

MINUTES OF THE ST. TAMMANY PARISH SPECIAL COUNCIL MEETING

MONDAY, NOVEMBER 9, 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. Fitzgerald

**Roll Call: Marty Dean ABSENT
David Fitzgerald
Martha Jenkins Cazaubon
James "Jimmie" Davis, III
Cheryl 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-minute; 3-minute rebuttal; 2-minute conclusion.

APPEALS

-Lorino - 1. Stephen Mott appealing the Zoning Commission APPROVAL on March 3, 2020 to rezone 98 acres located on the east side of LA Highway 1081, south of Smith Road, north of Thibodeaux Road, Covington from A-1 (Suburban District) to A-2 (Suburban District). (Ward 3, District 2) (Petitioner: Kenneth Lopiccolo, Sr.) (2019-1753-ZC) (Postponed 5/27/2020) (Postponed 7/9/2020) (Postponed 8/26/2020) (Postponed 9/23/20)

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.

-Fitzgerald – moved to postpone, seconded by Canulette. Unanimous with 1 absent (Dean).

Lorino - 2. Stephen Mott appealing the Zoning Commission APPROVAL on March 3, 2020 to rezone 141 acres located on the east side of LA Highway 1081, south of Smith Road, north of Thibodeaux Road, Covington from A-2 (Suburban District) to PUD (Planned Unit Development Overlay). (Ward 3, District 2) (Petitioner: Kenneth Lopiccolo, Sr.) (2019-1754-ZC) (Postponed 5/27/2020) (Postponed 7/9/2020) (Postponed 8/26/2020) (Postponed 9/23/20)

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.

-Fitzgerald – moved to postpone, seconded by Canulette. Unanimous with 1 absent (Dean).

-Lorino - 6. Rochelle A. Swanson appealing the Zoning Commission APPROVAL on September 1, 2020 to rezone 10.445 acres located on the east side of Highway 190 Service Road, south of Robin Hood Drive, and north of Slemmer Road, Covington from A-3 (Suburban District), NC-1 (Professional Office District), & HC-1 (Highway Commercial District) to HC-3 (Highway Commercial District-2.87 acres), HC-1 (Highway Commercial District-3.78 acres), & NC-1 (Professional Office District-3.78 acres). (Ward 3, District 5) (2020-1953-ZC) (Petitioner: Richard Burstyn)

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.

-Lorino – the appellant has requested that this be withdrawn via letter.

-Paul Mayronne and Rochelle Swanson spoke regarding the withdrawal of this appeal.

-Toledano – moved to remove, seconded by Fitzgerald. Unanimous with 1 absent (Dean).

-Lorino - 8. Willard O. Lape, III appealing the Zoning Commission DENIAL on September 1, 2020 to rezone 104.66 Acres located on the north side of Louisiana Highway 36, east of Louisiana Highway 434, and west of Archie Singletary Road, Town of St. Tammany East Addition, Abita Springs from A-2 (Suburban District), A-3 (Suburban District) & HC-4 (Highway Commercial District) to SWM-2 (Solid Waste Management District). (Ward 6, District 6) (2020-1915-ZC) (Petitioner: B. Clark Heebe)

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.

-Lorino – The appellant has requested this appeal be withdrawn via letter.

-Tanner made comments regarding this appeal and the circumstances related to it.

-Max Yuratich – Expressed gratefulness and thanked Councilwoman Tanner.

-Tanner – moved to remove, seconded by Stefancik. Unanimous with 1 absent (Dean).

- Lorino- #3 & #4 will be heard together.

-Lorino - 3. Jocelyn Lowe, Martha S. Maxwell, Eric Gay, EC Southerland, John R. Tarbell, Juliana Cloud, et al. appealing the Zoning Commission APPROVAL on September 1, 2020 to rezone 83.51 acres located on the south side of Dove Park Road, west of Tammany Trace and LA Highway 59, Mandeville from A-1 (Suburban District, A-1A (Suburban District), & I-1 (Industrial District) to A-3 (Suburban District). (Ward 4, District 5) (2020-1928-ZC) (Petitioner: Jones Fussell, LLP-Jeff Schoen)

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.

-Jocelyn Lowe, one of the appellants, made comments voicing concerns with a zoning change in this area.

-Matthew Allen spoke against a zoning change in this area.

-Leslie Jeanfreau called in and made comments against changing the zoning concerning flooding and the schools being overcrowded.

-Jeff Schoen who represents the developer made a presentation on this appeal.

-Council discussion ensued.

-Toledano – moved to concur, seconded by Canulette. Unanimous with 2 absent (Dean, Stefancik).

-Toledano – moved to introduce an ordinance, seconded by Canulette; becomes Ordinance Cal. No. 6546.

-Lorino - 4. Jocelyn Lowe, Martha S. Maxwell, Eric Gay, EC Southerland, John R. Tarbell, Juliana Cloud, et al. appealing the Zoning Commission APPROVAL on September 1, 2020 to rezone 83.51 acres located on the south side of Dove Park Road, west of Tammany Trace and LA Highway 59, Mandeville from A-3 (Suburban District) to A-3 (Suburban District) & PUD (Planned Unit Development Overlay). (Ward 4, District 5) (2020-1929-ZC) (Petitioner: Jones Fussell, LLP-Jeff Schoen)

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.

-Toledano – moved to concur, seconded by Fitzgerald. Unanimous with 2 absent (Dean, Stefancik).

-Canulette – moved to introduce an ordinance, seconded by Toledano; becomes Ordinance Cal. No. 6547.

-Lorino - 5. Russell A. Taylor appealing the Zoning Commission DENIAL on September 1, 2020 to rezone 3 acres located on the south side of Louisiana Tung Road, Covington from A-1 (Suburban District), RO (Rural Overlay) & MHO (Manufactured Housing Overlay) to A-1A (Suburban District), RO (Rural Overlay), & MHO (Manufactured Housing Overlay). (Ward 2, District 6) (2020-1955-ZC) (Petitioner: Roxanne Lepre)

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.

-Russell Taylor – is looking to purchase land and build a single family home.

-Roxanne Lepre – is selling the property. Sent an email on May 18 to Councilman Tanner and he did not have a problem with this, so they proceeded with the sale/intent to sell based on Mr. Tanner’s agreement.

-Tanner – cannot go along with this based on what the staff said.

-Davis – asked a question.

-Tanner – moved to concur, seconded by Airey. Unanimous with 1 absent (Dean).

-Tanner – moved to adopt a resolution, seconded by Davis. Unanimous with 1 absent (Dean); becomes Resolution C.S. No. C-6367.

-Lorino - 7. James Hance on behalf of Eustis Engineering appealing the Zoning Commission DENIAL on September 1, 2020 to rezone 1.85 acres located on the east side of Ramos Street, south of Crawford Road, Covington from A-3 (Suburban District) & NC-1 (Professional Office District to A-8 (Multiple Family Residential District). (Ward 3, District 2) (2020-1917-ZC) (Petitioner: Eustis Engineering, LLC-James Hance)

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.

-James Hance – requested A-8 zoning and was too ambitious. Wants to amend his request to a lower density as the staff report suggested.

-Fitzgerald – the residents only want single family developments.

-Fitzgerald – moved to concur, seconded by Cazaubon. Unanimous with 1 absent (Dean).

-Fitzgerald – moved to introduce a resolution, seconded by Cazaubon. Unanimous with 1 absent (Dean); becomes Resolution C.S. No. C-6368.

EXECUTIVE SESSION

-T. Smith – moved to enter into Executive Session, seconded by Stefancik. Unanimous with 1 absent (Dean).

1. Lawsuit entitled: All State Financial Company versus The Parish of St. Tammany and Ross P. Liner in his Official Capacity as Director of Planning and Development for the Parish, 22nd Judicial District Court, No. 2020-14668, Division C, and a resolution to retain Special Counsel to respond to the matter.

-Binder – moved to come out of Executive Session, seconded by Stefancik. Unanimous with 1 absent (Dean).

-Lorino read aloud the 2 resolutions to hire external legal representation for the lawsuit.

-Stefancik – moved to adopt the resolution naming Ross Lagarde, seconded by Binder. Motion passes with 12 yeas, 1 nay (T. Smith), and 1 absent (Dean); becomes Resolution C.S. No. C-6369

-Canulette – moved to adopt the resolution naming James Bradford, seconded by Davis. Unanimous with 1 absent (Dean); becomes Resolution C.S. No. C-6370.

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



MICHAEL K. LORINO, JR., COUNCIL CHAIRMAN



KATRINA L. BUCKLEY, COUNCIL CLERK