tax having been authorized at a special election held in the Parish on March 24, 2018. (Blanchard/Brister)

Jason Ackers - this is the same as the previous Ordinance expect about the Justice Center.

Stefancik - moved to introduce, second by Bellisario.

Lorino - 4. Ord. Cal. No. 5937 - Ordinance to amend the Parish Code of Ordinances, Chapter 1 General Provisions, Sec. 1-9. General Penalty for Violation of Code; Separate Offenses; Chapter 2 Administration, Article XII Communication District and Emergency Phone System, Sec. 2-493 Misuse of 911 Enhanced Emergency Phone System and Penalty; Chapter 24 Motor Vehicles and Traffic, Article II Operation, Sec. 24-26 Motor Vehicles Prohibited on Levees; Chapter 28 Offenses and Miscellaneous Provisions, Article VII Minors, Curfew and Control, Sec. 28-258 Same - Violations; Penalties; Chapter 30 Parks, Recreation and Scenic Neighborhoods, Article I in General, Sec. 30-1 North Shore Beach Park; Chapter 32 Peddlers, Article II Solicitors and Distribution on Public Highways, Sec. 32-72 Penalty. (Stefancik)

Bellisario - this needs to be amended to add cell phones and other communication technology.

Bellisario - moved to amend, second by Groby. Unanimous with 1 absent (Blanchard).

Bellisario - moved to introduce as amended, second by Stefancik.

Lorino - 12. Ord. Cal. No. 5945 - Ordinance to authorize St. Tammany Parish Government, through the Office of the Parish President, to acquire certain parcel(s), right(s) of way and/or servitude(s) for the Lower W-15 Area Drainage Project. (Ward 8, Districts 9 and 13) (Blanchard/Brister)

Mike Sevante - this needs to be amended to say additional parcels instead of certain parcels.

Bellisario - moved to amend, second by Groby. Unanimous with 1 absent (Blanchard).

Bellisario - moved to introduce as amended, second by Groby.

Lorino - 2. Resolution C.S. No. C-4942 - Resolution approving the issuance of not exceeding \$1,190,000 of General Obligation Refunding Bonds of Recreation District No. 6, St. Tammany Parish, Louisiana. (Tanner)

Jason Akers - Foley and Judell - this is a pure refunding for savings. The refunding of these bonds will save \$25,000 per year and lower the millage rate to 5.5 mils.

Tanner - moved to adopt, second by Bellisario. Unanimous with 1 absent (Blanchard).

Lorino - 5. Resolution C.S. No. C-4945 - Resolution to amend Ordinance C.S. No. 17-3823 to make changes to the 2018 Capital Improvement Budget and Capital Assets. (Blanchard/Brister)

Tanner - moved to adopt, second by Bellisario.

APPEALS

Lorino - 1. Darcee Michele Cacibauda appealing the Zoning Commission APPROVAL on December 5, 2017 to rezone 2.99 acres located at the end of J Lane, west of Highway 40 from A-1 (Suburban District), RO (Rural Overlay) and MHO (Manufactured Housing Overlay) to A-2 (Suburban District), RO (Rural Overlay) and MHO (Manufactured Housing Overlay). (Ward 2, District 6) (2017-805-ZC) (Applicants and Owners: Colin and Eva Shonti Vial) (Postponed 1/4/18)

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.

Tanner - he met with the people who requested this Zoning change, and they have decided to withdraw their request.

Tanner - moved to override the approval, second by Thompson. Unanimous with 1 absent (Blanchard).

Stefancik - moved to adopt a resolution, second by Canulette. Unanimous with 1 absent (Blanchard); becomes Resolution C.S. No. C-4950.

2. Michael Fletcher appealing the Zoning Commission DENIAL on January 9, 2018 to rezone 0.74 acre located south of Wilson Road, east of Plantation Street, west of Rangeline Road from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 10, District 2) (2017-851-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.

The appellant has withdrawn his request.

Fitzgerald - moved to concur with the denial, second by Thompson. Unanimous with 1 absent (Blanchard).

Thompson - moved to adopt a resolution, second by Tanner. Unanimous with 1 absent (Blanchard); becomes Resolution C.S. No. C-4951.

ORDINANCES FOR ADOPTION

Lorino - 1. Ord. Cal. No. 5920 - Ordinance to extend for six (6) months the moratorium on the issuance of permits for construction or placement of any building structures on property within a defined area north of North Street, south of Harrison Avenue, west of Ravine Street, and east of Eike Street and Fuschia Street within Unincorporated Boundaries of Ward 3, District 5. (Toledano) (Introduced 1/4/18)

Toledano - moved for adoption, second by Thompson. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3849.

Lorino - 2. Ord. Cal. No. 5921 - Ordinance to amend the Parish Code of Ordinances, Chapter 24 - Motor Vehicles and Traffic, Article III - Operation on Private Roads and Subdivisions, Sec. 24-68 - Violations. (Stefancik) (Introduced 1/4/18)

Stefancik - moved for adoption, second by O'Brien. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3850.

Lorino - 3. Ord. Cal. No. 5922 - Ordinance to amend Ordinance Council Series Numbers 00-0174, 05-1049, 05-1199, 08-1853, 09-2012, 14-3167, 14-3229, 15-3262, 15-3425 and 16-3454 to provide for amendments to the Personnel Policies pertaining to certain benefits and compensation. (Blanchard/Brister)(Introduced 1/4/18)

Canulette - moved to adopt, second by Bellisario. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3851.

Lorino - 4. Ord. Cal. No. 5923 - Ordinance to amend the Parish Code of Ordinances, Chapter 28 - Offenses and Miscellaneous Provisions, Article III- Waterways, Division 2 Watercraft Speed Limits, Section 28-121(a)(1) Operation; Special Speed Limits; Definitions, Unlawful Operation, Tchefuncte River Area to Establish a "Dead Slow, No Wake" Zone on a portion of the Tchefuncte River. (Ward 1, District 4) (Lorino) (Introduced 1/4/18)

Dean - moved to postpone, second by Toledano. Unanimous with 1 absent (Blanchard).

Lorino - 5. Ord. Cal. No. 5924 - Ordinance to authorize the Parish of St. Tammany, to officially change the name of Holly Street between Eden Street and Gardenia Street in the Abita Nursery Subdivision to Eden Street Extension further for the Parish to incorporate Eden Street Extension into the Parish Road and Maintenance System and to reflect same on all maps. (Ward 3, District 2) (Fitzgerald)(Introduced 1/4/18)

Fitzgerald - moved to adopt, second by Dean. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3852.

Lorino - 6. Ord. Cal. No. 5925 - Ordinance to rescind Ordinance Council Series No. 17-3808, adopted November 2, 2017, establishing a No Parking Zone on portions of Fifth Avenue. (3-1-10) (Ward 3, District 5) (Toledano) (Introduced 1/4/18)

Toledano - moved to adopt, second by Thompson. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3853.

Lorino - 7. Ord. Cal. No. 5926 - Ordinance amending the Official Parish Zoning Map to reclassify 14,609.72 square feet located south of Sycamore Drive, east of 24th Street from A-3 (Suburban District) to A-3 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 7, District 7) (2017-786-ZC) (ZC approved 12/5/17) (Blanchard/Brister) (Introduced 1/4/18)

Groby - moved to adopt, second by Bellisario. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3854.

Lorino - 8. Ord. Cal. No. 5927 - Ordinance to amend the 2018 Operating Budget -Amendment No. 1. (Blanchard/Brister) (Introduced 1/4/18)

Bellisario - moved to adopt, second by Canulette. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3855.

Lorino - 9. Ord. Cal. No. 5928 - Ordinance amending the Official Parish Zoning Map to reclassify 1.196 acres located south of Highway 190, north of Susan Street, west of Marc Drive, being 30152 Highway 190, Lacombe from NC-4 (Neighborhood Institutional District) to I-1 (Industrial District). (Ward 7, District 7) (2017-829-ZC) (ZC approved 12/5/17) (Blanchard/Brister) (Introduced 1/4/18)

Groby - moved to adopt, second by Bellisario. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3856.

Lorino - 10. Ord. Cal. No. 5929 - Ordinance amending the Official Parish Zoning Map to reclassify 2.11 acres located east of Section Road, north of Nelson Road from A-1 (Suburban District) to A-2 (Suburban District). (Ward 2, District 6) (2017-831-ZC) (ZC approved 12/5/17) (Blanchard/Brister) (Ward 2, District 6) (2017-831-ZC) (ZC approved 12/5/17) (Blanchard/Brister) (Introduced 1/4/18)

Tanner - moved to adopt, second by Thompson. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3857.

Lorino - 11. Ord. Cal. No. 5930 - Ordinance amending the Official Parish Zoning Map to reclassify 6250 square feet located west of Nellie Drive, north of Shortcut Highway, south of Alice Avenue from HC-2 (Highway Commercial District) to A-4A (Single-Family Residential District). (Ward 8, District 12) (2017-832-ZC) (ZC approved 12/5/17) (Blanchard/Brister) (Introduced 1/4/18)

Binder - moved to adopt, second by Bellisario. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3858.

Lorino - 12. Ord. Cal. No. 5931 - Ordinance to authorize Parish Government, through the Office of the Parish President, to acquire certain parcel(s), right(s) of way and/or servitude(s) for the Lower W-15 Area Drainage Project. (Ward 8, Districts 9 and 13) (Blanchard/Brister) (Introduced 1/4/18)

Bellisario - moved to adopt, second by Canulette. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3859.

Lorino - 13. Ord. Cal. No. 5932 - Ordinance to declare tax adjudicated property as surplus property and to authorize the Parish to proceed with the process for the advertising and sale of such adjudicated property. (Blanchard/Brister) (Introduced 1/4/18)

Bellisario - moved to adopt, second by Binder. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3860.

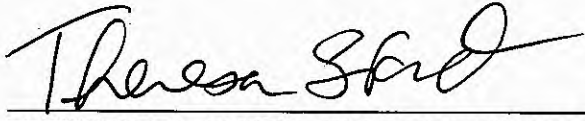
Lorino - 14. Ord. Cal. No. 5933 - Ordinance to declare immovable property as surplus and to acknowledge the authority pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, and the Louisiana Local Services Law, for the Parish, through the Office of the Parish President, to execute an Intergovernmental Agreement with The City of Slidell for the transfer and disposition of said property. (Ward 9, Districts 12 and 14) (Blanchard/Brister) (Introduced 1/4/18)

Smith - moved to adopt, second by Binder. Unanimous with 1 absent (Blanchard); becomes Ordinance C.S. No. 18-3861.

There being no further business, meeting adjourned at the call of the Chairman.



S. MICHELE BLANCHARD, COUNCIL CHAIRMAN



THERESA L. FORD, COUNCIL CLERK