

MINUTES OF ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, MARCH 5, 2020 AT 6:00 P.M.

ST. TAMMANY GOVERNMENT COMPLEX

21490 KOOP DRIVE, MANDEVILLE, LA.

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

Pledge of Allegiance by Mr. Toledano

Invocation by Mr. Binder

Roll Call: **Marty Dean**
 David Fitzgerald
 Martha Jenkins Cazaubon
 James "Jimmie" Davis, III
 Richard E. Tanner
 Rykert O. Toledano, Jr.
 Michael R. Lorino, Jr.
 Christopher Canulette
 Michael "Mike" Maxwell Smith
 Maureen "MO" O'Brien
 Steve Stefancik
 Jerry Binder
 Jacob "Jake" Airey
 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

Lorino - 1. Presentation of proclamation to St. Tammany Parish Government Employee of the Month. (President Cooper)

President Cooper – presented to Robert Bremer. He has worked in Animal Services since 2014 and was promoted to Animal Control Supervisor in 2015. He recently received certification in 2 different areas of Animal Control.

APPOINTMENTS

Lorino - 1. Resolution to reappoint Tim Fandal, William Ballantine, Louis Brookter and Brian Schneider (terms expired) to the Board of Zoning Adjustments and reappoint Jules Guidry and Kristie Thomas (terms expired) as alternate members to the Board of Zoning Adjustments. (Parishwide) (Postponed 2/6/2020)

Canulette – moved to postpone for 3 months, second by Binder. Unanimous with no one absent.

Lorino - 2. Resolution to appoint Larry P. Englande to fill a vacancy on the Finance Authority of St. Tammany Parish. (Parishwide) (Postponed 2/6/2020)

Council Discussion ensued.

Airey – moved to nominate Larry Englande, Melissa Alonso, Wendy Jarred to fill the vacant position on the Board plus 2 alternate vacancies.

CLERK NOTE: all of the positions on the board have expired, so it would be best to remove this Resolution and place a new Resolution in April to fill all positions.

Tanner - moved to remove resolution and place new Resolution on the next Agenda, second by T. Smith. Unanimous with no one absent.

Lorino - 3. Resolution to appoint Shearn Lemoine and deShae Richardson and to reappoint William Matthews, Rick Danielson, Majure Savell, John Neill to the Board of Commissioners for St. Tammany Parish Recreation District No. 1. (Lorino)

Toledano – moved to appoint/reappoint, second by O’Brien. Unanimous with no one absent; becomes Resolution C.S. No. C-6245.

Lorino -4. Resolution to appoint Kenny Glass to the Board of Commissioners for St. Tammany Parish Fire Protection District No. 2. (Lorino)

Toledano – moved to appoint, second by Tanner. Unanimous with no one absent; becomes Resolution C.S. No. C-6246.

Lorino - 5. Resolution to appoint Ashley Spencer, Darren Blackmon, and to reappoint Marvin Penton, and Jeremy Merwin to the Board of Commissioners for St. Tammany Parish Recreation District No. 2. (Tanner)

Tanner – moved to appoint/reappoint, second by Davis. Unanimous with no one absent; becomes Resolution C.S. No. C-6247.

Lorino - 6. Resolution to appoint Justin Adams and Michael Saladino and to reappoint Mark Files, Kristen Davis Hardy, Michael Michel, and Eric Sonier to the Board of Commissioners for St. Tammany Parish Recreation District No. 6. (Tanner/Fitzgerald)

Tanner - moved to appoint/reappoint, second by Fitzgerald. Unanimous with no one absent; becomes Resolution C.S. No. C-6248.

Lorino - 7. Resolution to reappoint Monique Stubbs, Julie Hahn, Lorraine Saba, and Pierre Fabre to the Board of Commissioners for St. Tammany Parish Water District No. 2. (Tanner)

Tanner – moved to appoint/reappoint, second by Davis. Unanimous with no one absent; becomes Resolution C.S. No. C-6249.

Binder – moved to open and move up the Off-The-Floor Agenda, second by Toledano. Unanimous with no one absent.

MARCH 5, 2020 - ITEMS OFF-THE-FLOOR

Karlin Riles – The first 3 items are an emergency because they pose a threat to the public health, safety and welfare.

Lorino - 1. Ordinance to amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 9. (Ms. Cazaubon)

Cazaubon – moved to amend to add the following statements: WHEREAS, this amendment is emergent, due to the nature of the work related to the bridge opening, as the bridge is necessary to provide fire protection in the area; and BE IT FURTHER ORDAINED, that this amendment to the Capital Improvement Budget and Capital Assets List meets the requirements of an emergency ordinance and shall be in effect for 30 days after its adoption, second by Toledano. Unanimous with no one absent.

Cazaubon – moved to introduce as amended, second by Dean; becomes Ord. Cal. No. 6355AA.

Cazaubon – moved to adopt, second by Dean. Unanimous with no one absent; becomes Ordinance Calendar No. 20-4238.

Lorino- 2. Ordinance to amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 10. (Lorino)

Toledano – moved to amend to add the following statements: WHEREAS, this amendment is emergent, due to the nature of the work needed to repair a non-functioning well; and BE IT FURTHER ORDAINED, that this amendment to the Capital Improvement Budget and Capital Assets List meets the requirements of an emergency ordinance and shall be in effect for 30 days after its adoption, second by Fitzgerald. Unanimous with no one absent.

Canulette – moved to introduce as amended, second by Toledano; becomes Ord. Cal. No. 6356AA.

Binder – moved to adopt, second by Canulette. Unanimous with no one absent; becomes Ordinance Calendar No. 20-4239.

Lorino - 3. Ordinance to amend the 2020 Operating Budget - Amendment No. 7. (Lorino)

T. Smith – moved to amend to add the following statements: WHEREAS, this amendment is emergent, due to the nature of the work needed to repair a non-functioning well; and BE IT FURTHER ORDAINED, that this amendment to the Capital Improvement Budget and Capital Assets List meets the requirements of an emergency ordinance and shall be in effect for 30 days after its adoption, second by O'Brien. Unanimous with no one absent.

Toledano - moved to introduce as amended, second by Davis; becomes Ord. Cal. No. 6357AA.

Dean – moved to adopt, second by Davis. Unanimous with no one absent; becomes Ordinance Calendar No. 20-4240.

Lorino - 4. Resolution in opposition to the filing of any legislative bills regarding gambling in St. Tammany Parish in the upcoming session. (Lorino/Cooper)

Lorino – they are not opposed to gambling, they are opposed to the fact and the St. Tammany Parish President and Council were not notified about something happening in our Parish.

Cooper – this was initiated by the casino/gaming industry who filed this notice to see the water to find out the Parish's feeling on this. He spoke to the legislature who said they did not file this notice and do not intend to file a bill. It is just an overzealous casino industry lobbyist trying to bring gambling into St. Tammany Parish.

Council Discussion Ensued.

Toledano – moved to adopt, second by O'Brien.

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

Ord. Cal No. 6339

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. A majority vote of the entire Council (8) is required to adopt the Consent Calendar. (Call to Council Members and Audience for items to pull)

MINUTES

Regular Council Meeting	February 6, 2020
Council Committee Meeting	February 26, 2020

ORDINANCES FOR INTRODUCTION

(Public Hearing: April 2, 2020)

1. Ord. Cal. No. 6336 - 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 on the issuance of permits by the Parish Department of Planning and Development/Permits for the construction or placement of any commercial building structures on property having access to and/or fronting on Brewster Road. (Ward 1, District 1) (Dean)

2. Ord. Cal. No. 6337 - 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 St. Tammany Parish Council District 14. (T. Smith)

3. Ord. Cal. No. 6338 - Ordinance to authorize the Parish of St. Tammany, through the Office of the Parish President, to enter into a Utility Services Agreement for water and sewer services for Wingfield Subdivision. (Ward 1, District 3) (Lorino/Cooper)

5. Ord. Cal. No. 6340 - Ordinance to authorize the Parish of St. Tammany, through the Office of the Parish President, to declare 0.354 acre as surplus property and to authorize the private sale and disposal of said property described herein to Church of the King (Ward 4, District 5) (Lorino/Cooper)

6. Ord. Cal. No. 6341 - Ordinance to adopt an amendment to a (Voluntary) Developmental Agreement between the Parish of St. Tammany and Advance Mortgage Company, LLC, the developer of a portion of Tammany Hills Subdivision, Squares or Portions of Squares 11, 13, 14, 15, 21, 22, 23, 24, 31, 32, 33, 34, 35, 36 and 37, Located in Ward 3, District 5. (Lorino/Cooper)

7. Ord. Cal. No. 6342 - Ordinance amending the official Parish Zoning Map to reclassify 0.51 acre located south of Million Dollar Road, west of Passman Road and north of K C Camp Road, being 16538 Million Dollar Road, Covington from A-1 (Suburban District) to A-1 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 2 & 3, District 2) (2019-1732-ZC) (ZC approved 2/4/2020) (Lorino/Cooper)

8. Ord. Cal. No. 6343 - Ordinance amending the official Parish Zoning Map to reclassify 3.29 acres located on south Highway 36, south of St. Landry Street; being 20252 Highway 36, Covington from A-4A (Single Family Residential District) and HC-2 (Highway Commercial District) to I-1 (Industrial District). (Ward 3, District 2) (2019-1744-ZC) (ZC approved 2/4/2020) (Lorino/Cooper)

9. Ord. Cal. No. 6344 - Ordinance amending the official Parish Zoning Map to reclassify 11.77 acres located north of Highway 1085, east of Winward Drive, Northpointe Business Park, Covington from I-2 (Industrial District) to HC-2 (Highway Commercial District). (Ward 1, District 3) (2019-1750-ZC) (ZC approved 2/4/2020) (Lorino/Cooper)

10. Ord. Cal. No. 6345 - Ordinance amending the official Parish Zoning Map to reclassify 43.116 acres located east of Cozy Lane, Tantela Ranch Road and Highway 1077, Covington from PUD (Planned Unit Development Overlay) to A-1 (Suburban District). (Ward 1, District 3) (2019-1755-ZC) (ZC approved 2/4/2020) (Lorino/Cooper)

11. Ord. Cal. No. 6346 - Ordinance to amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 3. (Lorino/Cooper)

12. Ord. Cal. No. 6347 - Ordinance to amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 4. (Lorino/Cooper)

13. Ord. Cal. No. 6348 - Ordinance to amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 5. (Lorino/Cooper)

14. Ord. Cal. No. 6349 - Ordinance to amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 6. (Lorino/Cooper)

15. Ord. Cal. No. 6350 - Ordinance to amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 7. (Lorino/Cooper)

16. Ord. Cal. No. 6351 - Ordinance to Amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 8. (Lorino/Cooper)

17. Ord. Cal. No. 6352 - Ordinance to amend the 2020 Grants Budget - Amendment No. 1. (Lorino/Cooper)

18. Ord. Cal. No. 6353 - Ordinance to Amend the 2020 Operating Budget - Amendment No. 5. (Lorino/Cooper)

19. Ord. Cal. No. 6354 - Ordinance to Amend the 2020 Operating Budget - Amendment No. 6. (Lorino/Cooper)

RESOLUTIONS

1. Resolution C.S. No. C-6243 - Resolution to award bid for State Project No. H.011458 Riverwood Subdivision and Covington Country Club Estates Drainage Improvements, Phase 2. (Ward 4, District 4) (Lorino/Cooper)

2. Resolution C.s. No. C-6244 - Resolution to take action on Warranty and Performance Obligations. (Lorino/Cooper)

END OF CONSENT CALENDAR

O'Brien- moved to adopt the consent calendar less items pulled, seconded by Canulette. Unanimous with no one absent.

Lorino - 4. Ord. Cal. No. 6339 - Ordinance to authorize the Parish of St. Tammany, through the Office of the Parish President, to acquire, by donation, Lots 18 and 19, Square G, Slidell Oak Ridge Subdivision. (Ward 9, District 12) (Lorino/Cooper)

Binder – this is being done for drainage purposes only?

Shannon Davis – yes, drainage is the only purpose.

Binder – moved to introduce, second by Canulette.

APPEALS

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

Lorino - 1. Casey Thonn, for Bayou Boys Towing, appealing the Zoning Commission DENIAL on January 7, 2020 to rezone 0.5 acre located at the southeastern corner of 2nd Avenue and Highway 433, being 39240 2nd Avenue, Slidell from A-2 (Suburban District) to HC-3 (Highway Commercial District). (Ward 8, District 13) (2019-1707-ZC) (Postponed 2/6/2020)

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.

Airey - he texted with Mr. Thonn and told him, if he would talk to an architect and have some plans drawn up, he would postpone this a second time. However, Mr. Thonn never went forward with getting the plans.

Airey – moved to concur, second by Binder. Unanimous with 2 absent (Dean, M. Smith).

Airey – moved to adopt a Resolution, second by Stefancik. Unanimous with 2 absent (Dean, M. Smith); becomes Resolution C.S. No. C-6250.

Lorino - 2. Richard Elliott, Julie Elliott, Charles and Allison Montgomery appealing the Planning Commission DENIAL on February 11, 2020 to create a Minor Subdivision of 4.76 acres located east and west of Bigner Road, south of Highway 22, by subdividing it into Lots 2A, E1, E2, E3, and E4. (Ward 4, District 4) (2019-1781-MSP)

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

NOTE: To override the Planning DENIAL, a 2/3 vote (9) is required and adoption of a resolution.

Canulette – moved to refer back to the Planning Commission, second by O'Brien. Unanimous with no one absent.

ORDINANCES FOR ADOPTION

Lorino - 1. Ord. Cal. No. 6307 - Ordinance to amend the Parish Code of Ordinances, Chapter 2 Article VII, Section 2-274, Purchasing Procedures, and provide for repeal, severability and date of enactment. (Stefancik) (Introduced 1/16/2020) (Postponed 2/6/2020)

Stefancik – he and the administration have been discussing this and agreed that it needs to be postponed.

Stefancik – moved to postpone for 3 months, second by Canulette. Unanimous with 2 absent (Dean, M. Smith).

Lorino - 2. Ord. Cal. No. 6321 - 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. (T. Smith) (Introduced 2/6/2020)

T. Smith – moved to adopt, second by Airey. Unanimous with 1 absent (Dean); becomes Ordinance C.S. No. 20-4241.

Lorino - 3. Ord. Cal. No. 6322 - Ordinance to revoke an unopened portion of Pine Avenue, located south of Magnolia Avenue and north of Highway 190 east, between Square 12 and Square 13, in the Beverly Hills Subdivision, Slidell. (Ward 8, District 13) (REV 19-12-004) (Airey) (Introduced 2/6/2020)

Airey – moved to adopt, second by T. Smith. Unanimous with 1 absent (Dean); becomes Ordinance C.S. No. 20-4242.

Lorino - 4. Ord. Cal. No. 6323 - Ordinance to declare a tax adjudicated property as surplus property and to authorize St. Tammany Parish to proceed with the process for the advertising and sale of such adjudicated property to the State of Louisiana, Department of Transportation and Development for LA 3241. (Ward 5, District 6) (Tanner) (Introduced 2/6/2020)

Tanner – moved to adopt, second by Toledano. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4243.

Lorino - 5. Ord. Cal. No. 6324 - Ordinance authorizing the Parish of St. Tammany, through the Office of the Parish President, to acquire certain parcel(s), rights(s) of way and/or servitude(s) for the Fritchie Marsh Restoration Project. (Ward 8, District 14) (T. Smith) (Introduced 2/6/2020)

T. Smith – moved to adopt, second by Canulette. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4244.

Lorino - 6. Ord. Cal. No. 6325 - Ordinance amending the Official Parish Zoning Map to reclassify a 2.15 acre located on the south side of Highway 190, west of Bremerman Road, being 25020 Highway 190, Lacombe from HC-1 (Highway Commercial District) to HC-1 (Highway Commercial District) and Entertainment Overlay. (Ward 4, District 7). (2019-1709-ZC) (ZC approved 1/7/2020) (Davis) (Introduced 2/6/2020)

Davis – moved to adopt, second by Cazaubon. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4245.

Lorino - 7. Ord. Cal. No. 6326 - Ordinance amending the Official Parish Zoning Map to reclassify 10.11 acres located west of Anthony Road, south of Buck Anthony Road, north of Highway 40, Folsom from A-1 (Suburban District), MHO (Manufactured Housing Overlay) and RO (Rural Overlay) to A-2 (Suburban District), MHO (Manufactured Housing Overlay) and RO (Rural Overlay). (Ward 2, District 3) (2019-1711-ZC) (ZC approved 1/7/2020) (Cazaubon) (Introduced 2/6/2020)

Cazaubon – moved to adopt, second by Dean. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4246.

Lorino - 8. Ord. Cal. No. 6327 - Ordinance amending the Official Parish Zoning Map to reclassify a 0.57 acre located north of Highway 190/Fremeaux Avenue, west of Broadmoor Drive, east of 11th Street, being 1290 Fremeaux Avenue, Slidell from NC-4 (Neighborhood Institutional District) to HC-1 (Highway Commercial District). (Ward 8, District 12) (2019-1714-ZC) (ZC approved 1/7/2020) (Binder) (Introduced 2/6/2020)

Binder – moved to adopt, second by O'Brien. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4247.

Lorino - 9. Ord. Cal. No. 6328 - Ordinance amending the Official Parish Zoning Map to reclassify 3.901 acres located west of Holiday Square Boulevard, east of Cellular Lane, north of Interstate-12, being 101 Holiday Square Boulevard, Covington from HC-3 (Highway Commercial District) to MD-1 (Medical Residential District). (Ward 3, District 5) (2019-1716-ZC) (ZC approved 1/7/2020) (Toledano) (Introduced 2/6/2020)

Toledano – moved to remove at the request of the applicant, second by Tanner. Unanimous with no one absent.

Lorino - 10. Ord. Cal. No. 6329 - Ordinance to establish the 2020 Grants Budget. (Fitzgerald) (Introduced 2/6/2020)

Fitzgerald – moved to adopt, second by Dean. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4248.

Lorino - 11. Ord. Cal. No. 6330 - Ordinance to amend Ordinance C.S. 18-3977 the 2019-2023 Capital Improvement Budget and Capital Assets; and to further identify changes to the Capital Improvements and/or Capital Assets List for 2019-2023. (Fitzgerald) (Introduced 2/6/2020)

Fitzgerald – moved to adopt, second by Dean. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4249.

Lorino - 12. Ord. Cal. No. 6331 - Ordinance to amend the St. Tammany Parish Code of Ordinances, Chapter 2, Administration, Article III, Parish Council, Section 2-79 Entitled: Council Personnel. (Lorino) (Introduced 2/6/2020)

Fitzgerald – moved to adopt, second by Canulette. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4250.

Lorino - 13. Ord. Cal. No. 6332 - Ordinance to amend the 2020 Operating Budget - Amendment No. 4. (Fitzgerald) (Introduced 2/6/2020)

Fitzgerald – moved to adopt, second by Cazaubon. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4251.

Lorino - 14. Ord. Cal. No. 6333 - Ordinance to amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 1. (Fitzgerald) (Introduced 2/6/2020)

Fitzgerald – moved to adopt, second by Toledano. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4252.

Lorino - 15. Ord. Cal. No. 6334 - Ordinance to amend the 2020 Capital Improvement Budget and Capital Assets - Amendment No. 2. (Fitzgerald) (Introduced 2/6/2020)

Fitzgerald – moved to adopt, second by M. Smith. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4253.

Lorino - 16. Ord. Cal. No. 6335 - Ordinance to officially dedicate and rename the Safe Haven Parkway (R04E433) to the Patricia P. Brister Safe Haven Parkway. (Lorino) (Introduced 2/6/2020)

Cazaubon – moved to adopt, second by Dean. Unanimous with no one absent; becomes Ordinance C.S. No. 20-4254.

DISCUSSIONS AND OTHER MATTERS

Lorino -1. Motion to refer to the Zoning Commission for recommendation the rezoning of Lee Road School located at 79131 Highway 40, Covington from its current zoning of A-1A (Residential District) to ED-1 (Primary Education District). (Fitzgerald)

Fitzgerald – this request is to correct improper zoning at Lee Road School.

Carlo Hernandez – this is one of 55 schools under the million dollar school board budget. The A-1-A zoning was given during comprehensive rezoning 10 years ago. The Council is waiving \$2,425 in fees. He wants to volunteer to review the other 54 schools for proper zoning, if, the school board pays the necessary fees to correct the problems.


Cazaubon – this school is surrounded by residential zoning and was missed in comprehensive rezoning, but many properties have been rezoned without fees trying to correct the issues.


Jeff Schoen – the school board is contemplating the expansion of the school, and they can use the waived fees directly on education. It is the best use of their budget.

Canulette – the school board has been nothing but a wonderful neighbor and the money can better be spent on educating our children.

Fitzgerald – move to refer for recommendation, second by Canulette. Unanimous with no one absent.

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


MICHAEL R. LORINO, JR., COUNCIL CHAIRMAN


THERESA L. FORD, COUNCIL CLERK