

**DECEMBER 5, 2013 - ITEMS OFF-THE-FLOOR**

**1. Certificate of Recognition to John O'Neil to recognize his time as the Director of St. Tammany Parish Fire Services. (Brister)**

**2. Ordinance to authorize the Parish of St. Tammany, through the office of the Parish President to acquire certain parcels, rights of way and/or servitudes from the Archdiocese of New Orleans, for Holy Trinity Drive, and further, for the Parish to incorporate Holy Trinity Drive into the Parish Maintenance System (Ward 4, District 5). (Binder/Brister)**

**3. Ordinance amending the 2013 Operating Budget - Amendment #10. (Binder/Brister)**

**4. Resolution to declaring a vacancy in the office of St. Tammany Parish Constable for Ward 4, and to call a special election to fill the vacancy pursuant to Louisiana R.S. 18:402, 18:602 and 13:2583, and to provide for any other related matters in connection therewith. (Gould)**

**5. Resolution to appoint an interim St. Tammany Parish Constable for Ward 4 to fill the vacancy and assume the duties of that office until an election can be held and the successor is elected and takes office, pursuant to Louisiana R.S. 13:2583.**

**6. Resolution to appoint one (1) member to the St. Tammany Parish Tourist and Convention Commission. (Mark Meyers' term expires 12/31/13. (Binder)**

ST. TAMMANY PARISH COUNCIL

OFF THE FLOOR ITEM # 2

ORDINANCE

ORDINANCE CALENDAR NO: OTF #2

ORDINANCE COUNCIL SERIES NO: \_\_\_\_\_

COUNCIL SPONSOR:

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

ON THE 5 DAY OF DECEMBER , 2013

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCELS, RIGHTS OF WAY AND/OR SERVITUDES FROM THE ARCHDIOCESE OF NEW ORLEANS, FOR HOLY TRINITY DRIVE, AND FURTHER FOR THE PARISH TO INCORPORATE HOLY TRINITY DRIVE INTO THE PARISH MAINTENANCE SYSTEM (WARD 4, DISTRICT 5).

WHEREAS, St. Tammany Parish Government desires to acquire certain immovable property (hereinafter referred to as "Property"); and

WHEREAS, there is a need and a public purpose for the acquisition of certain immovable property from the Archdiocese of New Orleans for regional transportation improvements; and

WHEREAS, the Parish of St. Tammany hereby desires to acquire the Property, rights of way and/or servitudes and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations and acquire said Property, rights of way and/or servitudes; and

WHEREAS, the Parish of St. Tammany hereby desires to incorporate Holy Trinity Drive into St. Tammany Parish Selective Road Maintenance System Inventory and the acceptance is subject to approval of the roadway standards set by the Parish Council and the Department of Engineering and a Warranty Obligation.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, to acquire by purchase and/or donation all that certain parcel of ground described in Exhibit "A" attached hereto.

BE IT FURTHER ORDAINED that pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to acquire the Property, rights of way and/or servitudes.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized and instructed to proceed with the acquisition of the Property, rights of way and/or servitudes in a timely and orderly matter.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized to exercise its discretion in acquiring the Property, rights of way and/or servitudes, together with all agreements and all transactions necessary to carry out the intent of this Ordinance.

BE IT FURTHER ORDAINED that, if purchased, the purchase price shall not exceed the fair market value of the Property as evidenced by an appraisal obtained or supplied to the Parish plus fees and cost.

BE IT FURTHER ORDAINED to authorize the incorporation of all that certain property, rights of way and/or servitudes, described in Exhibit "A" into the St. Tammany Parish Maintenance System for the Department of Public Works to provide appropriate maintenance thereto.

BE IT FURTHER ORDAINED that any and all actions previously taken by the Office of the Parish President in furtherance of the actions contemplated herein are ratified and accepted accordingly.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance 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.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

ABSENT: \_\_\_\_\_

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 9 DAY OF JANUARY , 2014 ; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

\_\_\_\_\_  
JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA L. FORD, COUNCIL CLERK

\_\_\_\_\_  
PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: \_\_\_\_\_, 2013

Published Adoption: \_\_\_\_\_, 2014

Delivered to Parish President: \_\_\_\_\_, 2014 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2014 at \_\_\_\_\_



### **Ordinance Administrative Comment**

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCELS, RIGHTS OF WAY AND/OR SERVITUDES FROM THE ARCHDIOCESE OF NEW ORLEANS, FOR HOLY TRINITY DRIVE, AND FURTHER FOR THE PARISH TO INCORPORATE HOLY TRINITY DRIVE INTO THE PARISH MAINTENANCE SYSTEMS (WARD 4, DISTRICT 5).

St. Tammany Parish seeks to acquire certain parcels, rights of way, and/or servitudes from the Archdiocese of New Orleans for Holy Trinity Drive and further for the Parish to incorporate Holy Trinity Drive into the Parish Maintenance System. The Parish intends to pay no more than appraised value or less, plus closing costs and fees.

ADMINISTRATIVE COMMENT - OTF NO. 2

It is necessary for this Ordinance to be heard on the Off-the-Floor Agenda in December in order to ensure Holy Trinity Drive can be opened once it is completed. The completion of this Drive will relieve traffic being routed through a subdivision, and thereby, preserve the health, safety and welfare of the residents.

ST.TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. OTF #3      ORDINANCE COUNCIL SERIES NO. : \_\_\_\_\_

COUNCIL SPONSOR: BINDER/BRISTER      PROVIDED BY : FINANCE

INTRODUCED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

ON THE 5TH DAY OF DECEMBER, 2013

ORDINANCE TO AMEND THE 2013 OPERATING BUDGET - AMENDMENT NO. 10

WHEREAS, the Parish has prepared an operating budget in accordance with La. R.S. 39:1304, the Home Rule Charter and generally accepted accounting principles.

THE PARISH OF ST TAMMANY HEREBY ORDAINS that the 2013 Operating Budget is amended as follows:

	Current Budget	Amendment	Revised Budget
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SECTION I: The General Fund is adopted as follows:

**010 - GENERAL FUND**

General Fund Revenues

Taxes			
Ad Valorem	4,223,203		4,223,203
Other Taxes, Penalties and Interest	1,950,000		1,950,000
Licenses	3,572,300		3,572,300
Permits	1,373,000		1,373,000
Intergovernmental Revenues			
Other Federal Funds	35,500		35,500
State Revenue Sharing	286,557		286,557
Other State Funds	5,000		5,000
Fees, Charges and Commissions for Servi	525,650		525,650
Fines and Forfeitures	55,000		55,000
Other Revenues	483,000		483,000
Total Revenues	12,509,210	0	12,509,210

Expenditures

Development - Admin	359,713		359,713
Planning	630,047		630,047
Permits	1,177,242		1,177,242
Public Information Office	621,789		621,789
Facilities Maintenance	227,715		227,715
Levee Board Building	29,679		29,679
Fairgrounds	68,000		68,000
22nd Judicial District Court	2,039,297		2,039,297
Ward Courts	211,147		211,147
District Attorney	2,078,671	362,000	2,440,671
Registrar of Voters	233,600		233,600
Assessor	1,833		1,833
Parish Jail	85,000		85,000
Code Enforcement	519,596		519,596
Veterans Affairs	92,419		92,419
Camp Salmen Nature Park	273,726		273,726
Grants	470,413		470,413
Airport	173,440		173,440
General Expenditures	3,226,839		3,226,839
Total Expenditures	12,520,166	362,000	12,882,166

Revenue Over(Under) Expenditures	(10,956)	(362,000)	(372,956)
Beginning Fund Balance	5,860,522	0	5,860,522
Less Minimum Fund Balance Reserved	3,747,419	0	3,747,419
Ending Available Fund Balance	2,102,147	(362,000)	1,740,147

**028 - CRIMINAL COURT FUND**

Revenues	2,066,000	137,000	2,203,000
Expenditures	2,066,000	137,000	2,203,000
Revenue Over(Under) Expenditures	0	0	0
Beginning Fund Balance	0	0	0
Less Minimum Fund Balance Reserved	0	0	0
Ending Available Fund Balance	<u>0</u>	<u>0</u>	<u>0</u>

REPEAL: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provisions of this ordinance shall be held to be invalid, such invalidity shall not affect any other provision 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.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY:

SECONDED BY:

WHEREUPON, THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS:

NAYS:

ABSTAINING:

ABSENT:

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A MEETING OF THE ST TAMMANY PARISH COUNCIL HELD ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 2014 AND BECOMES ORDINANCE SERIES NO. .

\_\_\_\_\_  
JERRY BINDER, COUNCIL CHAIRMAN  
ST. TAMMANY PARISH COUNCIL

ATTEST:

\_\_\_\_\_  
THERESA FORD, CLERK  
ST. TAMMANY PARISH COUNCIL

\_\_\_\_\_  
PATRICIA BRISTER, PARISH PRESIDENT  
ST. TAMMANY PARISH GOVERNMENT

Published Introduction: \_\_\_\_\_, 2013  
Published Adoption: \_\_\_\_\_, 2014

Delivered to Parish President: \_\_\_\_\_, 2014 at \_\_\_\_\_.  
Returned to Council Clerk: \_\_\_\_\_, 2014 at \_\_\_\_\_.



Administrative Comment  
Amendment No. 10- 2013 Operating Budget - December 2013

This budget amendment is to :

**010 - GENERAL FUND**

District Attorney Office

- 1) \$225,000 Increase for Salary and Benefits not being reimbursed by the District Attorney Office.
- 2) \$137,000 Increase Transfers Out to assist with the expenses of the Criminal Court Fund.

**028 - CRIMINAL COURT FUND**

- 2) \$137,000 Increase revenue and expenses for costs associated with the Criminal Court Fund.

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-OTF #4

COUNCIL SPONSOR: MR. GOULD

PROVIDED BY: COUNCIL OFFICE

RESOLUTION DECLARING A VACANCY IN THE OFFICE OF ST. TAMMANY PARISH CONSTABLE FOR WARD 4, AND TO CALL A SPECIAL ELECTION TO FILL THE VACANCY PURSUANT TO LOUISIANA R.S. 18:402, 18:602 AND 13:2583, AND TO PROVIDE FOR ANY OTHER RELATED MATTERS IN CONNECTION THEREWITH.

WHEREAS, a vacancy now exists in the Office of St. Tammany Parish Constable for Ward 4; and

WHEREAS, more than one (1) year remains in the unexpired term of the Parish Constable for Ward 4, and pursuant to Louisiana R.S. 13:2583 and 18:581, the governing authority shall declare the vacancy and call a special election to fill the unexpired term of St. Tammany Parish Constable for Ward 4.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES to declare that a vacancy exists in the Office of the St. Tammany Parish Constable for Ward 4, and that a special election be called to fill the unexpired term of Parish Constable for Ward 4 at the next scheduled primary election on April 5, 2014 and a general election on May 3, 2014, with qualifying dates of February 12, 13, and 14, 2014.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY:    SECONDED BY:

YEAS: \_\_\_\_\_

NAYS:

ABSTAIN:

ABSENT:

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 5 DAY OF DECEMBER , 2013, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

\_\_\_\_\_  
JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA L. FORD, COUNCIL CLERK

ADMINISTRATIVE COMMENT - OTF NO. 4

It is necessary for this Resolution to be heard on the Off-the-Floor Agenda in December as the previous Constable for Ward 4, Michael Hand, has passed away, and the Council, pursuant to State Law, only has ten (10) days in which to appoint a new Constable.

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-OTF #5

COUNCIL SPONSOR: MR. GOULD

PROVIDED BY: COUNCIL OFFICE

RESOLUTION TO APPOINT AN INTERIM ST. TAMMANY PARISH CONSTABLE FOR WARD 4 TO FILL THE VACANCY AND ASSUME THE DUTIES OF THAT OFFICE UNTIL AN ELECTION CAN BE HELD AND THE SUCCESSOR IS ELECTED AND TAKES OFFICE, PURSUANT TO LOUISIANA R.S. 13:2583.

WHEREAS, a vacancy now exists in the Office of St. Tammany Parish Constable for Ward 4; and

WHEREAS, more than one (1) year remains in the unexpired term and it is necessary to appoint a person having the qualifications of the office to assume the duties of the office until an election can be held pursuant to Louisiana R.S. 13:2583.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that it appoints \_\_\_\_\_ to fill the vacancy in the office of St. Tammany Parish Constable for Ward 4 and assume the duties of the office until a successor is elected and takes office to complete the unexpired term ending December 31, 2014.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

ABSENT: \_\_\_\_\_

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 5 DAY OF DECEMBER, 2013, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

\_\_\_\_\_  
JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA L. FORD, COUNCIL CLERK

ADMINISTRATIVE COMMENT - OTF NO. 5

It is necessary for this Resolution to be heard on the Off-the-Floor Agenda in December as the previous Constable for Ward 4, Michael Hand, has passed away, and the Council, pursuant to State Law, only has ten (10) days in which to appoint a new Constable.

**TOURIST AND CONVENTION COMMISSION**  
Parishwide Appointments

Board consists of seven (7) members: six (6) members appointed by the Parish Council and one (1) appointed by the Parish President. To the extent reasonably possible, there shall be equal representation of both the east and west side of the Parish. One (1) of the members shall be a member of the Hotel/Motel & Campground Association. All serve three (3) year staggered terms. The Commission's mission is to market and promote St. Tammany Parish as a highly desirable destination for visitors and thereby increase the economic impact of tourism on the area.

**COUNCIL APPOINTEES****Daniel Schaus**

832 East Boston Street, Unit 17  
Covington, La 70433  
985-807-5889

**TERM EXPIRES**

December 31, 2014  
Reso. C-3436  
Adopted: 6/7/12

**Thomas J. Smith, Jr.**

62390 John Smith Road  
Pearl River, La. 70452  
985-285-0447

December 31, 2014  
Reso. C-3436  
Adopted: 6/7/12

**Pablo Melendez (Hotel-motel Assn)**

1638 Shylock Drive  
Slidell, La 70461

December 31, 2013  
Reso. C-3058  
Adopted: 2/3/11

**Mark Myers**

84 Chamale Drive  
Slidell, La 70460

December 31, 2013  
Reso. C-3058  
Adopted: 2/3/11

**Connie Born**

102 Athene Drive  
Slidell, LA 70460  
985-641-0392; fax 985-641-0365

December 31, 2016  
Reso C-3701  
Adopted: 4/4/13

**Sharon Lo Drucker**

409 Pencarrow Circle  
Madisonville, LA 70447  
985-845-3320; 985-789-0785  
[Sdrucker@rocketmail.com](mailto:Sdrucker@rocketmail.com)

December 31, 2016  
Reso. C-3767  
Adopted: 6/6/13

**PRESIDENT'S APPOINTMENT**

Dian Lusher (2<sup>ND</sup> Term)  
81340 Jim Lloyd Road  
Folsom, LA 70437

**TERM EXPIRES**

December 31, 2015  
Appointed via President's Letter  
11/29/2012

**CONTACT:** 68099 Highway 59, Mandeville, LA 70471

985-892-0520; 800-634-9443; fax: 985-892-1441; <http://www.louisiananorthshore.com>

**REFERENCE:** LA R.S. 33:4574 - 33:4574.3; Ord. C.S. No. 02-0515, adopted: 8/1/02;  
Ord. C.S. No. 02-0557, adopted: 10/10/02.

ADMINISTRATIVE COMMENT - OTF NO. 6

It is necessary for this Resolution to be heard on the Off-the-Floor Agenda in December as several members' terms are expiring making it necessary to ensure a Quorum is available for meetings.