

PUBLISHED MARCH 27, 2014 AND POSTED AT PARISH COMPLEX BY MARCH 31, 2014

AGENDA

ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, APRIL 03, 2014 AT 6:00PM

ST. TAMMANY GOVERNMENT COMPLEX

21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable R. Reid Falconer, AIA, Chairman

Invocation by \_\_\_\_\_

Pledge of Allegiance by \_\_\_\_\_

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

PRESENTATIONS

1. Certificate of Recognition to Jimmy Lloyd on achieving the rank of Eagle Scout. (Artigue)  
(Postponed 3/6/14)
2. Certificates of Recognition to Pope John Paul II Girls' Soccer Team for winning the Division III State Soccer Championship. (Canulette)
3. Proclamation of April as Child Abuse Prevention Month. (Falconer)

CONSENT CALENDAR  
(PAGES 1 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.

MINUTES

Regular Council Meeting - March 6, 2014

Council Committee Meeting - March 26, 2014

ORDINANCES FOR INTRODUCTION  
(Public Hearing May 1, 2014 )

1. Ord. Cal. No. 5171 - Ordinance amending the Official Parish Zoning Map to reclassify 1.48 acres located south of North 12th Street, east of US Highway 190 from A-2 (Suburban District) and PUD (Planned Unit Development) to HC-2 (Highway Commercial District). (Ward 3, District 2) (ZC14-04-028) (ZC hearing scheduled for April 1, 2014) (Sharp)

2. Ord. Cal. No. 5172 - Ordinance to amend and reenact Section 3-164.00 Location Restrictions of the Alcoholic Beverage Regulations under Article VII - All Wards. (Gould)

3. Ord. Cal. No. 5173 - Ordinance authorizing the Parish President to accept all immovable property, including buildings, component parts and other appurtenances from the St. Tammany Parish Coroner, pursuant to LA R.S. 13:5725. (Ward 7, District 11) (Falconer/Brister)

4. Ord. Cal. No. 5174 - Ordinance authorizing the Parish President to enter into a Cooperative Endeavor Agreement with the Louisiana Community & Technical College System on behalf of Northshore Technical Community College for the donation of 12.6 acres of property at the St. Tammany Advanced Campus site. (Ward 7, District 11) (Falconer/Brister)

5. Ord. Cal. No. 5175 - Ordinance authorizing the Parish President to enter into a Servitude Agreement with Washington-St. Tammany Electric Cooperative, Inc. for electric service to Parish's communications tower. (Ward 6, District 11) (Falconer/Brister)

6. Ord. Cal. No. 5176 - Ordinance to authorize the Parish President to transfer property and improvements for the LA Highway 1085 at LA Highway 1077 Intersection Roundabout Project to the Louisiana Department of Transportation and Development (LADOTD). (Ward 1, Districts 1 and 3) (Falconer/Brister)

7. Ord. Cal. No. 5177 - Ordinance amending the Official Parish Zoning Map to reclassify 1.32 acres located on the northwest corner of 9th Street and Falconer Drive from A-4A (Single-Family Residential District) to NC-1 (Professional Office District). (Ward 3, District 2) (ZC14-03-026) (ZC Approved 3/5/14) (Falconer/Brister)

8. Ord. Cal. No. 5178 - Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located north of LA Highway 40, east of N. Willie Road, across from Jim Lloyd Road, being 12161 Highway 40, Folsom from A-1 (Suburban District) to A-1 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 2, District 3) (ZC14-03-023) (ZC Approved 3/5/14) (Falconer/Brister)

9. Ord. Cal. No. 5179 - Ordinance amending the Official Parish Zoning Map to reclassify 4 acres located west of Heintz Jenkins Road, south of LA Highway 40, north of Thornhill Road, being 82025 Heintz Jenkins Road, Bush from A-1 (Suburban District) and RO (Rural Overlay) to A-2 (Suburban District). (Ward 5, District 6) (ZC14-03-021) (ZC Approved 3/5/14) (Falconer/Brister)

10. Ord. Cal. No. 5180 - Ordinance to Amend the 2014 Operating Budget - Amendment No. 3. (Falconer/Brister)

11. Ord. Cal. No. 5181 - Ordinance to extend for an additional six (6) months the moratorium on issuance of building, occupancy or occupational permits or licenses by any Parish department or agency for any pain management center/clinic whose primary focus or concentration is the prescribing and/or dispensing of pain medication to individuals with complaints of chronic pain which is unaffiliated with any hospital, hospice and/or facility for the treatment of the terminally ill in unincorporated St. Tammany Parish. (Falconer/Brister)

## RESOLUTIONS

1. Resolution C.S. No. C-4008 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, of the Parish President to execute a Landscape Maintenance Agreement with the State of Louisiana, Department of Transportation and Development for the Highway 1085/1077 roundabout (Ward 1, Districts 1 and 3). (Falconer/Brister)

2. Resolution C.S. No. C-4009 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with the St. Tammany Parish Coroner for administration of Coroner Tax funds. (Falconer/Brister)

3. Resolution C.S. No. C-4010 - Resolution to acknowledge authority, pursuant to Home Rule Charter Sections 1-04, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with Safe Harbor, Inc. for administration and reporting of family violence funds. (Falconer/Brister)

4. Resolution C.S. No. C-4011 - Resolution to acknowledge authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with Family Promise of St. Tammany, Inc. for funding support. (Falconer/Brister)

5. Resolution C.S. No. C-4012 - Resolution to acknowledge, authority pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with The Food Bank of Covington, La, Inc. to provide funding for operation of a dental clinic. (Falconer/Brister)

6. Resolution C.S. No. C-4013 - Resolution to acknowledge authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with Northlake Homeless Coalition, Inc. to provide salary support for an Executive Director. (Falconer/Brister)

7. Resolution C.S. No. C-4014 - Resolution to acknowledge authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President, to execute a Cooperative Endeavor Agreement with St. Luke the Evangelist Roman Catholic Church, Slidell, Louisiana, Inc. for an emergency wellness program. (Falconer/Brister)

8. Resolution C.S. No. C-4015 - Resolution to acknowledge authority, pursuant to the Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with NAMI St. Tammany, Inc. for operation of group homes. (Falconer/Brister)

9. Resolution C.S. No. C-4016 - Resolution to acknowledge authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President to enter into a Cooperative Endeavor Agreement with NAMI St. Tammany, Inc. for the prevention of suicide. (Falconer/Brister)

10. Resolution C.S. No. C-4017 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with St. Tammany Outreach for the Prevention of Suicide, Inc. for the prevention of suicide. (Falconer/Brister)

11. Resolution C.S. No. C-4018 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President, to execute a Cooperative Endeavor Agreement with Volunteers of America of Greater New Orleans, Inc. for a suicide crisis response program. (Falconer/Brister)

12. Resolution C.S. No. C-4019 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with St. Tammany Youth Football Organization, Inc. for use of Hiawatha Park (Ward 9, District 14). (Falconer/Brister)

13. Resolution C.S. No. C-4020 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, of the Parish President, to execute Cooperative Endeavor Agreements with the Cities of Covington, Mandeville and Slidell for Parish's administration of Hazard Mitigation Grant Program funds. (Falconer/Brister)

14. Resolution C.S. No. C-4021 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$ 347,496.50 from drainage fees collected in-lieu of on-site drainage improvements in the Tchefuncte/Abita/Ponchitolawa Basin to Capital Fund 370 - TMDL for the purposes of conducting a feasibility analysis of recommended drainage projects that will improve water quality conditions within the Basin. (Falconer/Brister)

15. Resolution C.S. No. C-4022 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, of the Parish President to execute a Supplemental Agreement with the Louisiana Department of Transportation and Development for construction of a northbound right turn lane on US 190 at Hwy 437 (Lee Road). (Ward 3, District 3) (Falconer/Brister)

16. Resolution C.S. No. C-4023 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President, to sign and/or execute a Water/Wastewater Utility Service Agreement between the Parish of St. Tammany and Hidden Creek, LLC for the purpose of providing water and sewerage treatment services to Hidden Creek Subdivision. (Ward 1, District 3) (Falconer/Brister)

17. Resolution C.S. No. C-4024 - A Resolution Establishing Performance and Warranty Obligations. (Falconer/Brister)

18. Resolution C.S. No. C-4025 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with the St. Tammany Parish School Board for construction of school bus turnaround facilities. (Falconer/Brister)

19. Resolution C.S. No. C-4026 - Resolution to acknowledge the receipt and review of the 2013 Municipal Water Pollution Prevention Environmental Audit Report for the Westwood Sewage Treatment Facility (Ward 4, District 5). (Falconer/Brister)

20. Resolution C.S. No. C-4027 - Resolution to acknowledge the receipt and review of the 2013 Municipal Water Pollution Prevention Environmental Audit Report for the Tallow Creek Sewage Treatment Facility (Ward 1, District 3).

21. Resolution C.S. No. C-4028 - Resolution stating the St. Tammany Parish Council's endorsement of Rain CII Carbon LLC, for participation in the benefits of the Louisiana Enterprise Zone Program. (EZ#20140119) (Falconer/Brister)

22. Resolution C.S. No. C-4029 - Resolution stating the St. Tammany Parish Council's endorsement of Audubon Engineering Operations, LLC, for participation in the benefits of the Louisiana Enterprise Zone Program. (EZ#20131418) (Falconer/Brister)

23. Resolution C.S. No. C-4030 - Resolution to amend Ordinance C.S. No. 13-3052 the 2014-2018 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - District 1. (Fund 301) (Falconer/Brister)

24. Resolution C.S. No. C-4031 - Resolution to amend Ordinance C.S. No. 13-3052 the 2014-2018 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - District 10. (Falconer/Brister)

25. Resolution C.S. No. C-4032 - Resolution to concur/not concur with the Pearl River annexation and rezoning of 0.80 acres located at 66051 Crawford Lane, Pearl River from Parish A-3 (Suburban District) to Pearl River R-1A (Single Family Residential District). (Ward 6, District 6) (PR2014-02) (Falconer/Bristler)

26. Resolution C.S. No. C-4033 - Resolution to concur/not concur with the Pearl River annexation and rezoning of 0.80 acres located at 66059 Crawford Lane, Pearl River from Parish A-3 (Suburban District) to Pearl River R-1A (Single Family Residential District). (Ward 6, District 6) (PR2014-01) (Falconer/Bristler)

27. Resolution C.S. No. C-4034 - Resolution to concur/not concur with the Mandeville annexation and rezoning of 1.708 acres located at Section 38, Township 7 South, Range 11 East, Greensburg Land District from Parish NC-5 (Retail and Service District) to Mandeville O/R (Office/Residential District). (Ward 4, District 10) (MN2014-01) (Falconer/Bristler)

28. Resolution C.S. No. C-4035 - Resolution to adopt the recommendation of the St. Tammany Parish Inspector General Task Force and develop a procedure to implement a random forensic type audit. (Stefancik)

29. Resolution C.S. No. C-4036 - Resolution to amend Ordinance C.S. No. 13-3052 - 2014 the 2018 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - Capital - Network Computers (320-01). (Falconer/Bristler)

30. Resolution C.S. No. C-4037 - Resolution to amend Ordinance C.S. No. 13-3052 - 2014 the 2018 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - Capital - Justice Center (Fund 337). (Falconer/Bristler)

31. Resolution C.S. No. C-4038 - Resolution to amend Ordinance C.S. No. 13-3052 - 2014 the 2018 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards to make changes to the Capital Improvements List - Capital - TMDL (Fund 370) (Falconer/Bristler)

END OF CONSENT CALENDAR

## APPEALS

1. Eileen Palace appealing the Zoning Commission APPROVAL on March 5, 2014 to rezone 0.91 acre located south of Highway 190, east of Lake Road, west of Bayou Lacombe, being 28214 Highway 190, Lacombe from A-2 (Suburban District) to HC-2 (Highway Commercial District). (Ward 7, District 7) (ZC14-03-020) (Applicant: Maria Vinson Landry)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of a ordinance.

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

2. Donald Haik appealing the Zoning Commission APPROVAL on March 5, 2014 to rezone 19,765.5 square feet located south of Bobby Jones Boulevard, east of Iron Street from A-3 (Suburban District) to A-3 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 10, District 6) (ZC14-03-022) (Applicant: Ricky Homrich)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of a ordinance.

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

3. Warren Wagner appealing the Zoning Commission APPROVAL on March 5, 2014 to rezone 48.32 acres located north of Pinnacle Parkway, west of Tchefuncte River from A-3 (Suburban District) and HC-3 (Highway Commercial District) to PBC-1 (Planned Business Center) and HC-3 (Highway Commercial District). (Wards 1 and 3, District 1) (ZC14-03-024) (Applicant: All State Financial Company, et al)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of a ordinance.

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

4. Warren Wagner appealing the Zoning Commission APPROVAL on March 5, 2014 to rezone 80.37 acres located north of Pinnacle Parkway, south of Flowers Estates Subdivision from A-3 (Suburban District), A-4 (Single-Family Residential District) and HC-3 (Highway Commercial District) to A-4-A (Single-Family Residential District). (Ward 1, District 1) (ZC14-03-025) (Applicant: All State Financial Company, et al)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of a ordinance.

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

ORDINANCES FOR ADOPTION  
(Public Hearing)

1. Ord. Cal. No. 5157 - Ordinance to amend Ord. C.S. No. 01-0303, adopted May 3, 2001, regarding a major amendment to the PUD (Planned Unit Development Overlay) for 161 acres located at the northwest corner of intersection of I-12 and LA Highway 1088. (Ward 4, Districts 5 & 7) (ZC01-03-028) (Introduced 2/6/14) (Postponed 3/6/14)
2. Ord. Cal. No. 5159 - Ordinance to extend for six (6) months the 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) (Introduced 3/6/14)
3. Ord. Cal. No. 5160 - Ordinance to extend for six-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 & 7) (Introduced 3/6/14)
4. Ord. Cal. No. 5161 - 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) (Introduced 3/6/14)
5. Ord. Cal. No. 5162 - Ordinance to amend the Parish Unified Development Code, Volume I (Zoning), Section 2, Definitions and Section 5, Zoning Districts, relative to a new section 5.38 Advanced Manufacturing and Logistics District.(ZC14-02-017) (ZC approved 2/4/14) (Introduced 3/6/14)
6. Ord. Cal. No. 5163 - Ordinance amending the Official Parish Zoning Map to reclassify 6.31 acres located east side of Howze Beach Road, south of Paul Street from a PUD (Planned Unit Development Overlay) to I-1 (Industrial District). (Ward 9, District 13) (ZC14-02-016) (ZC approved 2/4/14) (Introduced 3/6/14)
7. Ord. Cal. No. 5164 - Ordinance to amend Appendix D of the Parish Code of Ordinances, otherwise known as the Building Code, to adopt and incorporate the Louisiana State Uniform Construction Code as the Building Code of St. Tammany Parish, and to remove reference to other building codes from Appendix D of the St. Tammany Parish Code of Ordinances. (Introduced 3/6/14)
8. Ord. Cal. No. 5165 - Ordinance to amend Ordinance C.S. No. 12-2862 - 2013-2017 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Introduced 3/6/14)
9. Ord. Cal. No. 5166 - Ordinance to amend Ordinance C.S. No. 12-2862 - 2013-2017 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Introduced 3/6/14)
10. Ord. Cal. No. 5167 - Ordinance to amend the 2013 Operating Budget - Amendment No. 11. (Introduced 3/6/14)
11. Ord. Cal. No. 5168 - Ordinance to amend Ordinance Council Series Numbers 00-0174, 05-1049 and 05-1199 to provide for amendments to the Personnel Policies pertaining to compensation. (Introduced 3/6/14)

12. Ord. Cal. No. 5169 - Ordinance amending the official zoning map of St. Tammany Parish, La, to reclassify a certain Parcel located on the east side of Carey Road, south of Sticker Road, north of Purcella Road, being 64358 Carey Road, Pearl River and which property comprises a total 1 acre of land more or less, from its present A-2 (Suburban District) to an A-2 (Suburban District) & MHO (Manufactured Housing Overlay). (Ward 8, District 9). (ZC14-01-008) (Introduced 3/6/14)

13. Ord. Cal. No. 5170 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume 1 (Zoning) Section 5.27 MD-1 (Medical Residential District), Section 5.28 MD-2 (Medical Clinic District), and Section 5.29 MD-3 (Medical Facility District) relative to buffer, setback, and height regulation (ZC-14-02-019) (Introduced 3/6/14)

#### APPOINTMENTS

1. Resolution to appoint Williams Bartlett to replace Darryl Milburn (resigned) on St. Tammany Parish Sewerage District No. 4. (Falconer)

2. Resolution to appoint Lauren Hudson to replace Ross Legarde (moved out of District) on St. Tammany Parish Water District No. 3. (Falconer)

#### DISCUSSIONS AND OTHER MATTERS

1. Discussion regarding Animal Welfare in St. Tammany Parish. (Gould)

2. Motion to request the Department of Development to conduct a Small Area Zoning Review of the properties located south of Interstate 12, east of the Tammany Trace, north of Hurricane Alley, and north of a line extending Hurricane Alley to the west side of Highway 59 up to its point where it intersects the Tammany Trace, and west of Fontainebleau High School and Fontainebleau Jr. High School, as well as all commercial properties on the east and west side of Highway 59 including commercial property abutting the school properties. (Gould)

3. Motion to refer to Zoning Commission for recommendation the proposed re-zoning lots 7 thru 17 located in Square No. 4 of Pine Shadows Subdivision, Section 11, Township 9 South, Range 14 East from its current zoning NC-4(Neighborhood Institutional District) to HC-2 (Highway Commercial District). (Ward 8, District 14) (Smith)

4. Rick Franzo representing Concerned Citizens of St. Tammany regarding making changes to the Parish Home Rule Charter. (Groby)

5. Ret. General Carl Ernest regarding Ethics Review Committee. (Groby)