

AGENDA

ST. TAMMANY PARISH COUNCIL MEETING
THURSDAY, JUNE 05, 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 Appreciation to Dr. Pramod Menon, Interim Coroner. (Binder/Gould)
2. Presentation to recognize Neil Hall for publishing his novel. (Brister)

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 - May 1, 2014

Council Committee Meeting - May 28, 2014

ORDINANCES FOR INTRODUCTION
(Public Hearing July 10, 2014)

1. Ord. Cal. No. 5195 - Ordinance to extend for an additional six (6) months the moratorium on the opening of new streets in Angelic Estates. (Ward 3, District 5) (Gould)

2. Ord. Cal. No. 5196 - Ordinance to extend for an additional six (6) months the moratorium on the approval of rezoning and issuance of plan review permits, not previously received, for property abutting the Louisiana Highway 21 Planned Corridor from Lalanne Road North to Azalea Drive. (Ward 1, District 1) (Dean)

3. Ord. Cal. No. 5197 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights of way and/or servitudes for the Hidden Oaks Lane Drainage Project. (Ward 8, District 8) (Falconer/Brister)

4. Ord. Cal. No. 5198 - Ordinance to amend the Parish Code, Chapter 7, Drainage and Flood Control, Article VII, to enact creating St. Tammany Parish Sub-drainage District No. 5 of Gravity Drainage District No. 5 (Emerald Oaks). (Gould)

5. Ord. Cal. No. 5199 - Ordinance to amend the Parish Code, Appendix C, Unified Development Code, Article 7 Supplemental District Regulations, Section 7.06 Accessory Buildings and Structures, 7.0602 Boat Houses and Boat Slips to increase the permitted size of boat houses. (Artigue)

6. Ord. Cal. No. 5200 - Ordinance to amend the Parish Code, Appendix C, Unified Development Code, Article 2, Definitions, relative to Community Home. (Bellisario)

7. Ord. Cal. No. 5201 - Ordinance to amend Ordinance Council Series No. 03-0723, adopted July 10, 2003 and Ordinance Council Series No. 11-2569, Adopted July 15, 2011, to include all previously adopted ordinances regarding election precincts, locations and boundaries, and to approve precinct splits for polling locations approaching the Louisiana Secretary of States maximum voter numbers, to approve necessary precinct mergers due to minimum capacity regulations, to approve necessary polling site location changes and all precinct boundaries contained herein. (Falconer)

8. Ord. Cal. No. 5202 - Ordinance to authorize the Parish President to accept the dedication and donation of Chat Court and to incorporate Chat Court into the Parish Road and Drainage Maintenance System. (Ward 5, District 6) (Tanner)

9. Ord. Cal. No. 5203 - Ordinance to authorize the Parish President to acquire by donation a certain utility servitude from Woodlands Property Owners Association, Inc. (Ward 4, Districts 5, 7) (Falconer/Brister)

10. Ord. Cal. No. 5204 - Ordinance accepting finalized subdivisions into the Road and Drainage Inventories, specifically Magnolia Trace Subdivision. Ward 8, District 9)(Falconer/Brister)

11. Ord. Cal. No. 5205 - Ordinance to correct the Road and Drainage Inventory to include Section Road Lateral; Firetower Road Lateral; two Highway 1078 Laterals; Country Club Drive Lateral; Highway 433 Lateral; Benjamin Road Lateral; Coin Road North; and to rename a portion of Exnicios Drive as Padoc Ranch Road. (Wards 2, 3, 4, 8 & 9) (Districts 2, 3, 4, 5, 6 & 11) (Falconer/Brister)

12. Ord. Cal. No. 5206 - Ordinance amending the official Parish Zoning Map to reclassify 3.02 acres located on the northwest corner of Highway 11 & Frickie Road, South of Johnny F. Smith Blvd. Being a portion of Lot 48-A-1, Johnny F. Smith Memorial Business Park from HC-3 (Highway Commercial District) to I-1 (Industrial District). (Ward 8, District 14). (ZC14-05-044) (ZC approved 5/6/14) (Falconer/Brister)

13. Ord. Cal. No. 5207 -Ordinance amending the official Parish Zoning Map to reclassify 30.1348 acres located north of Northpark Blvd., west of Lake Drive, east of Park Place from HC-3 (Highway Commercial District) & PBC-1 (Planned Business Center) to an PBC-1 (Planned Business Center). (Ward 3, District 5) (ZC14-05-043) (ZC approved 5/6/14) (Falconer/Brister)

14. Ord. Cal. No. 5208 - Ordinance amending the official Parish Zoning Map to reclassify 2.03 acres located on the northwest corner of Meadows Blvd. & Airport Road from A-4 (Single-Family Residential District) to PF-1 (Public Facilities District), (Ward 9, District 11). (ZC14-05-042) (ZC approved 5/6/14) (Falconer/Brister)

15. Ord. Cal. No. 5209 - Ordinance amending the official Parish Zoning Map to reclassify 0.24 acre located north of Lakeview Drive, west of Harbor View Court, 278 Lakeview Drive, Unit No. 2. Slidell from A-6 (Multiple Family Residential District) to A-4A (Single Family Residential District). (Ward 9, District 13) (ZC14-05-041) (ZC approved 5/6/14) (Falconer/Brister)

16. Ord. Cal. No. 5210 - Ordinance amending the official Parish Zoning Map to reclassify 11.466 acres located at the southwest corner of Section Road & King Road from A-1 (Suburban District) to A-1-A (Suburban District). (Ward 2, District 6) (ZC14-05-038) (ZC approved 5/6/14) (Falconer/Brister)

17. Ord. Cal. No. 5211 - Ordinance amending the official Parish Zoning Map to reclassify 38,203 square feet located on the northeast corner of Orleans Street & Foy Street from A-4 (Single-Family Residential District) to A-4A (Single-Family Residential District). (Ward 4, District 10) (ZC14-05-036) (ZC approved 5/6/14) (Falconer/Brister)

18. Ord. Cal. No. 5212 - Ordinance amending the official Parish Zoning Map to reclassify 3.98 acres located south of Highway 22, west of Trapagnier Road, across from Belle Pointe Drive, being 1519 Highway 22 West, Madisonville from HC-1 (Highway Commercial District) to HC-2 (Highway Commercial District). (Ward 1, District 4) (ZC14-05-034) (ZC approved 5/6/14) (Falconer/Brister)

19. Ord. Cal. No. 5213 - Ordinance amending the official Parish Zoning Map to reclassify 11,000 square feet located west of Oak Avenue, South of Sycamore Avenue from A-4 (Single-Family Residential District) to A-4 (Single-Family Residential District) and MHO (Manufactured Housing Overlay). (Ward 8, District 14) (ZC14-05-033) (ZC approved 5/6/14) (Falconer/Brister)

20. Ord. Cal. No. 5214 - Ordinance to amend the 2014 Operating Budget - Amendment No. 5. (Falconer/Brister)

21. Ord. Cal. No. 5215 - Ordinance amending the official Parish Zoning Map to reclassify 120 acres located east of Lee Road Extension, just south of the Washington/St. Tammany Parish Line from A-1 (Suburban District) to I-1 (Industrial District). (Ward 2, District 6) (ZC14-06-050) (ZC Hearing 6/3/14) (Tanner)

RESOLUTIONS

1. Resolution C.S. No. C-4051 - Resolution to concur/not concur with the City of Slidell annexation and rezoning of 12.001 acres located on U.S. Highway 190 (Gause Blvd West) in Section 5, Township 9 South, Range 14 East from Parish HC-2 (Highway Commercial) and A-2 (Suburban District) to Slidell A-8 (High Density Urban District). (Ward 9, District 11) (Falconer/Brister) (Postponed 5/1/14)

2. Resolution C.S. No. C-4063 - Resolution to request the St. Tammany Parish Department of Environmental Services develop a protocol for the establishment of baseline testing for potable water utilizing U.S. Environmental Protection Agency (EPA) testing methods and certified labs for potable water testing in order to provide potable water certification. (Groby)

3. Resolution C.S. No. C-4064 - A resolution ordering and calling a special election in St. Tammany Parish Road Lighting District No. 9 and Road Lighting District No. 10 on November 4, 2014, for the purpose of authorizing the renewal of an annual service charge of not to exceed \$ 50.00 per structure or lot for a period of ten (10) years, for the purpose of paying utility charges for road lighting and maintaining and operating road lighting facilities and equipment within the Districts; and further making application to the State Bond Commission for consent and authorization to hold the aforesaid election; and further providing for other matters in connection therewith. (Canulette/Bellisario)

4. Resolution C.S. No. C-4065 - Resolution requesting the Louisiana Commissioner of Conservation to consider delaying a decision on the issuance of any permits relative to hydraulic fracturing in St. Tammany Parish. (Groby)

5. Resolution C.S. No. C-4066 - Resolution to request the St. Tammany Parish Public Library reopen a satellite library in southeastern St. Tammany Parish. (Binder)

6. Resolution C.S. No. C-4067 - Resolution To Establish Performance Obligations. (Falconer/Brister)

7. Resolution C.S. No. C-4068 - Resolution to acknowledge the authority, pursuant to Home Rule, Charter Sections 1-04, 1-06, 3-01 and 3-09, for the Parish President to execute an Entity/State Agreement with the Louisiana Department of Transportation and Development for construction of a roundabout at the intersection of Highway 59 and Sharp Road. (Ward 4, Districts 5, 10) (Falconer/Brister)

8. Resolution C.S. No. C-4069 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, for the Parish President to execute an Entity/State Agreement with the Louisiana Department of Transportation and Development for construction of a roundabout at the intersection of Highway 59 and Lonesome Road. (Ward 4, Districts 5, 10) (Falconer/Brister)

9. Resolution C.S. No. C-4070 - 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 Parish President, to execute a Cooperative Endeavor Agreement with St. Tammany Parish Development District for funding of one or more turn lanes near the Highway 1077/1085 interchange. (Ward 1, Districts 1, 3) (Falconer/Brister)

10. Resolution C.S. No. C-4071 - Resolution to create the position of Director of Mental Health for the St. Tammany Parish Coroner's Office and to set the salary of the Director of Mental Health and also that of the Chief Investigator as required by Louisiana House Act No. 181 (R.S. 13:5725) (Falconer)

11. Resolution C.S. No. C-4072 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements/Asset List - General Fund - Camp Salmen. (010-87) (Falconer/Brister)

12. Resolution C.S. No. C-4073 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Assets List - Dept. of Health & Human Services - Social Services/CAA. (017-15) (Falconer/Brister)

13. Resolution C.S. No. C-4074 - Resolution to concur/ not concur with the Slidell annexation and rezoning of 1.35 acres located at the southeast corner of the intersection of Gause Blvd East at Frederick Drive from Parish HC-2 (Highway Commercial District) to Slidell C-4 (Highway Commercial District). (Ward 8, District 8) (Falconer/Brister)

14. Resolution C.S. No. C-4075 - Resolution to concur/ not concur with the Slidell annexation and rezoning of 3.26 acres located at 2528 Old Spanish Trail (Highway 433) from Parish HC-2 (Highway Commercial District) to Slidell C-4 (Highway Commercial District). (Ward 8, District 13) (Falconer/Brister)

15. Resolution C.S. No. C-4076 - Resolution to concur/ not concur with the Slidell annexation and rezoning of 2.683 acres located at the intersection of Lindberg Drive and McKinney Road from Parish HC-2 (Highway Commercial District) to Slidell C-4 (Highway Commercial District). (Ward 8, District 14) (Falconer/Brister)

16. Resolution C.S. No. C-4077 - Resolution to amend Ordinance C.S. No. 13-3052 - Grant Awards. (Falconer/Brister)

17. Resolution C.S. No. C-4078 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Parishwide - Fund 300. (Falconer/Brister)

18. Resolution C.S. No. C-4079 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - District 6 - Fund 306. (Falconer/Brister)

19. Resolution C.S. No. C-4080 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - District 8 - Fund 308. (Falconer/Brister)
20. Resolution C.S. No. C-4081 - Resolution to amend Ordinance C.S. NO. 13-3052 to make changes to the Capital Improvements List - District 9 - Fund 309. (Falconer/Brister)
21. Resolution C.S. No. C-4082 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - District 13 - Fund 313. (Falconer/Brister)
22. Resolution C.S. No. C-4083 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$ 56,560.00 from drainage fees collected in lieu of on-site drainage improvements in the Pearl River Basin to Capital Fund 316 Drainage for the purpose of developing a model for predicting water levels in the Pearl River Basin. (Falconer/Brister)
23. Resolution C.S. No. C-4084 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Koop Complex (321-00). (Falconer/Brister)
24. Resolution C.S. No. C-4085 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Asset List-Grants-Homeland Security (404-35, 404-37, 404-38). (Falconer/Brister)
25. Resolution C.S. No. C-4086 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Grants - Drainage (416-14) and Environmental Services (420-26). (Falconer/Brister)
26. Resolution C.S. No. C-4087 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Grants - Environmental Services. (420-37 and 420-38) (Falconer/Brister)
27. Resolution C.S. No. C-4088 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Grants - Airport (440-10). (Falconer/Brister)
28. Resolution C.S. No. C-4089 -Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Utility Operations (622-95). (Falconer/Brister)

END OF CONSENT CALENDAR

APPEALS

1. Dawn Kahl and Keith Province appealing the Zoning Commission APPROVAL on April 1, 2014 to rezone 3.5 acres located north of Nina Drive, west of Transmitter Road, Oaklawn East Subdivision from A-4 (Single-Family Residential District) to A-4 (Single-Family Residential District) and MHO (Manufactured Housing Overlay). (Ward 7, District 7) (ZC14-04-029) (Applicant: Jeff Schoen on behalf of Michael Fridge) (Postponed 5/1/14)

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.

ORDINANCES FOR ADOPTION (Public Hearing)

1. 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) (Postponed and referred to Finance Committee 4/3/14 and 5/1/14)

2. 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) (Postponed 4/3/14 and 5/1/14)

3. 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. (Introduced 4/3/14) (Postponed 5/1/14)

4. Ord. Cal. No. 5186 - Ordinance accepting finalized subdivisions into the Road & Drainage Inventories, specifically Montgomery Terrace, Phase 3 Subdivision. (Ward 1, District 1) (Introduced 5/1/14)

5. Ord. Cal. No. 5187 - Ordinance to correct the Road and Drainage Inventory to delete Coquille Drive and White Ash Loop; and to rename W. Railroad Avenue as Adair Street. (Wards 1 & 4) (Districts 4 & 10) (Introduced 5/1/14)

6. Ord. Cal. No. 5188 - Ordinance amending the Official Parish Zoning Map to reclassify 1.47 acres located south of US Highway 190, east of Banner Road, west of Westminster Drive from HC-1 (Highway Commercial District) to HC-2 (Highway Commercial District). (Ward 9, District 14) (ZC14-04-032) (ZC Approved 4/1/14) (Introduced 5/1/14)

7. Ord. Cal. No. 5189 - Ordinance amending the Official Parish Zoning Map to reclassify 0.49 acre located south of Mashie Street, west of Ace Street, east of Iron Street, being lot 27, Square 7, Hillcrest Country Club Subdivision, Addition No 2 from A-3 (Suburban District) to A-3 (Suburban District) & MHO (Manufactured Housing Overlay). (Ward 10, District 6) (ZC14-04-031) (ZC Approved 4/1/14) (Introduced 5/1/14)

8. Ord. Cal. No. 5190 - Ordinance amending the Official Parish Zoning Map to reclassify 4 acres located north of Stewart Road, east of Green Valley Road, being 12132 Stewart Road, Folsom from A-1 (Suburban District) to A-1 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 3, District 3) (ZC14-04-030) (ZC Approved 4/1/14) (Introduced 5/1/14)

9. Ord. Cal. No. 5191 - Ordinance to Amend the 2014 Operating Budget - Amendment No. 4. (Introduced 5/1/14)

10. Ord. Cal. No. 5192 - Ordinance amending the official Parish Zoning Map to reclassify 0.91 acre located south of US 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) (Introduced 5/1/14)

11. Ord. Cal. No. 5193 - Ordinance amending the official Parish Zoning Map to reclassify 3.31 acres located north of Henry Road, east of Lee Road from A-1-A (Suburban District) to A-3 (Suburban District). (Ward 2, District 2) (ZC14-04-027) (Introduced 5/1/14)

12. Ord. Cal. No. 5194 - Ordinance to amend the St. Tammany Parish Code of Ordinances, Chapter 20 Roads & Bridges, Sec. 20-013.00 to provide for additional road and drainage security requirements. (Introduced 5/1/14)

APPOINTMENTS

1. Resolution to appoint Daniel Seiden to replace Robert Whelan on St. Tammany Parish Recreation District No. 1. (Falconer)

2. Resolution to appoint Cynthia Lawson, Don Johnsen, Jorden Johnson, Rosie Dufrene, Carol Jacobsen to the board for St. Tammany Parish Sub-Drainage District No. 2 of Gravity Drainage District No. 5. (Gould)

AWARD OF BIDS

BID ITEM: Parish Official Journal, July 1, 2014 - June 30, 2015

BID NUMBER: 502-02-14-24-2

Lowest Responsible Bidder at \$ 0.94 per column inch - The St. Tammany Farmer

DISCUSSIONS AND OTHER MATTERS

1. Motion to refer to Zoning Commission for recommendation on the proposed re-zoning of 4.736 acres located on Okeefenokee Road in Section 40, Township 8 South, Range 14 East from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 8, District 6) (Tanner)

2. Motion to refer to Zoning Commission for recommendation on the proposed re-zoning of 4.906 acres located at the intersection of Shelby Road and Section Road in Section 16, Township 5 South, Range 11 East from A-1 (Suburban District) to A-2 (Suburban District). (Ward 2, District 6) (Tanner)

EXECUTIVE SESSION

1. Lawsuit entitled: Doris Felderman, et al v. Edward Gornak, et al, 22nd Judicial District Court, Case No. 2010-13604, Division "J".