

MINUTES OF THE ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, SEPTEMBER 6, 2018 AT 6:00 P.M.

ST. TAMMANY GOVERNMENT COMPLEX

21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable S. Michele Blanchard, Chairman

Pledge of Allegiance by Austin Thombs - Northshore High School

Invocation by Fr. Pat Wattingy - Pastor St. Luke the Evangelist Church

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

**SPECIAL ITEMS
PUBLIC HEARING - BOARD OF REVIEW**

Blanchard - In accordance with the provisions of LA. R.S. 47:1992, the St. Tammany Parish Council hereby convenes in public session as a Board of Review to entertain complaints and/or appeals from any taxpayer(s) aggrieved by ad valorem assessments levied against his/her/their property.

The Assessor of St. Tammany Parish has duly advertised notice of this public hearing in accordance with law. The deadline for receipt of appeals by taxpayers to the Board of Review will be 4:30 p.m. September 7, 2018. If no appeals are lodged by this date, or appeals are lodged but resolved through the Parish Assessor's Office, the time will automatically expire and terminate without the need for the Parish Council to reconvene to so declare.

PRESENTATIONS

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

Brister - this month the Employees of the month are all Emergency preparedness personnel and our public Works, Tammany Utilities and Facilities Management Personnel who are on-call and routinely sacrifice their time off with loved ones to ensure that Parish residents are safe, and so the Parish is prepared for whatever emergency situations may come our way.

Blanchard - 2. Economic development presentation by St. Tammany Parish Development District Executive Director, Chris Masingill. (Brister)

Masingill - He is looking forward to working with Ms. Brister and the Council and making the Parish a leader in Economic Development.

Blanchard - 3. Presentation by Judith Deteiller regarding Legislative Auditors Act 774. (Blanchard)

Brad Cryer - presented report and findings.

Blanchard - 4. Presentation to recognize the Republican Teens of Slidell. (Stefancik)

Stefancik and Brister - these teens work hard to educate the public. They just recently received a National award for being the best Young Republican group in the U.S. for the fourth year in a row.

APPOINTMENTS

Blanchard - 1. Resolution to reappoint Al Hamauei, Bruce Javery, Mike Gambrell to the St. Tammany Parish Development District. (Blanchard)

Lorino - moved to reappoint, second by Bellisario, Unanimous with 1 absent (Groby); becomes Resolution C.S. No. C-5071.

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

Ord Cal No. 6032	Ord Cal No. 6034	Ord Cal No. 6038	Ord Cal No. 6039	Reso C-5055
Reso C-5056	Reso C-5059	Reso C-5068	Reso C-5070	

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

MINUTES

Regular Council Meeting August 2, 2018

Council Committee Meeting August 29, 2018

ORDINANCES FOR INTRODUCTION

(Public Hearing: October 4, 2018)

1. Ord. Cal. No. 6020 - 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 building structures on property within a portion of the Bayou De Zaire Basin and a Portion of the Flowers Bayou Basin south of I-12 being the storm sewer system that flows into the Flowers Bayou Basin, all as more particularly described herein. (Ward 1, District 1) (Dean)

2. Ord. Cal. No. 6021 - Ordinance to correct the Road and Drainage inventory to include South Street and Buck Run Lateral. (Wards 3 and 9) (Districts 5 and 9) (Blanchard/Brister)

3. Ord. Cal. No. 6022 - Ordinance to revoke a portion of Pam Drive right-of-way, located in Holiday Acres Subdivision, east of Slidell, Louisiana. (Ward 8, District 13). (REV 18-07-004) (PC approved 8/14/18) (Blanchard/Brister)

4. Ord. Cal. No. 6023 -Ordinance establishing the placement of 2 stop signs and the raising and replacement of the existing stop sign at the intersection of Boxwood Street (3-J-40) and Nursery Street (3-J-37). (Ward 3, District 2) (Fitzgerald)

5. Ord. Cal. No. 6024 - Ordinance to impose six (6) month moratorium on the issuance of any permits or receipt of submissions to the Parish Zoning And/or Planning Commission for the granting of permission to access Stonebridge Drive and/or Autumnwood Drive located in St. Tammany Parish Council District 8.(Canulette)

6. Ord. Cal. No. 6025 - Ordinance accepting finalized subdivisions into the Road and Drainage Inventories, specifically Grand Oaks Subdivision, Phase 1A. (Ward 1, District 1) (Blanchard/Brister)

7. Ord. Cal. No. 6026 - Ordinance amending the official Parish Zoning Map to reclassify 3.44 acres located west of Allen Road, north of Miller Road, being 57209 Allen Road, Slidell from A-3 (Suburban District) to PF-1 (Public Facilities District) (Ward 8, District 14) (2018-917-ZC) (Blanchard/Brister)

8. Ord. Cal. No. 6027 - Ordinance amending the official Parish Zoning Map to reclassify 6250 square feet located west of Nellie Drive, north of U S Highway 190, being Lot 16, Square 4, Pine Shadow Subdivision from HC-2 (Highway Commercial District) to A-4A (Single-Family Residential District). (Ward 8, District 12) (2018-1064-ZC) (ZC approved 8/7/18) Blanchard/Brister)

9. Ord. Cal. No. 6028 - Ordinance amending the official Parish Zoning Map to reclassify 2.33 acres located on the northwest corner of Surrey Lane and Red Mill Drive, being Lot 40 Belle Acres Subdivisions and 56165 Red Mill Drive, Slidell from A-2 (Suburban District) to A-2 (Suburban District) and RO (Rural Overlay). (Ward 8, District 13) (2018-1090-ZC) (ZC approved 8/7/18) (Blanchard/Brister)

10. Ord. Cal. No. 6029 - Ordinance amending the official Parish Zoning Map to reclassify 8 acres located north of Stonehill Road, west of Highway 25 from A-1 (Suburban District) to A-1A (Suburban District) and RO (Rural Overlay). (Ward 2, District 3) (2018-1093-ZC) (ZC approved 8/7/18) (Blanchard/Brister)

11. Ord. Cal. No. 6030 - Ordinance amending the official Parish Zoning Map to reclassify 0.918 acre located east of Jacob Road, south of Brownsitch Road from A-5 (Two Family Residential District) to A-4 (Single Family Residential District) and MHO (Manufactured Housing Overlay). (Ward 8, District 9) (2018-1094-ZC) (ZC approved 8/7/18)(Blanchard/Brister)

12. Ord. Cal. No. 6031 - Ordinance amending the official Parish Zoning Map to reclassify 1.27 acres located west of Eugene Wallace Road, south of Cleland Road from A-1A (Suburban District) to A-3 (Suburban District-32,471.26 sq. ft.) and A-5 (Two Family Residential District - 22,979.50 sq. ft.). (Ward 10, District 6) (2018-1096-ZC) (ZC approved 8/7/18)(Blanchard/Brister)

14. Ord. Cal. No. 6033 - Ordinance to declare multiple tax adjudicated properties as surplus property and to authorize St. Tammany Parish to proceed with the process for the advertising and sale of such adjudicated properties.(Blanchard/Brister)

16. Ord. Cal. No. 6035 - Ordinance amending the St. Tammany Parish Code of Ordinances Section 105-450 - Minimum Finished Flood Elevations to require submittal of form board elevation certificates prior to scheduling of the foundation inspection. (Blanchard/Brister)

17. Ord. Cal. No. 6036 - Ordinance to authorize St. Tammany Parish Government, through the Office of the Parish President, to accept an act of dedication and donation for East-West Road in Colonial Pinnacle Nord du Lac Subdivision for use as a public street, and providing for other matters in connection therewith. (Ward 1, District 1) (Blanchard/Brister)

18. Ord. Cal. No. 6037 - Ordinance to amend the Code of Ordinances, St. Tammany Parish, Chapter 40, Section 40-71 - Sewerage System Inspection Permit Fee to provide for the following revisions. (Blanchard/Brister)

RESOLUTIONS

1. Resolution C.S. No. C-5054 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01, and 3-09, Article VII, Section 14(C) of the Louisiana Constitution, and LA. R.S. 33:7631, et. seq., for St. Tammany Parish Government, through the Office of the Parish President, to enter into a cooperative endeavor agreement and/or intergovernmental agreement with Lakeshore Villages Master Community Development District and other parties for infrastructure inspection, testing and reporting in conjunction with development of Lakeshore Villages Subdivision. (Ward 9)(District 13) (Blanchard)

4. Resolution C.S. No. C-5057 - Resolution to amend the Major Roadway System List developed as part of the transportation impact fee study to add certain roads as part of the Major Roadway System. (Blanchard/Brister)

5. Resolution C.S. No. C-5058 - Resolution to Establish Warranty and Performance Obligations. (Blanchard/Brister)

7. Resolution C.S. No. C-5060 - Resolution authorizing the filing of an application with the Louisiana Department of Transportation and Development for a grant under 49, CFR 5311, Formula Grant for Rural Areas and 49 Cfr 5339, Grants for Bus and Bus Facility Program. (Blanchard/Brister)

8. Resolution C.S. No. C-5061 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09 for St. Tammany Parish Government, through the Office of the Parish President, to enter into a cooperative endeavor agreement with Southeastern Louisiana University for water quality testing of parish retention ponds. (Blanchard/Brister)

9. Resolution C.S. No. C-5062 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01, and 3-09, for St. Tammany Parish Government, through the Office of the Parish President, to enter into a Cooperative Endeavor Agreement with Southeastern Louisiana University for pollution source tracking and water quality restoration in the Bayou Liberty Watershed. (Blanchard/Brister)

10. Resolution C.S. No. C-5063 - Resolution to grant a special permit for the placement of identifying and/or directional signage on Parish right-of-way for St. Tammany Parish Recreation District No. 4. (Ward 7, District 7) (Blanchard/Brister)

11. Resolution C.S. No. C-5064 - Resolution to certify that St. Tammany Parish shall comply with all requirements of the State of Louisiana Off-system Bridge Replacement Program. (Blanchard/Brister)

12. Resolution C.S. No. C-5065 - Resolution to establish load limits on bridges within the Off-system Bridge Replacement Program for St. Tammany Parish, as indicated on the attached Exhibit 'A'; further directing the Department of Public Works to record same within the records of the Clerk of Court. (Blanchard/Brister)

13. Resolution C.S. No. C-5066 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, for St. Tammany Parish Government, through the Office of the Parish President, to enter into a cooperative endeavor agreement with Sales Tax District No. Three of the Parish of St. Tammany and the City of Mandeville for the resolution of certain misallocation(s) of sales and use tax proceeds and/or related matters therein. (Blanchard/Brister)

14. Resolution C.S. No. C-5067 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, for St. Tammany Parish Government, through the Office of the Parish President, to enter into a cooperative endeavor agreement with Sales Tax District No. Three of the Parish of St. Tammany and the Town of Madisonville for the resolution of certain misallocations of sales and use tax proceeds and/or related matters therein. (Ward 1, District 4). (Blanchard/Brister)

16. Resolution C.S. No. C-5069 - Resolution naming Government Consultants, Inc. as Independent Financial Advisor to the Parish of St. Tammany, in public financing and related matters that require approval of the State Bond Commission to incur indebtedness or hold an election; and otherwise providing services with respect thereto. (Blanchard/Brister)

END OF CONSENT CALENDAR

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

Blanchard - 13. Ord. Cal. No. 6032 - Ordinance amending the official Parish Zoning Map to reclassify 3.988 acres located south of T. J. Smith Parkway, west of Highway 11 from I-4 (Heavy Industrial District) to SWM-I (Solid Waste Management District). (Ward 8, District 9) (2018-1099-ZC) (ZC approved 8/7/18) (Blanchard/Brister)

Bellisario - moved to postpone to the next meeting, second by Stefancik. Unanimous with 1 absent (Groby).

Blanchard - 15. Ord. Cal. No. 6034 - Ordinance amending the official Parish Zoning Map to reclassify 3.495 acres located north of T. J. Smith Parkway, west of U S Highway 11 from I-4 (Heavy Industrial District) to SWM-I (Solid Waste Management District). (Ward 8, District 9) (2018-1100-ZC) (ZC approved 8/7/18) (Blanchard/Brister)

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

Blanchard - 19. Ord. Cal. No. 6038 - Ordinance to amend the 2018 Operating Budget - Amendment No. 8. (Blanchard/Brister)

Tanner - moved to introduce, second by Lorino.

Blanchard - 20. Ord. Cal. No. 6039 - Ordinance amending the St. Tammany Parish Code of Ordinances, Article XVII relative to Parish Fees for Development Related Services. (Blanchard/Brister)

Lorino - moved to substitute a new Ordinance, second by Toledano. Unanimous with 1 absent (Groby).

Lorino - moved to introduce, second by Toledano.

Blanchard - 2. Resolution C.S. No. C-5055 - Resolution to amend Ordinance C.S. No. 17-3823 to make changes to the 2018 Capital Improvement Budget and Capital Assets. (Blanchard/Brister)

Tanner - moved to adopt, second by Thompson. Unanimous with 1 absent (Groby).

Blanchard - 3. Resolution C.S. No. C-5056 - Resolution approving the issuance of not exceeding five hundred thousand dollars (\$500,000) of Limited Tax Certificates, Series 2018 of Recreation District No. 12 of the Parish of St. Tammany, State of Louisiana. (Blanchard/Brister)

Lorino - moved to adopt, second by Bellisario. Unanimous with 1 absent (Groby).

Blanchard - 6. Resolution C.S. No. C-5059 - Resolution to the State of Louisiana Department of Transportation and Development to authorize the Parish President to sign any contracts or documents as related to the Bootlegger Road Sidewalk Project, and acknowledge full responsibility for the required local match for project construction and for any legal liability incurred as a result of the project. (Blanchard/Brister)

Thompson - moved to amend, second by Dean. Unanimous with 1 absent (Groby).

Dean - moved to adopt as amended, second by Thompson. Unanimous with 1 absent (Groby).

Blanchard - 15. Resolution C.S. No. C-5068 - Resolution to concur/not concur with the City of Mandeville annexation and rezoning of 12.98 acres located in Section 54, Township 7 South, Range 11 east from Parish NC-5 (Retail and Service) and A-8 (Multi-family Residential District) to City of Mandeville B-2 (Highway Commercial) and/or Office Residential District. (Ward 4, District 10) (Blanchard/Brister)

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

Blanchard - 17. Resolution C.S. No. C-5070 - Resolution naming Foley & Judell, L.L.P. as Bond Counsel for the Parish of St. Tammany, in public financing and related matters that require approval of the State Bond Commission to incur indebtedness or hold an election; and otherwise providing services with respect thereto. (Blanchard/Brister)

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

Lorino - moved to adopt as amended, second by Bellisario. Unanimous with 1 absent (Groby).

APPEALS

Blanchard - 1. Rochelle Swanson appealing the Zoning Commission APPROVAL on May 1, 2018 to rezone 10.44 acres located east of East Highway 190 Service Road, south of Melody Lane, north of Slemmer Road from A-3 (Suburban District), HC-1 (Highway Commercial District) and NC-1 (Professional Office District) to HC-2A (Highway Commercial District). (District 5) (2017-885-ZC) (Applicants and Owners: Catherine Alba on behalf of Fourth Chukker, LLC and The Estate of Zeno Alvin Patecek) (Postponed 6/7/18, 7/12/18 and 8/2/18)

NOTE: To concur with Zoning APPROVAL, a majority vote of the entire Council (8) is required and introduction of an ordinance.

NOTE: To override Zoning APPROVAL, a majority vote of the entire Council (8) is required and adoption of a resolution.

Toledano - moved to postpone, second by Thompson. Unanimous with 2 absent (Groby, Stefancik).

Blanchard - 2. Juanita Clark and Carl Linn Sanders, Jr. ® © TM appealing the Planning Commission APPROVAL for entering the Parish Right-of-way (Admiral Nelson Drive and Hillary Drive). (Ward 8, District 14) (Applicant: Linda Meiners on behalf of AT&T) (Postponed from 8/2/18 to 10/4/18)

NOTE: To reconsider the Motion to Postpone until 10/04/18 and hear the appeal, a simple majority vote is required is required on a motion to reconsider the postponement.

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

NOTE: To override Planning APPROVAL, a majority vote of the entire Council (8) is required and adoption of a resolution.

Smith - moved to reconsider, second by Tanner. Unanimous with 2 absent (Groby, Canulette).

Smith - moved to override the Planning Approval, second by Bellisario. Motion passed with 12 yeas, 1 nay (Blanchard) and 1 absent (Groby)

Smith - moved to adopt a resolution, second by Bellisario. Unanimous with 1 absent (Groby).

ORDINANCES FOR ADOPTION

Blanchard - 1. Ord. Cal. No. 6011 - Ordinance to declare multiple tax adjudicated properties as surplus property and to authorize St. Tammany Parish to proceed with the process for the advertising and sale of such adjudicated properties. (Introduced 8/2/2018)

Lorino - moved to adopt, second by Toledano. Unanimous with 1 absent (Groby); becomes Ordinance Calendar No. 18-3935.

Blanchard - 2. Ord. Cal. No. 6012 - Ordinance to authorize St. Tammany Parish Government, through the Office of the Parish President, to acquire certain parcel(s), right(s) of way and/or servitude(s) for the Bootlegger Road Bridge at Soap and Tallow Creek Project. (Ward 1, District 1) (Introduced 8/2/2018)

Dean - moved to adopt, second by Thompson. Unanimous with 1 absent (Groby); becomes Ordinance Calendar No. 18-3936.

Blanchard - 3. Ord. Cal. No. 6013 - Ordinance to correct the Road & Drainage Inventory to include Mae Price Road. (Ward 2, District 3) (Introduced 8/2/2018)

Thompson - moved to adopt, second by Dean. Unanimous with 1 absent (Groby); becomes Ordinance Calendar No. 18-3937.

Blanchard - 4. Ord. Cal. No. 6014 - Ordinance amending the Official Parish Zoning Map to reclassify 5500 square feet located east of Maple Street, being Lots 10 and 11, Square 4, Beverly Hills Subdivision from A-4 (Single Family Residential District) to A-4 (Single Family Residential District) and MHO (Manufactured Housing Overlay). (Ward 8, District 14) (2018-1046-ZC) (Introduced 8/2/2018)

Smith - moved to adopt, second by Bellisario. Unanimous with 1 absent (Groby); becomes Ordinance Calendar No. 18-3938.

Blanchard - 5. Ord. Cal. No. 6015 - Ordinance amending the Official Parish Zoning Map to reclassify 4.501 acres located west of Gulch Street and north of North Street, being 70225 Gulch Street, Abita Springs from A-2 (Suburban District) to A-2 (Suburban District) and RO (Rural Overlay). (Ward 3, District 5) (2018-1059-ZC) (Introduced 8/2/2018)

Toledano - moved to adopt, second by Lorino. Unanimous with 1 absent (Groby); becomes Ordinance Calendar No. 18-3939.

Blanchard - 6. Ord. Cal. No. 6016 - Ordinance amending the Official Parish Zoning Map to reclassify 1.306 acres located south of Clifford Singletary Road, east of Kennedy from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 6, District 11) (2018-1060-ZC) (Introduced 8/2/2018)

Stefancik - moved to adopt, second by Bellisario. Unanimous with 1 absent (Groby); becomes Ordinance Calendar No. 18-3940.

Blanchard - 7. Ord. Cal. No. 6017 - Ordinance to repeal Ordinance Council Series Number 05-1167 that provided for amendments to the St. Tammany Parish Code of Ordinances pertaining to Real Estate and/or immovable property transfers. (Introduced 8/2/2018)

Lorino - moved to adopt, second by Toledano. Unanimous with 1 absent (Groby); becomes Ordinance Calendar No. 18-3941.

Blanchard - 8. Ord. Cal. No. 6018 - Ordinance to amend the 2018 Operating Budget -Amendment No. 7. (Introduced 8/2/2018)

Tanner - moved to adopt, second by Thompson. Unanimous with 1 absent (Groby); becomes Ordinance Calendar No. 18-3942.

Blanchard - 9. Ord. Cal. No. 6019 - Ordinance to extend for six (6) months the moratorium on the receipt of submissions by the Parish Zoning and Planning Commissions for the rezoning or re-subdivision of property and/or on the issuance of permits for construction or placement of any building structures on property south of Interstate 12, north of Highway 190, west of Highway 11, and east of the Precinct S19 boundary line within unincorporated boundaries of Ward 9 in District 14. (Smith) (Introduced 8/2/2018)

Smith - moved to adopt, second by Bellisario. Unanimous with 1 absent (Groby); becomes Ordinance Calendar No. 18-3943.

DISCUSSION AND OTHER MATTERS

Blanchard - 1. Motion to refer to Zoning Commission for Recommendation the proposed rezoning of twenty (20) acres located in Section 17, Township 7 South, Range 12 East from PF-1 (Public Facilities District) to A-2 (Suburban District). (Ward 4, District 7) (Groby)

Carlo Hernandez - In referring this, the Council is waiving \$1325 in Parish fees. This problem should have been corrected during comprehensive rezoning.

Lorino - moved to refer, second by Bellisario. Motion passed with 12 yeas, 1 nay (Dean), and 1 absent (Groby).

Blanchard - 2. Motion to refer to the Zoning Commission for Recommendation an Ordinance amending the text of Chapter 130 St. Tammany Parish Unified Development Code, to increase the maximum building size under HC-3 Highway Commercial District in Section 130-971 (a) from 200,000 square feet to X square feet. (Toledano)

Bellisario - what does x feet mean?

Toledano - the amount needed has not been determined yet. Wal-Mart wants to create a drive-thru for customers to pick up groceries, but they need more building space. The number will not be significant.

Toledano - moved to refer, second by Thompson. Unanimous with 1 absent (Groby).

Smith - moved to open the Off-the-Floor Agenda, second by Binder. Unanimous with 1 absent (Groby).

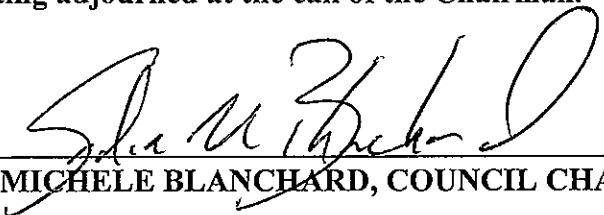
ITEMS OFF-THE-FLOOR

Blanchard - 1. Resolution to vacate, in part, the six (6) month moratorium established by Ordinance C.S. 15-3353 and any subsequent extensions thereof, for the limited purpose of allowing the issuance of permits for construction or placement of building structures within a portion of Voting Precinct 914. (Ward 8, District 14) (Smith)

Smith - the owner of the mobile home passed away, and the storage facility asked for the mobile home to be moved or it would impose additional fees.

Smith - moved to adopt, second by Canulette. Unanimous with 1 absent (Groby); becomes Resolution No. C-5073.

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


S. MICHELE BLANCHARD, COUNCIL CHAIRMAN


THERESA L. FORD, COUNCIL CLERK