

MINUTES OF ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, SEPTEMBER 5, 2013 AT 6:00 P.M.

ST. TAMMANY GOVERNMENT COMPLEX

21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable Jerry Binder, Chairman

Invocation by Mr. Bellisario

Pledge of Allegiance by Mr. Gould

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

SPECIAL ITEMS

Binder - 1. PUBLIC HEARING: Resolution C.S. No. C-3795 - Resolution establishing Millage Rates and Parcel Fees for the Year 2014. (Gould/Brister)

Bellisario - in regards to the Coroner's millage, a Council Work Group has been working with the Parish Finance Department to discover if the millage could be adjusted. It was determined the millage could be rolled back without any reductions in the current budget for the Coroner's Office. The roll back will amount to a savings of over \$700,000 per year.

Falconer - the intent of the roll back is to maintain the Coroner's Office prospective income stated in the original bond indenture in 2009. The reduction can be fully funded out of the surplus which allows the Council two years to decide what needs to be done with the bond.

Binder -so all total this will put \$1.4 million back in the pockets of the public. However, the millage was not rolled back so far that it would effect the Parish's bond rating.

Bellisario - moved roll back the St. Tammany Parish Coroner's millage to 2.96 mills, second by Gould. Unanimous with 1 absent (Dean).

Stefancik - Lighting District No. 4 has a significant fund balance right now, which is set aside to light the four mile road being built from Highway 11 to Airport Road/Northshore Blvd., along with the interstate overpass. He does not want to reduce the millage at this time, but it will be reduced once all of the lights are in place and functional.

Gould - the millage for Lighting District No. 16 can be rolled back because enough of a surplus has been built to handle an emergency if one arises.

Gould- moved to roll back Lighting District No. 16's millage to 1.2 mills, second by Falconer. Unanimous with 1 absent (Dean).

Gould - moved to accept all amendments in globo, second by Falconer. Unanimous with 1 absent (Dean).

Gould - moved to adopt as amended, second by Tanner. Unanimous with 1 absent (Dean); becomes Resolution C.S. No. C-3795AA.

Binder - 2. PUBLIC HEARING: BOARD OF REVIEW

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 11:59 p.m. September 9, 2013. 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.

Louis Fitzmorris - Assessor. The Board of Review is coming up. The review period of the Assessor's rolls was August 15 through 29. His office received 1,024 requests for review of property assessments. They still have 200 of those left to review. This was not a reassessment year, so there was not a wide change of values. Right now is the time to request of an assessment value. His office is not able to make adjustments once the tax bills are received. The rolls have to be submitted to the Tax Commissioner before the end of the year. Changes to items such as forgetting to apply for a homestead exemption are easy to fix. Of the 36 taxing bodies, the millages have been approved and set for 29 of them. Once all of the millages are complete, they will post all 36 to their website. He thanks the Council and Administration, along with his staff for working so hard to complete this process. They will be present at the Board of Review Hearings to work with the Council and property owners.

Binder- the Board of Review is currently set for September 17th and 18th beginning each night at 6 p.m.

PRESENTATIONS

Binder - 1. Certificate of Recognition to Dale Mackie recognizing his service on the Planning and Zoning Commission. (Stefancik)

Stefancik and Pat Brister - presented plaque.

Stefancik - Dale Mackie used to live of Bayou Liberty and was appointed when each Council Member had a appointment to the Planning and Zoning Commissions. He stuck with the Commissions when they were reduced to nine members. He moved away from Bayou Liberty, but continued to work tirelessly to protect the Bayou.

Brister - thanks Mr. Mackie for doing a thankless job.

Dale Mackie - he is humbled by the recognition. He will still be in the Parish and hopes to visit from time to time.

Binder - 2. Certificate of Recognition to Chief Chuck Flynn on his retirement from St. Tammany Parish Fire Protection District No. 3. (Groby)

Groby and Brister - read and presented certificates to Chief Flynn.

Pat Sicard - assistant Chief of Fire Protection District No. 3. They want to thank the Chief for his many years of dedicated service to the Lacombe Community over the last 13 years. The Chief helped the Department transition from a volunteer to a full time Fire Department.

Chief Flynn - thanks everyone for the kind words. It has been his pleasure and honor to help and protect the citizens of Lacombe. He would like to thank his wife for her support.

Binder - 3. Certificate of Recognition to Andrew Bumpas recognizing his service on St. Tammany Parish Sub-Drainage District No. 2 of Gravity District No. 5. (Gould)

Gould - read plaque. Mr. Bumpas and his wife Gaynell have lived in Meadowbrook Subdivision since its inception, and he was instrumental in the creation of the Sub-Drainage Board in 2007. He has leaned on Mr. Bumpas through the years for a lot of help and insight. Without Mr. Bumpas' help and business sense, he does not think the District would have done as well.

Andy Bumpas - he could not have done it without Mr. Gould's help to get the plans for the District completed. He has enjoyed public service and encourages others to go out and help their friends and neighbors.

Binder - 4. Presentation to Chevron for its contribution to St. Tammany Parish's Office of Emergency Preparedness. (Brister)

Brister - presented to Lea Brown and Tim Fayard - the Parish thanks Chevron for bringing its company and employees here. With the money donated by Chevron, the Parish was able to purchase a large emergency generator.

Binder - 5. Presentation to recognize Chief Tom Buell, Earl Gorrondona and John O'Neil for their service on St. Tammany Parish Communication District No. 1. (Brister)

Brister - presented plaques. The Parish thanks all of the gentlemen for all of their support over the years, and for helping the Parish have the best response times in Louisiana.

Binder - 6. Proclamation to declare the month of September as National Library Card Sign-up Month. (Brister)

Brister - this is a good time to proclaim this with the ribbon cutting at the new Madisonville Library this morning. It is a beautiful library. Would like to remind parents that a library card is the best school supply and is also helpful in bridging the electronic gap. She encourages everyone to sign up for the new library smart card.

Donald Westmoreland, Director - it is a double honor today to open the new library and receive this proclamation.

Falconer - moved to open the Off-the-Floor Agenda and move up Items No. 1 and 2, second by Bellisario. Unanimous with no one absent.

Binder - 1. Proclamation to declare September 8th through September 14th National Suicide Prevention Week. (Falconer)

Brister and Falconer - presented Proclamation.

Brister - they wanted to recognize all of the time and effort spent on this very serious issue by groups such as NAMI, STOPS and VOA. Suicide is the 12th leading cause of death in all of Louisiana, and they encourage all citizens to observe this worthy issue.

Binder - 2. Resolution in opposition to the proposed Pearl River Dam/Lake Project in Jackson, Mississippi (Bellisario).

Bellisario - he has a substitute resolution he would like to submit. Read Resolution into record.

Falconer - he wants to know why this issue needs to be considered as an Off-the-Floor Item?

Bellisario - there is a developer in Mississippi who is trying to dam the Pearl River near Jackson in order to build a major commercial development around the lake which will be created. A public hearing was held in Jackson, but the presenters only allowed six members of the public to speak and then tried to stymie all of the comments. There is another public hearing scheduled for September 19th in Picayune, Mississippi.

Falconer - with the problems we are already having with the Corps of Engineers, it is hard to believe they would approve the damming of the river which would change the flow of the river. The Council

did not have enough time to review this issue and understand it. The Council may need to stand up against this issue, but he would like more time and information to decide that.

Bellisario - we need to be aware of the adverse affects this could have. The Parish is going to sign an agreement with the Naval Research Center to study the river, and we need to know how the damming will effect that study.

Campo - this is a very complicated study and a lot more work needs to be done.

Bellisario - this will effect Council Districts 6, 8, 9, 13, and 14.

Falconer - he is not disputing anything Mr. Bellisario has said, but he thinks this issue is too complicated to decide off-the-floor.

Brister - Ms. Campo has asked for the meeting to be moved to St. Tammany Parish. It is very, very complicated issue.

Canulette - he thinks Mr. Bellisario is right on point. There is a reservoir called Ross Barnett, which the Parish have to beg not to be opened because it could have flooded the Parish. Water is our biggest asset, and if it is bottled up north, it will cause issues for us.

Sandra Slifer - she knows someone with Gulf Restoration Network in Jackson, Mississippi who says they have been working on this issue for a while. He was very concerned about the damming of the Pearl River. There is a lot of evidence that the only reason the developer has to dam the river is to create a lake, and not much which supports it being only for flood control. Everything in this Resolution is based on science and express the concerns of how damming the River will effect us here in St. Tammany.

Gould - can we demand an additional meeting in Louisiana if they will not move the meeting from Picayune? The Vicksburg District of the Corps moves quickly, and they are much more open to economic development.

Campo - yes. They will ask for that meeting and attend the one in Picayune, if necessary. This is the public comment period, and the Parish will be making comments on the project.

Tanner - he does not think it is too complicated. He thinks no one will ever be in favor of damming the river.

Binder- is this a case of the Vicksburg Corp not talking to the New Orleans Corp?

Campo - she is not sure, but they are gathering as much information as possible. The Corp does have a 60 day public comment period which started on August 29th.

Binder- the Pearl River is very important to St. Tammany Parish. The Corps is not allowed to do anything until the public comment is over. Can we ask the Corp to come to the October Council meeting to explain what is happening?

Brister - they can talk to General Peabody who is over the region including Vicksburg and New Orleans.

Tanner - he agrees with having someone come, but thinks we need to have a smaller meeting with the Council Members who this more directly effects.

Bellisario - moved to substitute a new resolution, second by Canulette. Motion passed with 13 yeas and 1 nay (Falconer).

Stefancik - moved to adopt the new resolution, second by Thompson. Motion passed with 12 yeas, 1 nay (Falconer) and 1 abstention (Tanner); becomes Resolution C.S. C-3822.

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

Ord. Cal. No. 5068

Resolution C.S. No. C-3802

Resolution C.S. No. C-3814

Resolution C.S. No. C-3815

**CONSENT CALENDAR
(PAGES 2 THROUGH 5)**

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

August 1, 2013

Special Council Meeting

August 28, 2013

Council Committee Meeting

August 28, 2013

**ORDINANCES FOR INTRODUCTION
(Public Hearing: October 3, 2013)**

1. Ord. Cal. No. 5057 - Ordinance amending the Official Parish Zoning Map to reclassify 10,830 square feet located east of Beech Avenue, north of Birch Street, south of Sycamore Street, being lot 7A, Beverly Hills Subdivision, 57344 Beech Avenue, Slidell, from A-4 (Single-Family Residential District) to A-4 (Single-Family Residential District) and MHO (Manufactured Housing Overlay). (Ward 8, District 14). (ZC13-08-053) (ZC Approved 8/6/13) (Binder/Brister)

2. Ord. Cal. No. 5058 - Ordinance amending the Official Parish Zoning Map to reclassify 1.74 acres located east of Park Place Drive, north of Northpark Blvd., being Lot 41-A-1, Northpark, Phase II from NC-1 (Professional Office District) and HC-2 (Highway Commercial District) to HC-2 (Highway Commercial District). (Ward 3, District 5) (ZC13-08-055) (ZC Approved 8/6/13) (Binder/Brister)

3. Ord. Cal. No. 5059 - Ordinance amending the Official Parish Zoning Map to reclassify 13,334.3 square feet located on the northwest corner of Caroline Street and Marigny Avenue, Mandeville from NC-4 (Neighborhood Institutional District) to A-4 (Single Family Residential District). (Ward 4, District 10). (ZC13-08-056) (ZC Approved 8/6/13) (Binder/Brister)

4. Ord. Cal. No. 5060 - Ordinance amending the Official Parish Zoning Map to reclassify 26,083 square feet located at the northwest corner of Carroll Road and Liberty Drive, being 59125 Carroll Road, Slidell from NC-2 (Indoor Retail and Service District) to HC-1 (Highway Commercial District). (Ward 9, District 14) (ZC13-08-057) (ZC Approved 8/6/13) (Binder/Brister)

5. Ord. Cal. No. 5061 - Ordinance amending the Official Parish Zoning Map to reclassify 1.41 acres located west of Airport Road, south of Belair Blvd, north of Royal Drive, being 62069 Airport Road, Slidell from CB-1 (Community Based Facilities District) to A-2 (Suburban District). (Ward 9, District 11). (ZC13-08-058) (ZC Approved 8/6/13) (Binder/Brister)

6. Ord. Cal. No. 5062 - Ordinance amending the Official Parish Zoning Map to reclassify 9474 square feet located north of Orleans Street, east of LA Highway 59, Mandeville from HC-2 (Highway Commercial District) to A-5 (Two-Family Residential District). (Ward 4, District 10). (ZC13-08-062) (ZC Approved 8/6/13) (Binder/Brister)

7. Ord. Cal. No. 5063 - Ordinance amending the Official Parish Zoning Map to reclassify 151.43 acres located at the southeast intersection of LA Highway 21 and I-12 from HC-3 (Highway Commercial District) and PBC-1 (Planned Business Center) to HC-3 (Highway Commercial District), PBC-1 (Planned Business Center) and RBCO (Regional Business Center Overlay). (Ward 1, District 1). (ZC13-08-063) (ZC Approved 8/6/13) (Binder/Brister)

8. Ord. Cal. No. 5064 - Ordinance amending the Official Parish Zoning Map to reclassify 0.94 acre located east of Cypress Drive, across from Jackson Drive, south of US Highway 190, being 60504 Cypress Drive, Lacombe from A-4 (Single Family Residential District) and A-3 (Suburban District) to A-4 (Single Family Residential District), A-3 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 7, District 7). (ZC13-08-064) (ZC Approved 8/6/13) (Binder/Brister)

9. Ord. Cal. No. 5065 - Ordinance amending the Official Parish Zoning Map to reclassify 3.812 acres located east of LA Highway 21, south of Brady Island Lane from A-1 (Suburban District) to NC-1 (Professional Office District). (Ward 1, District 1). (ZC13-08-065) (ZC Approved 8/6/13) (Binder/Brister)

10. Ord. Cal. No. 5066 - Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located west of Josephine Street, south of LA Highway 36, being 72100 Josephine Street, Covington from A-2 (Suburban District) to I-1 (Industrial District). (Ward 3, District 2) (ZC13-08-066) (ZC Approved 8/6/13) (Binder/Brister)

11. Ord. Cal. No. 5067 - Ordinance to authorize the Parish President to acquire property approved by the Hazard Mitigation Grant Program. (Ward 3, District 4) (ZC Approved 8/6/13) (Binder/Brister)

13. Ord. Cal. No. 5069 - Ordinance to authorize the Parish President to acquire temporary construction servitudes for the Carriage Lane Estates Drainage Project. (Ward 4, District 5) (Binder/Brister)

14. Ord. Cal. No. 5070 - Ordinance to declare multiple tax adjudicated properties as surplus property and authorize the Parish to proceed with the process for the advertising and sale of such adjudicated properties to the highest bidder at public auction. (Binder/Brister)

15. Ord. Cal. No. 5071 - Ordinance to Amend the 2013 Operating Budget - Amendment No. 7. (Binder/Brister)

16. Ord. Cal. No. 5072 - Ordinance to revoke a portion of St. Benedict Street Right-of-way, located in St. Benedict Subdivision, Covington. (Ward 3, District 2) (REV13-08-002) (Binder/Brister)

17. Ord. Cal. No. 5073 - Ordinance accepting finalized subdivisions into the Road and Drainage Inventories, specifically Montgomery Terrace Subdivision, Phase 2. (Ward 1, District 1) (Binder/Brister)

18. Ord. Cal. No. 5074 - Ordinance to correct the Road and Drainage Inventory to include Archie Singletary Road Lateral; 2 Lynn Drive Laterals; Herman Singletary Road Lateral; Rheusaw Parker Road Lateral; Gretchen Lane Lateral; Sycamore Place Lateral; Kissena Park Court Lateral; and an extension to Carnation Street. (Wards 3, 4, 6 and 10) (Districts 3, 6, 7 and 11) (Binder/Brister)

19. Ord. Cal. No. 5075 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of permits for construction or placement of building structures on property within certain portions of Highland Park Subdivision. (District 12) (Binder)

20. Ord. Cal. No. 5076 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of permits for construction or placement of building structures on any properties within unincorporated St. Tammany Parish within five hundred (500) feet of the centerline on either side of Hwy 1088 from Sout Street to I-12. (Ward 4, Districts 5 and 7) (Gould/Groby)

21. Ord. Cal. No. 5077 - Ordinance to authorize the Parish President to accept the act of dedication and donation of Howze Beach Lane and to incorporate Howze Beach Lane into the Parish maintenance system. (Ward 9, District 13) (Artigue)

RESOLUTIONS

1. Resolution C.S. No. C-3796 - Resolution to approve the holding of an election in St. Tammany Parish Drainage District No. 4 on Saturday, November 16, 2013 to authorize the renewal of a maintenance and operation tax therein. (Binder/Brister)

2. Resolution C.S. No. C-3797 - Resolution to approve the holding of an election in St. Tammany Parish Recreation District No. 14 on Saturday, November 16, 2013, to authorize the incurring of debt and issuance of bonds therein. (Binder/Brister)

3. Resolution C.S. No. C-3798 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013-2017 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the Capital Improvements List - Other. (Binder/Brister)

4. Resolution C.S. No. C-3799 - Resolution to approve and authorize St. Tammany Parish Government through the Office of the Parish President to sign and/or execute a Water/Wastewater Utility Service Agreement between the Parish of St. Tammany and MMABE, LLC for the purpose of providing water and sewerage services to the area located on the Southeast intersection of Highway 1077 and Highway 1085. (Ward 1, District 3) (Binder/Brister)

5. Resolution C.S. No. C-3800 - Resolution to approve and authorize the Parish President to sign and/or execute a Cooperative Endeavor Agreement between the Parish and the United States Naval Research Laboratory for the purpose of developing a water level forecast model for the lower Pearl River Basin. (Ward 8, Districts 6, 9, 13 and 14) (Binder/Brister)

6. Resolution C.S. No. C-3801 - Resolution to approve and authorize the Parish President to sign and/or execute an Administration Agreement between the Parish and STARC of Louisiana, Inc. regarding the parties' obligations as to the expenditure of the Parish's Mental Disabilities Tax. (Binder/Brister)

8. Resolution C.S. No. C-3803 - Resolution to approve and authorize the Parish President to sign and/or execute an Administration Agreement between the Parish and the Library regarding the parties' obligations as to the expenditure of the Parish Library Tax. (Binder/Brister)

9. Resolution C.S. No. C-3804 - Resolution to approve and authorize the Parish President to sign and/or execute a Utility Service Agreement between the Parish and Diversified Foods and Seasonings, Inc. (and/or their affiliates) for the purpose of providing improved sewerage treatment services to the Diversified Foods sewer treatment plant. (Ward 1, District 3) (Binder/Brister)

10. Resolution C.S. No. C-3805 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013 - 2017 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - Parishwide (Fund 300). (Binder/Brister)

11. Resolution C.S. No. C-3806 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013 - 2017 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - Capital Assets. (Binder/Brister)

12. Resolution C.S. No. C-3807 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013 - 2017 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards. (Binder/Brister)

13. Resolution C.S. No. C-3808 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013 - 2017 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - Capital - Other (Fund 440-11). (Binder/Brister)

14. Resolution C.S. No. C-3809 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013 - 2017 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - District 7 (Fund 307). (Binder/Brister)

15. Resolution C.S. No. C-3810 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013 - 2017 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - Capital Assets - Facility. (Binder/Brister)

16. Resolution C.S. No. C-3811 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013 - 2017 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - District 2 (Fund 302). (Binder/Brister)

17. Resolution C.S. No. C-3812 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013 - 2017 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - District 13 (Fund 313). (Binder/Brister)

18. Resolution C.S. No. C-3813 - Resolution naming Laporte, APAC as the Audit Firm for the Fiscal Year 2013. (Binder/Brister)

21. Resolution C.S. No. C-3816 - Resolution to certify that St. Tammany Parish shall comply with all requirements of the State of Louisiana Off-System Bridge Replacement Program. (Binder/Brister)

22. Resolution C.S. No. C-3817 - 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 Engineering to record same within the records of the Clerk of Court. (Binder/Brister)

END OF CONSENT CALENDAR

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

Binder - 12. Ord. Cal. No. 5068 - Ordinance to amend Ordinance Council Series Nos. 00-0174, 05-1049 and 05-1199 for the purpose of amending various sections of the Personnel Policies pertaining to benefits, annual leave and sick leave. (Binder/Brister)

Sharp - moved to postpone, second by Bellisario. Unanimous with no one absent.

Binder - 7. Resolution C.S. No. C-3802 - Resolution to approve and authorize the Parish President to sign and/or execute an Administration Agreement between the Parish and St. Tammany Council on Aging, Inc. regarding the parties' obligations as to the expenditure of the Council on Aging Tax. (Binder/Brister)

Groby - moved to postpone, second by O'Brien. Unanimous with no one absent.

Binder - 19. Resolution C.S. No. C-3814 - Resolution to concur/ not concur with Slidell annexation and rezoning of 13.783 acres located along Frontage Road at Northshore Blvd., East of Bayou Liberty from Parish HC-4 (Highway Commercial), A-1 (Single Residential District) to Slidell C-4 (Highway Commercial District). (Ward 9, District 11) (Binder/Brister)

Stefancik - the city has asked for 13.78 acres from the interstate to the middle of the bayou which they plan to change to commercial from residential. He has been working with Sidney Fontenot, Mike Sevante and the developer of the property to create an agreement to allow for the preservation of the land around the bayou. They have asked the developer to donate four to five acres around the bayou to the Parish to be left undeveloped for the times when the area floods. He has a substitute resolution which includes changes to the property and only addresses 1.771 acres. The remainder of the property will be addressed at another meeting.

Stefancik - moved to substitute a new resolution, second by Bellisario. Unanimous with no one absent.

Stefancik - moved to concur with the new resolution, second by Bellisario. Unanimous with no one absent.

Binder - 20. Resolution C.S. No. C-3815 - Resolution to concur/ not concur with Slidell annexation and rezoning of 0.6402 acres from Parish HC-2 (Highway Commercial District) to Slidell C-4 (Highway Commercial District) located at 2100 Gause Blvd E, Pearl Acres Subdivision. (Ward 8, District 8) (Binder/Brister)

Canulette - moved to concur, second by Artigue. Unanimous with no one absent.

APPEALS

1. Jeff Schoen representing Joy D. Hobart, owner, appealing the Zoning Commission DENIAL on August 6, 2013 to rezone 1.84 acres located west of LA Highway 1083, north of Military Road from HC-2 (Highway Commercial District) to I-1 (Industrial District). (Ward 10, District 6) (ZC13-08-061)

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.

Jeff Schoen - Jones Fussell - he represents the property owner and petitioner. Fifteen years ago the owner built a 3,000 square foot building which was zoned rural, but she was given a conditional use permit to allow the building to be used in an industrial manner. During Comprehensive Rezoning, the property was rezoned A-2. The owner did not have a tenant for six months and did not realize it would mean she lost the conditional use permit. The building was rezoned to HC-2, but now she has a tenant who is a welder, but the occupancy permit was denied because a welding shop of 3,000 feet is not permitted in HC-2. The building cannot be seen from the road and is well-shielded. There was no opposition to the rezoning request at the Zoning Meeting, nor is there any opposition here tonight. The owner would like to continue to lease this building as she did in the past, but she needs the I-1 zoning in order to do so. They are asking the Zoning Commission to be overridden.

Tanner - moved to override, second by Thompson. Unanimous with 2 absent (Stefancik, Smith).

Tanner - moved to introduce an ordinance, second by Gould; becomes Ord. Cal. No. 5080.

ORDINANCES FOR ADOPTION

Binder - 1. Ord. Cal. No. 5008 - Ordinance amending the Official Parish Zoning Map to reclassify 5.0192 acres located south of Browns Village Road, west of US Highway 11, being 38008 Browns Village Road from HC-3 (Highway Commercial District) to I-1 (Industrial District). (Ward 8, District 14) (ZC13-05-029) (ZC approved 5/7/13) (Introduced 6/6/13) (Postponed 7/11/13 and 8/1/13)

Smith - moved to postpone, second by Bellisario. Unanimous with 2 absent (Falconer, Stefancik).

Binder - 2. Ord. Cal. No. 5016 - Ordinance amending the Official Parish Zoning map to reclassify 1.153 acres in Hickory Hills Subdivision located in Section 32, Township 8 South, Range 15 East from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufacturing Housing Overlay). (Ward 8, District 9) (ZC13-06-041) (Postponed 6/6/13) (Introduced 7/11/13) (Postponed 8/1/13)

Bellisario - moved to adopt, second by Artigue. Unanimous with 2 absent (Falconer, Stefancik); becomes Ordinance C.S. No. 13-3001.

Binder - 3. Ord. Cal. No. 5023 - Ordinance to revoke a portion of Bryan Drive Right-of-way, located in Slidell Ozone Heights Subdivision. (Ward 9, District 14) (Rev13-05-001) (Introduced 6/6/13) (Postponed 7/11/13 and 8/1/13)

Smith - moved to postpone, second by Artigue. Unanimous with 2 absent (Falconer, Canulette).

Binder - 4. Ord. Cal. No. 5046 - Ordinance amending the Official Parish Zoning Map to reclassify 2 acres located west of LA Highway 1077, north of Bennett Bridge Road, south of Willie Road, being 11225 Highway 1077, Folsom from A-1 (Suburban District) to A-1 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 2, District 3) (ZC13-07-046) (Introduced 8/1/13)

Thompson - moved to adopt, second by Dean. Unanimous with 2 absent (Falconer, Canulette); becomes Ordinance C.S. No. 13-3002.

Binder - 5. Ord. Cal. No. 5047 - Ordinance amending the Official Parish Zoning Map to reclassify 1.644 acres located south of Christwood Blvd, east of LA Highway 21 from NC-4 (Neighborhood Institutional District) to ED-2 (Higher Education District). (Ward 1, District 1) (ZC13-07-048) (Introduced 8/1/13)

Dean - moved to adopt, second by Gould. Unanimous with 2 absent (Falconer, Canulette); becomes Ordinance C.S. No. 13-3003.

Binder - 6. Ord. Cal. No. 5048 - Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located south Earl Abram Road, east of US Highway 11 from A-4 (Single-Family Residential District) to A-4 (Single-Family Residential District) and MHO (Manufactured Housing Overlay). (Ward 8, District 14) (ZC13-07-049) (Introduced 8/1/13)

Smith - moved to adopt, second by Artigue. Unanimous with 1 absent (Falconer); becomes Ordinance C.S. No. 13-3004.

Binder - 7. Ord. Cal. No. 5049 - Ordinance amending the Official Parish Zoning Map to reclassify 27.91 acres located at the end of Johnny Lane, north of J.F. Smith Avenue from I-1 (Industrial District) and I-2 (Industrial District) to NC-6 (Public, Cultural, Recreational District) (4.61 acres), I-1 (Industrial District) (4.13 acres) and I-2 (Industrial District) (19.17 acres). (Ward 9, District 14). (ZC13-07-050) (Introduced 8-1/13)

Smith - moved to adopt, second by Bellisario. Unanimous with 1 absent (Falconer); becomes Ordinance C.S. No. 13-3005.

Binder - 8. Ord. Cal. No. 5050 - Ordinance amending the Official Parish Zoning Map to reclassify 1.397 acres located south of Ronald Reagan Highway, west of Philip Drive from I-1 (Industrial District) to HC-2 (Highway Commercial District). (Ward 3, District 3) (ZC13-07-051) (Introduced 8/1/13)

Thompson - moved to adopt, second by Tanner. Unanimous with 1 absent (Falconer); becomes Ordinance C.S. No. 13-3006.

Binder - 9. Ord. Cal. No. 5051 - Ordinance amending the Official Parish Zoning Map to reclassify 2.5565 acres located east of Pace Street, south of US Highway 190 Business from A-3 (Suburban District) to A-3 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 8, District 14) (ZC13-07-052) (Introduced 8/1/13)

Smith - moved to adopt, second by Stefancik. Unanimous with 1 absent (Falconer); becomes Ordinance C.S. No. 13-3007.

Binder - 10. Ord. Cal. No. 5052 - Ordinance to correct the Road and Drainage Inventory to include Greenhouse Road Lateral; Salt Lick Lane Lateral; 16TH Section Road Lateral; W-15 L-1 Canal a/k/a Civic Club Lane Lateral; and to remove a portion of Josephine Street. (Wards 3, 6, and 8) (Districts 2, 6, 8 and 11) (Introduced 8/1/13)

Tanner - moved to adopt, second by Sharp. Unanimous with no one absent; becomes Ordinance C.S. No. 13-3008.

Binder - 11. Ord. Cal. No. 5053 - Ordinance to rename Post Oak Drive (R09C020) as Pin Oak Drive (R09C021). (Ward 9, District 11) (Introduced 8/1/13)

Stefancik - moved to adopt, second by Smith. Unanimous with no one absent; becomes Ordinance C.S. No. 13-3009.

Binder - 12. Ord. Cal. No. 5054 - Ordinance to authorize the Parish President to acquire by Act of Donation certain Rights-of-Way and/or Servitudes located along Oalmann Road East and further for the Parish to incorporate the donated property into the Parish Maintenance System. (Introduced 8/1/13)

Tanner - moved to adopt, second by Thompson. Unanimous with no one absent; becomes Ordinance C.S. No. 13-3010.

Binder - 13. Ord. Cal. No. 5055 - Ordinance to amend the 2013 Operating Budget-Amend. No. 6. (Introduced 8/1/13)

Bellisario - moved to adopt, second by Stefancik. Unanimous with no one absent; becomes Ordinance C.S. No. 13-3011.

Binder - 14. Ord. Cal. No. 5056 - Ordinance to extend for an additional six (6) months the moratorium on the receipt of submissions by the Parish Zoning and Planning Commissions, for rezoning or resubdivision of property, not previously applied for, located north of Interstate 12 and abutting or having access to Airport Road, within the unincorporated boundaries of Ward 9, District 11. (Ward 9, District 11) (Introduced 8/1/13)

Stefancik - moved to adopt, second by Smith. Unanimous with no one absent; becomes Ordinance C.S. No. 13-3012.

APPOINTMENTS

Binder - 1. Resolution to reappoint Tom Davis to Ward 4 of St. Tammany Parish Hospital District No. 1 (St. Tammany Parish Hospital). (Term expires: September 16, 2013) (Districts 4, 5, 6, 7, 10) (Falconer)

Falconer - moved to appoint, second by Gould. Unanimous with no one absent; becomes Resolution C.S. No. C-3819.

Binder - 2. Resolution to appoint Steve Cohan to replace Andy Bumpas (resigned) to St. Tammany Parish Sub-Drainage District No. 2 (Meadowbrook) of Gravity Drainage District No. 5. (Gould)

Gould - moved to adopt, second by Thompson. Unanimous with no one absent; becomes Resolution C.S. No. C-3820.

Binder - 3. Resolution to appoint James Farley to replace Pete Persson to St. Tammany Parish Sub-Drainage District No. 3 (Northpark) of Gravity Drainage District No. 5. (Gould)

Gould - moved to adopt, second by Thompson. Unanimous with no one absent; becomes Resolution C.S. No. C-3821.

DISCUSSIONS AND OTHER MATTERS

1. Motion to refer to Zoning Commission for recommendation on the proposed re-zoning of four (4) acres located in Section 50, Township 5 South, Range 12 East from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 2, District 6) (Tanner)

Tanner - moved to adopt, second by Thompson. Unanimous with no one absent.

Binder - the Off-the-Floor Agenda is already open from earlier.

ITEMS OFF-THE-FLOOR

Binder - 3. Emergency ordinance to impose a thirty (30) day moratorium on the issuance of permits for construction or placement of non-single family residential building structures on property within a portion of Voting Precinct 310, north of Abita River. (District 5)

Gould - this is due to the construction on Highway 190. He would like the Parish Engineering Department to talk to the DOTD to find out what the plan is to allow the citizens in this area to safely exit their subdivisions.

Gina Campo - she will have them look into it and get the information.

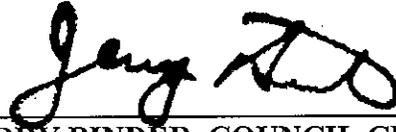
Gould - moved to introduce, second by Tanner; becomes Ord. Cal. No. 5078.

Gould - moved to suspend the rules and adopt, second by Tanner. Unanimous with no one absent; becomes Ordinance C.S. No. 13-3000.

Binder - 4. Ordinance to impose a six (6) month moratorium on the issuance of permits for construction or placement of non-single family residential building structures on property within a portion of Voting Precinct 310, north of Abita River. (District 5)

Gould - moved to introduce, second by Thompson; becomes Ord. Cal. No. 5079.

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



JERRY BINDER, COUNCIL CHAIRMAN



THERESA L. FORD, COUNCIL CLERK