

MINUTES OF ST. TAMMANY PARISH COUNCIL MEETING

**THURSDAY, JULY 12, 2012 AT 6:00 P.M.
ST. TAMMANY GOVERNMENT COMPLEX
21490 KOOP DRIVE, MANDEVILLE, LA.**

Call to Order by Honorable Martin Gould, Jr., Chairman

Invocation by Mr. Binder

Pledge of Allegiance by Mr. Sharp

**Roll Call: Marty Dean
Dennis Sharp
James A. (Red) Thompson
R. Reid Falconer
Richard E. Tanner
Jacob (Jake) Groby
Martin W. Gould, Jr.
Chris Canulette
E. L. Gene Bellisario
Maureen O'Brien
Steve Stefancik
Jerry Binder
Richard Artigue
Thomas (T.J.) Smith, Jr.**

PRESENTATIONS

Bellisario - moved to move up Presentation No. 2, second by Canulette. Unanimous with no one absent.

Gould - 2. Proclamation by the Parish President in recognition of the 40th Anniversary of the State Committee for Employer Support of the Guard and Reserve which was established by the Department of Defense. (Brister)

Mr. Rogers - St. Tammany Parish always has the right state of mind for treating reservists right.

Gould - 1. Certificate of recognition to Spencer Donovan Bogran for earning the rank of Eagle Scout. (Stefancik)

Stefancik - Mr. Bogran worked hard and will receive his Eagle Scout award on Sunday. He recently got a job and was unable to attend this evening due to a job orientation tonight.

Gould - 3. Presentation by Secretary Lane Carson on the progress of the planned Veterans' Cemetery in St. Tammany Parish. (Brister)

CLERK'S NOTE: Mr. Carson called the office and advised he would be unable to attend the meeting and would call back to schedule his presentation for another time.

Tanner - moved to open the Off-the-Floor Agenda and move up Item No. 1, second by Groby. Unanimous with 1 absent (O'Brien).

Gould - 1. Presentation by President Brister on projects completed during her first six months in office, as well as, current and new projects. (Tanner)

Brister - wanted to give an update on the status of projects the Parish has completed, is currently working on, or the Parish has scheduled to begin. (See attached) She also wanted to give an update on storm preparation. The Parish has accepted a bid from STRAINCO for debris removal. They also have a contract for road clearing and environmental and engineering inspections post storm. All of these items were completed according the FEMA guidelines and the RFP process.

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

Ord. Cal. No. 4812

Ord. Cal. No. 4813

Ord. Cal. No. 4815

Ord. Cal. No. 4818

Ord. Cal. No. 4822

Resolution C.S. No. C-3414

Resolution C.S. No. C-3447

Resolution C.S. No. C-3450

Resolution C.S. No. C-3451

Resolution C.S. No. C-3462

Consent Calendar less items pulled:

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 June 7, 2012

Council Committee Meeting June 27, 2012

ORDINANCES FOR INTRODUCTION

(Public Hearing: August 2, 2012)

1. Ord. Cal. No. 4807 - Ordinance amending the Official Parish Zoning Map to reclassify 37,270 square feet located north of LA Highway 36, east of St. Landry Street, being 20339 Highway 36, Covington from NC-4 (Neighborhood Institutional District) to HC-2 (Highway Commercial District). (Ward 3, District 2) (ZC12-05-036) (Gould/Brister)

2. Ord. Cal. No. 4808 - Ordinance amending the Official Parish Zoning Map to reclassify 2.179 acres located west of LA Highway 25, north of Thompson Road, south of C. Gotti Road from A-1 (Suburban District) to A-1 (Suburban District) & MHO (Manufactured Housing Overlay). (Ward 2, District 3) (ZC12-06-041) (Gould/Brister)

3. Ord. Cal. No. 4809 - Ordinance amending the Official Parish Zoning Map to reclassify 15.14 acres located north & south of Lone Oak Drive, west of US Highway 11 from A-4-A (Single Family Residential District) to A-4-A (Single Family Residential District) & MHO (Manufactured Housing Overlay). (Ward 8, District 14) (ZC12-06-043) (Gould/Brister)

4. Ord. Cal. No. 4810 - Ordinance amending the Official Parish Zoning Map to reclassify 12,500 square feet located north of Donnis Drive, west of Donya Street, being 36237 Donnis Drive, Slidell from A-3 (Suburban District) to A-3 (Suburban District) & MHO (Manufactured Housing Overlay). (Ward 9, District 14) (ZC12-06-044) (Gould/Brister)

5. Ord. Cal. No. 4811 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning), Section 5.19A, PBC-1 (Planned Business Campus), relative to Height Regulations. (ZC12-06-045) (Gould/Brister)

8. Ord. Cal. No. 4814 - Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located west of Pearl Street, north of Coral Avenue, being Lot 5, Square 14, Pearl Acres Subdivision, from A-3 (Suburban District) to NC-1 (Professional Office District). (Ward 8, District 8) (ZC12-06-048) (Gould/Brister)

10. Ord. Cal. No. 4816 - Ordinance amending the Official Parish Zoning Map to reclassify 0.5108 acre located north of US Highway 190 East, east of Military Road, being 41233 Highway 190 E, Slidell from A-3 (Suburban District) to A-3 (Suburban District) & MHO (Manufactured Housing Overlay). (Ward 8, District 13) (ZC12-06-051) (Gould/Brister)

11. Ord. Cal. No. 4817 - Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located north of Ronald Reagan Highway, west of Penn Mill Road, being 15319 Ronald Reagan Highway, Covington from A-1A (Suburban District) to HC-2 (Highway Commercial District). (Ward 3, District 3) (ZC12-06-052) (Gould/Brister)

13. Ord. Cal. No. 4819 - Ordinance to rescind Ordinance C.S. No. 11-2631, adopted November 3, 2011, authorizing the placement of no parking signs on both sides of the entrance to John Smith Road (R08-I-025). (Ward 8, District 14) (Smith)

14. Ord. Cal. No. 4820 - Ordinance to extend for an additional six (6) months the moratorium on the submission and review of Zoning permit applications and Planning Commission review and on the issuance of building permit applications, for the purpose of construction or placement of multi-family structures on property within unincorporated areas of Council District 12. (Binder)

15. Ord. Cal. No. 4821 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of building permits for construction or placement of building structures on property within a portion of unincorporated Town of Alton Subdivision. (Ward 9, District 14) (Smith)

17. Ord. Cal. No. 4823 - Ordinance to correct the Road and Drainage Inventory to include an extension of Max Jude Lane. (Ward 4, District 5) (Gould/Brister)

18. Ord. Cal. No. 4824 - Ordinance to amend Parish Code, Chapter 20, Roads and Bridges, Article III, Road Lighting Districts, Section 20-204.00 District No. 4 to amend the boundaries thereof. (Gould/Brister)

19. Ord. Cal. No. 4825 - Ordinance to authorize the Parish President to acquire by donation, certain water lines, sewer lines, a sewer force main, a lift station and all related equipment located in the Parish's right-of-way on Norval Street, located between Molitor Street and Dupree Street and on Molitor Street, located between Norval Street and Nelson Street. (Gould/Brister)

20. Ord. Cal. No. 4826 - Ordinance to authorize the Parish of St. Tammany, through the Office of the Parish President, to purchase or otherwise acquire certain parcels, rights-of-ways, and/or servitudes for the Grand Avenue Bridge Project. (Gould/Brister)

21. Ord. Cal. No. 4827 - Ordinance to authorize the Parish President to purchase and/or otherwise acquire certain parcels, rights-of-way, and/or servitudes for the Oak Street Bridge Project. (Gould/Brister)

22. Ord. Cal. No. 4828 - Ordinance to authorize the Parish President to purchase or otherwise acquire certain servitudes for drainage improvements for the Country Club Drive Project. (Gould/Brister)

23. Ord. Cal. No. 4829 - Ordinance to authorize the Parish President to transfer the property and improvements for the interchange improvements at LA-US 11 Project to the Louisiana Department of Transportation and Development (LADOTD). (Gould/Brister)

24. Ord. Cal. No. 4830 - Ordinance to amend the Code of Ordinances, Chapter 16, providing for the amendment of the boundaries of Recreation District No. 1 and Recreation District No. 10, and to provide for repeal, severability, and date of enactment. (Gould)

25. Ord. Cal. No. 4831 - Ordinance to authorize the Parish President to acquire by donation certain movable and immovable assets from Hi-Rollers Investments, LLC. (Gould/Brister)

26. Ord. Cal. No. 4832 - Ordinance to authorize the Parish President to transfer a portion of the Slidell Levee a/k/a Schneider Canal Levee and improvements to the City of Slidell. (Gould/Brister)

27. Ord. Cal. No. 4833 - Ordinance to authorize the Parish President to accept the act of dedication and donation for Westshore Drive for use as a Public Street from CP NORD DU LAC JV, L.L.C. and further for the Parish to incorporate the dedicated property into the maintenance system. (Gould/Brister)

28. Ord. Cal. No. 4834 - Ordinance to amend Ordinance Council Series No. 10-2384, Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Huntwyck Village Drainage Improvement Project. (Gould/Brister)

RESOLUTIONS

3. Resolution C.S. No. C-3448 - Resolution stating the Council's endorsement of Hornbeck Offshore Services, Inc. for participation in the benefits of the Louisiana Enterprise Zone Program. (EZ#20120329) (Gould/Brister)

4. Resolution C.S. No. C-3449 - Resolution stating the Council's endorsement of Bulk Systems & Services, Inc, for participation in the benefits of the Louisiana Enterprise Zone Program. (EZ#20120764) (Gould/Brister)

7. Resolution C.S. No. C-3452 - Resolution establishing Performance and Warranty Obligations. (Gould/Brister)

8. Resolution C.S. No. C-3453 - Resolution to amend Ordinance C.S. No. 11-2638 the 2012-2016 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Gould/Brister)

9. Resolution C.S. No. C-3454 - Resolution to amend Ordinance C.S. No. 11-2638 the 2012-2016 Capital Improvement Budget and Program, Fixed Assets and Grant Awards to make changes to the Capital Improvements List - District No. 2. (Gould/Brister)

10. Resolution C.S. No. C-3455 - Resolution to amend Ordinance C.S. No. 11-2638 the 2012-2016 Capital Improvement Budget and Program, Fixed Assets and Grant Awards to make changes to the Capital Improvements List - District No. 6. (Gould/Brister)

11. Resolution C.S. No. C-3456 - Resolution in support of the creation of the St. Tammany Parish President's Veterans and Military Affairs Advisory Council. (Gould/Brister)

12. Resolution C.S. No. C-3457 - Resolution to declare certain assets as surplus and authorize sale, transfer or donation of same. (Gould/Brister)

13. Resolution C.S. No. C-3458 - Resolution to approve and authorize the Parish President to sign and/or execute a Cooperative Endeavor Agreement with Epworth Project Ministries for emergency sheltering. (Gould/Brister)

14. Resolution C.S. No. C-3459 - Resolution to approve and authorize the Parish President to sign and/or execute a Utility Service Agreement between the Parish of St. Tammany and William Johnson for the purpose of providing water and sewerage services to a portion of Norval Street. (Gould/Brister)

15. Resolution C.S. No. C-3460 - Resolution to approve and authorize the Parish President to sign and/or execute an Intergovernmental Agreement between the Parish and the Parish Sheriff's Office for the purpose of Jail Funding. (Gould/Brister)

16. Resolution C.S. No. C-3461 - Resolution to approve and authorize the Parish President to sign and/or execute a Cooperative Endeavor Agreement between the Parish of St. Tammany and the Parish Sheriff's Office for the purpose of providing security to the Justice Center. (Gould/Brister)

18. Resolution C.S. No. C-3463 - Resolution to approve and authorize the Parish President to sign and/or execute a Cooperative Endeavor Agreement between the Parish and Grace Memorial Baptist Church for emergency sheltering during an emergency. (Gould/Brister)

END OF CONSENT CALENDAR

Stefancik - moved to adopt the Consent Calendar less items pulled, second by Smith. Unanimous with 1 absent (O'Brien).

Gould - 6. Ord. Cal. No. 4812 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning) Section 5.29 MD-3 (Medical Facility District), relative to Height Regulations & Section 5.29A, MD-4 (Medical Research District), relative to Buffer, Setback and Height Regulations. (ZC12-06-046) (Gould/Brister)

Groby - moved to postpone to September, second by Thompson. Unanimous with 1 absent (O'Brien).

Gould - 7. Ord. Cal. No. 4813 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning) Section 5.2702, MD-1 (Medical Residential District), and Section 5.2802 MD-2 (Medical Clinic District) relative to Permitted Uses (ZC12-06-047). (Gould/Brister)

Canulette - moved to amend, second by Bellisario. Unanimous with 1 absent (O'Brien); becomes Ord. Cal. No. 4813AA.

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

Gould - 9. Ord. Cal. No. 4815 - Ordinance amending the Official Parish Zoning Map to reclassify 1.970 acres located south of McKinney Road, north of Shortcut Highway, west of I-10, being 1750 McKinney Road, Slidell from HC-2 (Highway Commercial District) to A-2 (Suburban District) & RO (Rural Overlay). (Ward 8, District 14) (ZC12-06-049) (Gould/Brister)

Smith - moved to amend A-2 and RO to HC-2 and RO, second by Stefancik. Unanimous with 1 absent (O'Brien); becomes Ord. Cal. No. 4815AA.

Smith - moved to introduce as amended, second by Artigue.

Gould - 12. Ord. Cal. No. 4818 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning), to add a new zoning classification: Section 5.21A HC-2A Highway Commercial District. (ZC12-06-042) (Gould/Brister)

Dean - he would like to schedule some more meetings regarding this ordinance. He has some questions.

Sidney Fontenot - he knows the Council still has questions. There are no changes to outdoor storage or the allowable number of gas pumps. This classification allows more rooms in hotels and more square footage to certain buildings.

Dean - moved to introduce, second by Thompson.

Gould - 16. Ord. Cal. No. 4822 - An Ordinance amending the St. Tammany Parish Code of Ordinances, Appendix B, Chapter 40 of Subdivision Regulatory Ordinance No. 499, specifically, Section 40-070.0 Final Subdivision Review, relative to the approval of the final subdivision plat. (Gould/Brister)

Gould - there is a request from Administration to remove this item.

Thompson - moved to remove, second by Groby. Unanimous with 1 absent (O'Brien).

Gould - 1. Resolution C.S. No. C-3414 - Resolution to concur/ not concur with the Town of Pearl River annexation and rezoning of 2.08 acres from Parish PF-2 (Public Facilities) and A-2 (Suburban District) to Town of Pearl River R-1 District situated in Section 31, Township 7 South, Range 15 East, St Tammany Parish. (Ward 8, District 6) (PR2011-04) (Gould/Brister) (Tabled 6/7/12)

Tanner - he is still trying to meet with the Mayor of Pearl River and would like to table this.

Tanner - moved to table, second by Sharp. Unanimous with 1 absent (O'Brien).

Gould - 2. Resolution C.S. No. C-3447 - Resolution approving the holding of an election in Parish Waterworks District No. 2 on Tuesday, November 6, 2012 to authorize the incurring of debt and issuance of bonds therein. (Gould/Brister)

Jason Akers - Foley Judell - the funds from this will be used to build a new water well.

Thompson - moved to adopt, second by Sharp. Unanimous with 1 absent (O'Brien).

Gould - 5. Resolution C.S. No. C-3450 - Resolution to Concur/Not Concur with the Town of Abita Springs annexation of an unopened portion of Carnation Street located between Highway 36 and Independence Street in unincorporated St. Tammany Parish. (AB2012-02) (Gould/Brister)

Tanner - moved to concur, second by Sharp. Unanimous with 1 absent (O'Brien).

Gould - 6. Resolution C.S. No. C-3451 - Resolution to Concur/Not Concur with the City of Slidell annexation and rezoning of 0.276 acre located at 189 Commercial Square Drive from Parish I-1 (Industrial District) to City of Slidell C-4 (Highway Commercial District). (Ward 8, District 8) (SL2012-02) (Gould/Brister)

Canulette - moved to concur, second by Bellisario. Unanimous with 1 absent (O'Brien).

Gould - 17. Resolution C.S. No. C-3462 - Resolution to approve and authorize the Parish President to acquire right-of-way and improvements, State Route LA 3228, known as Asbury Drive, for use as a public street, from the Louisiana Department of Transportation and Development (LADOTD) and further for the Parish to incorporate the transferred right-of-way and improvements into the Parish Maintenance System. (Gould/Brister)

Johnny Bordelon - this is a DOTD program to improve State Highways and then turn them over to the Parish for maintenance. This includes drainage, and, if an overlay is needed in coming years, the State will pay 80%. This is going to turn the two lane Asbury Drive into three lanes with turning lanes at Highway 190 and Sharp Road.

Gould - this will relieve a huge bottleneck problem. Will the Parish receive credit toward another road?

Bordelon - yes, these miles are already computed into the State system, so the Parish will not have to trade miles for another road.

Brister - this is a pilot program, so the Parish picked a small road to start with. If this is successful, more roads will be entered into the program.

Falconer - moved to adopt, second by Dean. Unanimous with 1 absent (O'Brien).

Gould - the Council office received a letter to withdraw both of these appeals.

APPEALS

Gould - 1. William Smith appealing the Zoning Commission APPROVAL on June 5, 2012 for a major amendment to PUD (Planned Unit Development) and the addition of 85.311 acres located north of LA Highway 1085, south of Tchefuncte River, east and west of Rousseau Road. (Ward 1, District 1) (ZC04-10-083) (Applicant: Paul Mayronne for Terra Bella Group, LLC)

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.

Thompson - moved to concur, second by Groby. Unanimous with 1 absent (O'Brien).

Dean - moved to introduce an ordinance, second by Thompson. Unanimous with 1 absent (O'Brien); becomes Ord. Cal. No. 4836.

Gould - 2. William Smith appealing the Zoning Commission APPROVAL on June 5, 2012 to rezone 85.311 acres located north of LA Highway 1085 from A-3 (Suburban District) and TND (Traditional Neighborhood District) to A-4 (Single Family Residential District), A-8 (Multi Family Residential District) and HC-1 (Highway Commercial District). (Ward 1, District 3) (ZC12-06-050) (Applicant: Paul Mayronne for Rousseau Group, LLC)

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.

Dean - moved to concur, second by Thompson. Unanimous with 1 absent (O'Brien).

Dean - moved to introduce an ordinance, second by Thompson. Unanimous with 1 absent (O'Brien); becomes Ord. Cal. No. 4837.

ORDINANCES FOR ADOPTION

Gould - 1. Ord. Cal. No. 4771 - Ordinance to amend the Parish Unified Development Code, Section 8.01 Minimum Standards for Specific Uses, Subsection U, Outdoor Advertising (Billboards) to restrict the location of new billboards to within the same highway corridor from which a billboard credit was issued. (Introduced & referred to Zoning Commission 5/3/12) (Tabled 6/7/12)

Binder - moved to table pending the Zoning Commission hearing, second by Canulette. Unanimous with 1 absent (O'Brien).

Gould - 2. Ord. Cal. No. 4783 - Ordinance to amend and reenact Article VIII of the St. Tammany Parish Code of Ordinances, Permit Provisions applicable to Articles VI & VII, by repealing Sec. 3-190.05 and creating new Sec. 3-190.03, Dispensing or Selling of Alcohol Beverages via Drive-thru Windows is Prohibited. (Gould) (Introduced 6/7/12)

Terry Hand - this needs to be amended to define open container.

Stefancik - moved to amend, second by Canulette. Unanimous with 1 absent (O'Brien); becomes Ord. Cal. 4783AA.

Sharp - moved to adopt as amended, second by Groby. Motion passes with 12 yeas, 1 nay (Artigue), and 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2749.

Gould - 3. Ord. Cal. No. 4785 - Ordinance amending the Official Parish Zoning Map to reclassify 2.13 acres located at the end of Dewberry Road, west of South Fitzmorris Road from A-1 (Suburban District) to A-1 (Suburban District) & MHO (Manufactured Housing Overlay). (Ward 2, District 2) (ZC12-05-032) (Introduced 6/7/12)

Sharp - moved to adopt, second by Thompson. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2750.

Gould - 4. Ord. Cal. No. 4786 - Ordinance amending the Official Parish Zoning Map to reclassify 25,000 square feet located east of Spanish Court, north of LA Highway 433 from A-4-A (Single-Family Residential District) to NC-1 (Professional Office District). (Ward 8, District 12) (ZC12-05-034) (Introduced 6/7/12)

Binder - moved to adopt, second by Artigue. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2751.

Gould - 5. Ord. Cal. No. 4787 - Ordinance amending the Official Parish Zoning Map to reclassify 22,842 square feet located south of Destin Street, east of Lamarque Street, west of Foy Street from A-4 (Single Family Residential District) to A-4-A (Single-Family Residential District). (Ward 4, District 7) (ZC12-05-035) (Introduced 6/7/12)

Groby - moved to adopt, second by Sharp. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2752.

Gould - 6. Ord. Cal. No. 4788 - Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located west of LA Highway 1077, south of Dummyline Road from A-1 (Suburban District) to A-1 (Suburban District) & RO (Rural Overlay). (Ward 1, District 4) (ZC12-05-037) (Introduced 6/7/12)

Falconer - moved to adopt, second by Dean. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2753.

Gould - 7. Ord. Cal. No. 4789 - Ordinance amending the Official Parish Zoning Map to reclassify 2.99 acres located east of LA Highway 450, south of South Road, north of Starwood Ranch Road from A-1 (Suburban District) to A-2 (Suburban District). (Ward 2, District 3) (ZC12-05-038) (Introduced 6/7/12)

Thompson - moved to adopt, second by Tanner. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2754.

Gould - 8. Ord. Cal. No. 4790 - Ordinance amending the Official Parish Zoning Map to reclassify 0.460 acre located west of Chris Kennedy Road, north of Ted Kennedy Road from A-2 (Suburban District) to A-2 (Suburban District) & RO (Rural Overlay). (Ward 6, District 11) (ZC12-05-039) (Introduced 6/7/12)

Stefancik - moved to adopt, second by Bellisario. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2755.

Gould - 9. Ord. Cal. No. 4791AA - Ordinance to extend for an additional six (6) months the moratorium on the approval of rezoning and issuance of plan review permits, not previously received, for property abutting the Louisiana Highway 21 Planned Corridor from Lalane Drive north to Azalea Drive. (Ward 1, District 1) (Introduced 6/7/12)

Dean - moved to adopt, second by Groby. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2756.

Gould - 10. Ord. Cal. No. 4792 - Ordinance to establish a program to promote affordable/workforce housing ownership for the needy in cooperation with Habitat for Humanity. (Introduced 6/7/12)

Stefancik - moved to adopt, second by Bellisario. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2757.

Gould - 11. Ord. Cal. No. 4793 - Ordinance to authorize the Parish President to acquire by Donation and/or Quitclaim certain movable and immovable assets from 5196 Corporation, Inc., Tatty Company, L.L.C. and Thomas A. Dutel. (Introduced 6/7/12)

Groby - moved to adopt, second by Canulette. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2758.

Gould - 12. Ord. Cal. No. 4794 - Ordinance to authorize the Parish President to acquire by Donation certain parcels, rights-of-way, and/or servitudes located in Parcels A-2-A and A-2-B, Section 3, Township 7 South, Range 10 East. (Introduced 6/7/12)

Binder - moved to adopt, second by Smith. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2759.

Gould - 13. Ord. Cal. No. 4795 - Ordinance to authorize the Parish President to acquire certain parcels, rights-of-way, and/or servitudes from M Properties, L.L.C. for future road expansion. (Introduced 6/7/12)

Thompson - moved to adopt, second by Canulette. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2760.

Gould - 14. Ord. Cal. No. 4796AA - Ordinance to amend Parish Code of Ordinances, Section 2-091.00 and Section 2-092.00 for the Reorganization of Parish Departments. (Introduced 6/7/12)

Bellisario - moved to amend description of the Department of Engineering, second by Stefancik. Unanimous with 1 absent (O'Brien); becomes Ord. Cal. No. 4796AA(2).

Stefancik - moved to adopt as amended, second by Bellisario. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2761.

Gould - 15. Ord. Cal. No. 4797 - Ordinance to correct the Road and Drainage Inventory to include Kissena Park Lateral; Wildwood Drive Lateral; Patrick Road Lateral; Green Hill Drive Lateral; and an extension to Rosedown Way Lateral. (Wards 1, 2, 5 & 10) (Districts 2, 3 & 6) (Introduced 6/7/12)

Tanner - moved to adopt, second by Sharp. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2762.

Gould - 16. Ord. Cal. No. 4798 - Ordinance accepting finalized subdivisions into the Road & Drainage Inventories, specifically Grande Maison, Phase 1; entering the right-of-way of Lenard Street in Jones Picket Addition to Town of Ramsey Subdivision; and an addition to entering the right-of-way of Fay Street in Town of Mandeville Subdivision. (Wards 3 & 4) (Districts 3, 5 & 7) (Introduced 6/7/12)

Thompson - moved to adopt, second by Groby. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2763.

Gould - 17. Ord. Cal. No. 4799 - Ordinance to Amend the 2012 Operating Budget - Amendment No. 5. (Introduced 6/7/12)

Bellisario - moved to adopt, second by Canulette. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2764.

Gould - 18. Ord. Cal. No. 4800 - Ordinance to amend Parish Code of Ordinances, Chapter 9, Article XIII, Section 9-071.00 Garbage District No. 1, Boundaries, and Section 9-072.01, Service Area, to expand the boundaries of said District. (Bellisario) (Introduced 6/7/12)

Ms. ??? - she asks the vote be tabled because the neighborhood did not know this was coming, and they have concerns which need to be addressed. Many efforts have been made by Mr. Bellisario via the internet, but a lot of the area residents do not have access to internet. She will go door to door to make sure the neighbors are aware.

Richard Dillon - he is the president of the Old River Road Association. Over the past 18 months, Mr. Bellisario has held 18 meetings in which he discussed this topic. Mr. Bellisario emailed agendas, posted them on the community bulletin board and distributed them to the homeowners. He himself held two HOA meetings at which Mr. Bellisario spoke. Mr. Bellisario also sent surveys to over 300 homeowners. He received 34 ballots back of which 27 were in favor of the garbage district with only 8 against. Mr. Bellisario and Mr. Gordon addressed all of the questions of the homeowners present. Then 11 more ballots were received in favor of the district. This means 83% of the residents who participated in the meeting and the survey were in favor of joining the garbage district. Only 10% of the 440 homes in the homeowner's association actually participated.

Gordon Bright - he lives in Quail Ridge. He thinks there is a communication problem due to the fact that only 44 of 440 participated. He has heard the Solid Waste Management Plan is not valid and this garbage district should be done away with because of that. At least half of the residents in the area are not on City Water so they will be billed by Coastal Waste rather than Cross Gates Utilities which does not serve all of the area residents.

Bellisario - he believes what Mr. Bright is referring to is about the contract for garbage service which the Parish entered into in 2009. Before that time, he was receiving complaints from residents who were not receiving good garbage service. Since the establishment of the Garbage District, he has not received any complaints. The District includes 11 subdivisions of which 85% of the homeowners voted in favor of it. In considering this expansion of the Garbage District, he advertised the meetings in the paper, posted them on the community bulletin board, the Parish website and sent out public

notices. From La Cheneir Subdivision, 30 homeowners voted 100% in favor of the expansion. Only 21 homeowners attended the meeting and of those 18 voted in favor. The subdivision then held a second meeting and still only 30 homeowners attended. The Parish has to go through a public bid process in order to obtain a garbage contract, and it cannot use Cross Gates Utility because a majority of the area homeowners are not serviced by them. The Parish will not be involved in the trash hauling business, it is just negotiating the contract to ensure the homeowners are receiving the best service for the best price. There will not be an eco park or a waste transfer station.

Binder - he was involved in the RFP process for the garbage contract for the City of Slidell. It is a process which works well in balancing prices versus service. Having garbage contracts provides a byproduct benefit to the Parish and residents by reducing the additional weight and stress of heavy trucks. He is in support of this ordinance.

Canulette - the project came out of Cross Gates in his and Mr. Bellisario's Districts. When he first came into office, he constantly received calls about missed garbage service. It is very difficult to make a truck who only picks up 15 houses to go back and pick up a missed house. This contract makes it uniform and the Parish can give them requirements, so there are no excuses for missed service. Since the contract was started, he has not had any complaints about garbage service. The Parish will work out the best possible deal.

Falconer - is the Solid Waste Management Plan in contradiction with something which is already in place?

Greg Gordon - there is a SWM Plan which does have an eco park facility and place for the future to solve solid waste management. This ordinance is just to handle the removal of garbage. There was a request for RFP on the website, but it was too complicated and has been removed for now. The SWM report has been good for information, but it is not a plan the Parish has to follow.

Gould - is there an RFP for this?

Bellisario - he and Mr. Gordon plan to follow the Cross Gates RFP because it has been successful. There have not been any fuel cost increases in 3 years.

Bellisario - moved to adopt, second by Canulette. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2765.

Gould - 19. Ord. Cal. No. 4801 - Ordinance establishing a speed limit of 35 MPH on Krentel Road (7-A-4). (Ward 7, District 7) (Introduced 6/7/12)

Groby - moved to adopt, second by Tanner. Unanimous with 2 absent (Canulette, O'Brien); becomes Ordinance C.S. No. 12-2766.

Gould - 20. Ord. Cal. No. 4802 - Ordinance to revoke a portion of an unopened unnamed right-of-way, located south of Cherrywood Subdivision. (Ward 9, District 9) (REV12-05-004) (Introduced 6/7/12)

Bellisario - moved to adopt, second by Stefancik. Unanimous with 2 absent (Canulette, O'Brien); becomes Ordinance C.S. No. 12-2767.

Gould - 21. Ord. Cal. No. 4803 - Ordinance to amend Ordinance Council Series No. 09-2114, adopted August 7, 2009, to approve location change for (1) one polling location to include Precincts CO1, CO2, CO3, C10, and C11. (Dean)

Dean - moved to adopt, second by Thompson. Unanimous with 2 absent (Canulette, O'Brien); becomes Ordinance C.S. No. 12-2768.

Gould - 22. Ord. Cal. No. 4804 - Ordinance amending the Official Parish Zoning Map to reclassify 51.27 acres located north of Penn Mill Road, west of Quave Road, north of US Highway 190 from A-1A (Suburban District) to A-3 (Suburban District). (Ward 3, District 3) (ZC12-03-016) (Introduced 6/7/12)

Thompson - moved to adopt, second by Falconer. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2769.

Gould - 23. Ord. Cal. No. 4805 - Ordinance amending the Official Parish Zoning Map to reclassify 51.27 located north of Penn Mill Road, west of Quave Road, north of US Highway 190 from A-1A (Suburban District) to PUD (Planned Unit Development Overlay). (Ward 3, District 3) (ZC12-03-023) (Introduced 6/7/12)

Thompson - moved to adopt, second by Falconer. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2770.

Gould - 24. Ord. Cal. No. 4806 - Ordinance to amend Parish Code of Ordinances, Chapter 16, Article 1, Section 16-001.00 Curfew at North Shore Beach Park to include rules and regulations for the beach. (Introduced 6/7/12)

Artigue - moved to adopt, second by Binder. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2771.

NOMINATIONS

Gould - 1. Nominate three (3) members to appoint to the Board of Commissioners of St. Tammany Recreation District No. 16. (Smith) (Tabled 4/5/12, 5/3/12 & 6/7/12)

Smith - moved to appoint Pam McClellan, second by Bellisario. Unanimous with 1 absent (O'Brien); becomes Resolution C.S. No. C-3464.

Gould - 2. Nominate three (3) members to appoint to the Community Action Agency Advisory Board. (One (1) Representative of Low-Income Individuals; Two (2) from Public and Private Organizations) (Bellisario)

Bellisario - this board allows for the adding of a member up to a certain number. He nominates Pastor Carol Hughes and Pastor Rosalind Solomon as Representatives of Low-Income Individuals; and Al Hamauei and Samantha Goodwin for Public and Private Organizations. These appointments are Parishwide, so the nominations will need to layover until next month.

Gould - 3. Nominate five (5) members to appoint to the St. Tammany Parish Commission on Cultural Affairs. (Gould) (Simone Burke, Stephen Cefalu and Lisa Barnett eligible for reappointment)

Bellisario and Tanner - nominated Simone Burke, Stephen Cefalu and Lisa Barnett along with Scarlett Roa-Hogan, Kelly Elliot and Jenifer Besh.

Gould - These appointments are Parishwide, so the nominations will need to layover until next month.

Gould - 4. Nominate five (5) members to Parish Personnel Board. (Atty. Patrick J. Berrigan, Rev. Frederick L. Fields, Deputy Chief Donald Sharp (ret.) and Joseph Allen eligible for reappointment)

Sevante - he contacted the West Chamber to inquire if they had any members interested in serving on this Board. In the past, the Chamber has not had recommendations, and he had not heard back from them this time. He suggests the Council table this matter to give the Chamber a chance to make a recommendation and if they do not, then the Council can decide on a recommendation.

Gould - is this Board functioning?

Sevante - yes, with four members all of whom wish to continue.

Stefancik - moved to nominate Atty. Patrick J. Berrigan, Rev. Frederick L. Fields, Deputy Chief Donald Sharp (ret.) and Joseph Allen and leave the nominations open to add additional names next month.

APPOINTMENTS

Gould - 1. Resolution to appoint/reappoint six (6) members to the St. Tammany Parish Library Board of Control (All terms expired). (Nominations made 6/7/12: John Danjean, Dr. Argiro Morgan, Barbara Morgan, Silvia Muller, Rebecca Taylor, Dave Stefferud and Mary Reseau) (Bellisario)

Bellisario - moved to appoint John Danjean, Dr. Argiro Morgan, Barbara Morgan, Silvia Muller, Rebecca Taylor and Mary Reneau, second by Stefancik. Unanimous with 1 absent (O'Brien); becomes Resolution C.S. No. C-3465.

Gould - 2. Resolution to reappoint Sonny Schwing to St. Tammany Parish Fire Protection District No. 12. (Thompson/Gould)

Thompson - moved to appoint, second by Dean. Unanimous with 1 absent (O'Brien); becomes Resolution C.S. No. C-3466.

Gould - 3. Resolution to appoint three (3) members to St. Tammany Parish Fire Protection District No. 12. (Gould) (Recommendations: John Buttone, Ronald Garrity, Robert Gilhaus, Kenneth Kimberly, James Woodard, M.D. and Suzy Labadot {currently serving})

Sharp - moved to appoint Kenneth Kimberly, James Woodard, M.D. and Suzy Labadot, second by Thompson. Unanimous with 2 absent (Bellisario, O'Brien); becomes Resolution C.S. No. C-3467.

Gould - 4. Resolution to appoint David Lindsey to St. Tammany Parish Fire Protection District No. 4. (Falconer)

Falconer - moved to appoint, second by Thompson. Unanimous with 2 absent (Bellisario, O'Brien); becomes Resolution C.S. No. C-3468.

EXECUTIVE SESSION

Gould - 1. United Disaster Response, LLC v. Omni Pinnacle, LLC, et al; United States District Court, Eastern District of Louisiana; Case Number: 2:06-cv-06075-ILRL-SS.

Stefancik - moved to remove, second by Smith. Unanimous with 2 absent (Bellisario, O'Brien).

Tanner - moved to open the Off-the-Floor Agenda, second by Dean. Unanimous with 1 absent (O'Brien).

OFF-THE-FLOOR AGENDA

Gould - 2. Emergency ordinance to impose a thirty (30) day moratorium on the issuance of permits for construction or placement of building structures on property within a portion of Voting Precinct 914. (Ward 8, District 14) (Smith)

Smith - moved to introduce, second by Canulette; becomes Ord. Cal. No. 4835.

Smith - moved to suspend the rules and adopt, second by Canulette. Unanimous with 1 absent (O'Brien); becomes Ordinance C.S. No. 12-2748.

Gould - 3. An ordinance to impose a six (6) month moratorium on the issuance of permits for construction or placement of building structures on property within a portion of voting Precinct 914. (Ward 8, District 14) (Smith)

Smith - moved to introduce, second by Canulette; becomes Ord. Cal. No. 4838.

Gould - 4. Resolution to vacate, in part, the moratorium established by Ordinance C.S. No. 12-2738. (Gould)

Groby - moved to adopt, second by Stefancik. Unanimous with 1 absent (O'Brien); becomes Resolution C.S. No. C-3469.

Gould - 5. Motion to refer to the Zoning Commission for recommendation of the proposed re-zoning of Lot 12, Hickory Hills Subdivision, addition #3, from A-2 to A-2 and MHO. (Ward 8, District 9) (Bellisario)

Bellisario - moved to refer, second Artigue. Unanimous with 1 absent (O'Brien).

Gould - 6. Ordinance approving and authorizing the execution of a Memorandum of Understanding between the Louisiana Department of State, Office of the Secretary of State, and St. Tammany Parish Government, and the St. Tammany Parish Registrar of Voters Office for the establishment and operation of an additional parish early voting location. (Falconer)

Sevante - if the Council decides to move forward with this ordinance, then he suggests they name a new location and establish a zone as to how far away an election would have to occur to be or not be held at this location.

Dwayne Wall - he spoke to the AG's office and was advised that as long as the new voting location was established before the next election then they were ok to create the office.

Gould - thinks it will be difficult for people to reach downtown Mandeville for elections and the new location needs to be more accessible for the entire Parish.

Tanner - he thinks money could be better spent to make it more convenient to more people.

Stefancik - he thinks the Council needs to clarify how many elections the office will be open for.

Sandra Slifer - the League of Women Voter's strongly supports expanding the number of options for early voting, especially considering this Parish has one of the higher voter turnout.

Falconer - moved to introduce, second by Canulette; becomes Ord. Cal. No. 4839.

Gould - 7. Ordinance to Amend the 2012 Operating Budget - Amendment No. 6. (Falconer)

Falconer - moved to introduce, second by Bellisario; becomes Ord. Cal. No. 4840.

Gould - 8. Discussion: Lacombe Senior Center and COAST (Council on Aging St. Tammany). (Groby)

Trilby Lenfant-they held meetings with COAST and the School Board. The School Board will begin repairs soon.

VERBAL OFF-THE-FLOOR

Dean - moved to open the floor to consider a Resolution to appoint Loy R. Lorren to the St. Tammany Parish Planning and Zoning Commission, second by Thompson. Unanimous with 2 absent (O'Brien, Binder).

Dean - moved to appoint, second by Thompson. Unanimous with 2 absent (O'Brien, Binder); becomes Resolution C.S. No. C-3470.

Sharp - 2. moved to open the floor to consider a Motion to refer to the Zoning Commission for the recommendation of the proposed re-zoning of Square 33 and 40, located in the Division of New Claiborne, from its present zoning of A-4-A (Single Family Residential) to HC-2, and for plan review, second by Thompson. Unanimous with 1 absent (O'Brien).

Sharp - moved to refer, second by Thompson. Unanimous with 1 absent (O'Brien).

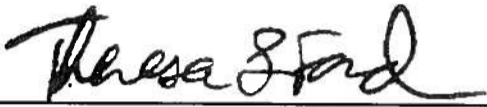
Stefancik - moved to open the floor to consider an Ordinance amending the official zoning map of St. Tammany Parish, La, to reclassify a certain parcel located at the end of Sally Welch Road, east of LA Highway 434, and which property comprises a total 1 acre of land more or less, from its present A-3 (Suburban District) to an A-3 (Suburban District) & MHO (Manufactured Housing Overlay). (Ward 6, District 11) (ZC12-07-057), second by Canulette. Unanimous with 1 absent (O'Brien).

Stefancik - moved to introduce, second by Canulette; becomes Ord. Cal. No. 4841.

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



MARTIN W. GOULD, JR., COUNCIL CHAIRMAN



THERESA L. FORD, COUNCIL CLERK