

MINUTES OF ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, OCTOBER 3, 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 Ms. O'Brien

Pledge of Allegiance by PRIDE Troupe

Roll Call: Marty Dean
Dennis Sharp
James A. (Red) Thompson
R. Reid Falconer ABSENT
Martin W. Gould, Jr. ABSENT
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.

PRESENTATIONS

Binder - 1. Presentation by PRIDE (Parent Resources for Information, Development and Education) Board Member Dena Lopez to introduce and convey PRIDE's organizational mission. (Artigue)

Presentation by PRIDE (Parent Resources for Information, Development and Education) Board Member Dena Lopez to introduce and convey PRIDE's organizational mission: Community and Parental support encouraging our youth to commit to drug and alcohol free development throughout their school years. PRIDE provides leadership training, education and prevention programs designed to reduce the use of alcohol and drugs by our youth. PRIDE provides and sponsors:

- a. A 4 day camp at Fontainebleau State Park for all students interested in the youth leadership workshop;**
- b. A 'life-skills' program curriculum in our schools for those students interested;**
- c. PRIDE recognizes National 'Red Ribbon' week by sponsoring St. Tammany's 'Red Ribbon' week, October 28 – November 1, 2013.**

Dena Lopez - thanks the Council for recognizing her. She is a mom with a message. The PRIDE organization's purpose is to reduce the use of alcohol and drugs in teens by encouraging them to sign a contract to not drink or do drugs. PRIDE reached out to her family asking them to share the story of their family's loss on April 3, 2013. Their daughter, Meghan, was young, vibrant and a dear friend to many. She attended Church of the King during high school and was a tutor with 21st Century. She had recently re-enrolled in college. During Easter break this year, she was looking for something to do when she received a text from a college friend who said he had a new synthetic drug which was safe. The drug she took was C-boom. She was not euphoric. Meghan struggled for her life when she was supposed to be on a picnic. She had seizures and irreversible brain damage which stole her last moments with her family. One poor choice in one moment takes it all away. The newest drugs are easy to obtain and affordable. There is help available from local supporting groups, such as PRIDE, please start a conversation today. Acknowledged the youth here who have agreed to remain drug free.

Wendy Ruby - Executive Director - PRIDE is a non-profit organization who work together to teach the dangers of alcohol, tobacco and drug use. They have a group which teaches 3rd, 4th, 5th and 6th graders to make positive decisions in their lives. The Second Chance program offers a class for teens who have been caught once with drugs at school. If the teens and their parents complete the program they are allowed back in school. They also have a Leadership Camp each summer. Red Ribbon Week is October 28th through November 1. The theme of the week is "a healthy me is drug free", and they will be distributing wristbands to all of the schools in the Parish.

Jeff Polito - Director of the PA (Positive Attitude) Camp during the summer. His three sons are the reason he keeps working with PRIDE. The kids who attend camp blow him away with their great attitudes.

Lopez - the camp is incredible. They have placed camp flyers on the tables in the lobby. She would like to recognize Larry and Terri Ryan who are here. They lost their 23 year old son to drugs in July.

Binder - 2. Proclamation of St. Tammany's 'Red Ribbon' week, October 28 – November 1, 2013. (Brister)

Brister - read proclamation while youth from PRIDE passed out ribbons for trees during Red Ribbon Week.

Binder - thanked the Board and young people from PRIDE and Assistant Council Administrator, Dena Lopez. We are so proud of her for trying to educate our youth.

Binder - 3. Certificate of recognition to St. Tammany Parish Homebuilder's Association for donations to local charities. (Falconer)

O'Brien - the St. Tammany Homebuilder's Association was founded in 1997 and incorporated with 614 members and businesses. Years ago the members decided they wanted to give back to the community and with this Raffle House and a charitable trust, they have donated \$4.7 million to 36 local charities. All of the board members are volunteers with the exception of the CEO.

Bellisario - the HBA has done a lot through his church to help people who are new to the community.

Binder - 4. Presentation by Hilary Collis regarding the Coalition to Restore Coastal Louisiana's Marsh Grass Replanting Project. (Groby)

Hilary Collis - they are a community based program trying to restore the wetlands all of Louisiana. They have recruited 9,000 volunteers. On the northshore they are restoring forest and marshland. They have already restored 45 acres in Big Branch and are now planting cypress trees in Mandeville and Lacombe which help improve water quality and wildlife habitats.

Brister - they have been a tremendous help in building retention ponds.

Groby - thanked Ms. Collis for the group's work in St. Tammany and St. Bernard. This is one project to help with because your kids and grand kids will benefit from it.

Binder - 5. Presentation by COAST regarding short and long range plans to manage its facilities. (Groby)

Stefancik - moved to hear this item with Resolution C.S. No. C-3802, seconded by Groby. Unanimous with 3 absent (Falconer, Gould, Smith).

Binder - 6. Proclamation declaring Friday, November 15th Black and Gold Day to benefit the Children's Museum of St. Tammany. (Brister)

Brister read proclamation. She urges the citizens to support the Children's museum.

Ann Barre' - Board Member for Children's Museum. She hopes the children of this Parish will be able to say they helped build the museum. Also, they are thrilled to be a part of the Cultural Arts District.

Binder - 7. Certificate to recognize Coach Ed Kelly, the founder and swim coach for Slidell's Hurricane Swim Club, for his commitment to our youth and community. (Brister)

Canulette - moved to postpone, second by Groby. Unanimous with 3 absent (Falconer, Gould, Smith).

Binder - 8. Recognition of the United Way for services provided to St. Tammany Parish. (Bellisario)

Bellisario - read certificate.

Brister - the United Way does so much for our community.

Bellisario - just wanted to make everyone aware that the Board for Fire Protection District No. 1 has decided to roll their millages forward. This is the only taxing district who is wanting to roll forward.

Brister - the Parish Government and Department of Homeland Security have been receiving constant updates regarding Tropical Storm Karen. They will be posting updates on the Parish website, Facebook and Twitter. They are hoping the storm is going to continue its track to the east of the Parish.

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-3827

Resolution C.S. No. C-3834

**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	September 5, 2013
Special Council Meeting	September 25, 2013
Council Committee Meeting	September 25, 2013

**ORDINANCES FOR INTRODUCTION
(Public Hearing: November 7, 2013)**

2. Ord. Cal. No. 5083 - Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located east of Martin Luther King Road, east of Lake Road from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 7, District 7). (ZC13-09-069) (Zoning Commission approved 9/3/13) (Binder/Brister)

3. Ord. Cal. No. 5084 - Ordinance amending the Official Parish Zoning Map to reclassify 13.244 acres located south Joiner Wymer Road, west of Highway 1077 from A-1 (Suburban District) to A-2 (Suburban District). (Ward 1, District 3). (ZC13-09-071) (Zoning Commission approved 9/3/13) (Binder/Brister)

4. Ord. Cal. No. 5085 - Ordinance amending the Official Parish Zoning Map to reclassify 8,100 square feet located north of Galatas Road, east of Revere Road, west of Highway 1077 from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 1, District 1). (ZC13-09-073) (Zoning Commission approved 9/3/13) (Binder/Brister)

5. Ord. Cal. No. 5086 - Ordinance amending the Official Parish Zoning Map to reclassify 4.79 acre located east of Highway 450, north of Ed Williams Road East, south of the Washington Parish Line from A-1 (Suburban District) to A-1 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 2, District 3). (ZC13-09-072) (Zoning Commission approved 9/3/13) (Binder/Brister)

6. Ord. Cal. No. 5087 - Ordinance amending the Official Parish Zoning Map to reclassify 3.96 acres located east of Abney Road, north of Red Rooster Road, being 62316 Abney Road, Pearl River from A-1 (Suburban District) and PUD (Planned Unit Development Overlay) to A-1-A (Suburban District). (Ward 8, District 9). (ZC13-09-068) (Zoning Commission approved 9/3/13) (Binder/Brister)

7. Ord. Cal. No. 5088 - Ordinance amending the Official Parish Zoning Map to reclassify 1.921 acres located east of Highway 437, south of Narrow Drive, being Lot 4, Schiro Estates from A-1-A (Suburban District) to A-1-A (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 3, District 2). (ZC13-09-067) (Zoning Commission approved 9/3/13) (Binder/Brister)

8. Ord. Cal. No. 5089 - Ordinance to authorize the Parish President to purchase or otherwise acquire certain parcels, rights of way, and/or servitudes for the St. Tammany Regional Airport Project. (Ward 4, District 7) (Binder/Brister)

9. Ord. Cal. No. 5090 - Ordinance to Rename Joe's Road (R05G008) as O. D. Kain Lane. (Ward 5, District 6) (Binder/Brister)

10. Ord. Cal. No. 5091 - Ordinance to correct the Road and Drainage Inventory to include an extension to Ochsner Boulevard. (Ward 1, District 1) (Binder/Brister)

11. Ord. Cal. No. 5092 - Ordinance to amend the 2013 Operating Budget - Amendment No. 8. (Binder/Brister)

12. Ord. Cal. No. 5093 - Ordinance to extend for 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. (Binder)

RESOLUTIONS

2. Resolution C.S. No. C-3823 - Resolution to approve the issuance of not exceeding \$50,000 of Limited Tax Certificates of Indebtedness of Fire Protection District No. 9 of the Parish of St. Tammany, State of Louisiana. (Tanner)

3. Resolution C.S. No. C-3824 - Resolution Establishing Performance and Warranty Obligations. (Binder/Brister)

4. Resolution C.S. No. C-3825 - Resolution to acknowledge the receipt and review of the 2013 Municipal Water Pollution Prevention Environmental Audit Report for the Highway 22 Sewage Treatment Facility. (Ward 1, District 4) (Binder/Brister)

5. Resolution C.S. No. C-3826 - Resolution to acknowledge receipt and review of the 2013 Municipal Water Pollution Prevention Environmental Audit Report for the Cross Gates Sewage Treatment Facility. (Ward 8, District 9) (Binder/Brister)

7. Resolution C.S. No. C-3828 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013 - 2017 Capital Improvement Budget and Program, Fixed Asset, and Grant Awards. (Binder/Brister)

8. Resolution C.S. No. C-3829 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013-2017 Capital Improvement Budget and Program, Fixed Asset & Grant Awards to make changes to the Capital Improvements List - Facility - Fund 017-24 - Fairgrounds Annex. (Binder/Brister)

9. Resolution C.S. No. C-3830 - 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 Roads - (Fund 300-00). (Binder/Brister)

10. Resolution C.S. No. C-3831 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013-2017-Capital Improvement Budget and Program, Fixed Asset & Grant Awards to make changes to the Capital Improvements List - Fund 321 - Koop Complex Capital. (Binder/Brister)

11. Resolution C.S. No. C-3832 - Resolution to amend Ordinance C.S. No. 12-2862 the 2013-2017 Capital Improvement Budget and Program, Fixed Asset & Grant Awards to make changes to the Capital Improvements List - Facility - Fund 337 - Capital Justice Complex. (Binder/Brister)

12. Resolution C.S. No. C-3833 - 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 - Fund 622 Utilities Capital. (Binder/Brister)

END OF CONSENT CALENDAR

Stefancik - moved to adopt the consent calendar less items pulled, second by Artigue. Unanimous with 2 absent (Falconer, Gould).

Binder - 1. 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 - there has been a great deal of dialogue about this ordinance and more dialogue and research are needed. Therefore, this needs to be removed from the agenda.

Sharp - moved to remove, second by Tanner. Unanimous with 2 absent (Falconer, Gould).

Binder - 5. Presentation by COAST regarding short and long range plans to manage its facilities. (Groby)

Binder - 1. 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)

Ray Canada - Director of the Board - the only building COAST actually owns is the office building in Covington. The rest of the COAST facilities are rented from outside parties. Some of the facilities are in need of repair. According to the Fire Marshall's office, all of the COAST buildings are required to meet the 2010 ADA standards because COAST receives federal funds. It would be very, very expensive to bring all of the COAST buildings up to the ADA Code. The Board prefers renting buildings rather than owning them.

Slidell - The building in Slidell is rented from the City for \$1 per year. Any repairs needed which cost less than \$500 are the responsibility of COAST. Any repairs over \$500 are the City's responsibility. COAST is planning to install some televisions and internet in the building, and they are working on a storage shed. Generally, COAST only handles routine maintenance, such as grass cutting, replacing AC filters and routine cleaning. A cleaning service provides a deep cleaning every month. The facility is also pressure washed once a year. They have a good relationship with the Mayor and City Council.

Folsom - The Folsom facility is in a troubling older building, and needs to be repaired to meet ADA requirements. Coast has an agreement with Folsom to do all of the same routine maintenance as in Slidell. Over the long term, COAST is planning to secure a space in a new multipurpose facility Folsom is building.

Bush - The Bush facility is owned by the Recreation District and is maintained by the Parish.

Mandeville - They rent a building from the City of Mandeville who manages and maintains the building. They plan to stay in this building.

Pearl River - They do not have a written contract with Pearl River, but they have a generous month-to-month verbal agreement with the Mayor.

Covington - The facility in Covington is rented from the American Legion for \$1 per year. Volunteers do most of the repairs needed. However, it is an older building which will need major work to meet ADA standards. They have made preliminary arrangements to move to a new multipurpose building at the Greater Starlight Baptist Church.

Lacombe - The building in Lacombe is also rented for \$1 per year from the School Board. There are too many repairs needed to meet the ADA Code. They are now planning to move into a new building with at the Village Lutheran Church. Some modifications will be needed which COAST will cover.

Canada - Finally, they have been upgrading the office building in Covington, which they own. They are also working on finalizing the capital outlay system and they are planning to improve their computer servers because the state is going to a card swipe method for the staff and the elderly.

Groby - thanked Mr. Canada for appearing to provide these updates. He has been receiving complaint calls from the elderly about problems with COAST. At a meeting in January, they discussed listing contact information on the COAST website for issues and complaints.

Canada - they have a grievance form at each senior center which clients may complete. The forms are reviewed by COAST. If the client is not satisfied with the results, they may appeal it to the Board. Please keep in mind that COAST is restricted by HIPPA and may not be able to share certain information. They ask the Council to refer any complaints to the main COAST office in Covington.

Mary Toti - the grievance procedure and form has recently been updated, and they are in the process of redistributing it to all of the seniors. There is also a questionnaire box at each facility which is picked up regularly. The COAST staff meets weekly on all complaints.

Binder - he and Mr. Groby spoke with the pastor of Village Lutheran about the Lacombe Center and the plan seems promising. COAST is a worthwhile organization.

Brister - this cooperative endeavor agreement has a lot of reporting requirements from COAST in order to keep track of its progress.

Bellisario - moved to adopt, second by Tanner. Unanimous with 2 absent (Falconer, Gould).

Dean - moved to move up Item No. 13, second by Thompson. Unanimous with 2 absent (Falconer, Gould).

Binder - 13. Resolution C.S. No. C-3834 - Resolution to set the salaries of the employees of the St. Tammany Parish Coroner's Office pursuant to Louisiana House Act No. 181 (R.S. 13:5725). (Binder)

Chuck Branton - he comes forward tonight to ask the Council to set the salary which will allow them to attract a qualified CEO. This is a critical hire to the Coroner's Office.

Rick Franzo - he wanted to make the Council aware of an article which the Mississippi Department of Marine Resources hired a chief financial officer for \$69,000 per year and a chief operating officer for \$57,000 per year.

Binder- between Jefferson Parish and East Baton Rouge the average salary for the CFO is \$67,500. He would like to see the Council set a salary because eventually raises will be necessary and he would like to leave room for that to happen. We are working toward placing the employees of the Coroner's Office in to a step and grade system similar to the one the Parish currently uses. Then the Coroner will be able to make raises on his own without always coming to the Council.

Bellisario - moved to set the Coroner's Office CFO's salary at \$62,500 per year, second by Groby. Motion passes with 10 yeas, 2 nays (Tanner, O'Brien) and 2 absent (Falconer, Gould).

Binder - 6. Resolution C.S. No. C-3827 - Resolution to amend the St. Tammany Parish Board of Adjustment Rules of Procedure pursuant to the St. Tammany Parish Code of Ordinances, specifically Appendix C of the Unified Development Code, Article 3, Section 3.0104 (A.). (Binder/Brister)

Carlo Hernandez - he would like to request a change to the resolution by adding a requirement of placing a sign in the yard of the subject property in a Board of Adjustment hearing. He knows where to look for the notice in the official journal, but not everyone does. He is asking for a 2 feet by 2 feet sign such as the yellow signs placed before the Planning and Zoning Hearings.

Tim Fandal - Chairman of Board - it is already in the articles that they may place signs whenever it is considered necessary.

Brister - they do not have problems with posting signs for this. They are already in the process of making larger signs for Planning and Zoning.

Hernandez - the section reference by Mr. Fandal has been struck out.

Sidney Fontenot - the section is struck out in this draft, but the referenced section only gives the ability to post signs. It is not a requirement.

Groby - moved to amend to make posting signs a requirement, second by O'Brien. Unanimous with 4 absent (Thompson, Falconer, Gould, Canulette).

O'Brien - moved to adopt as amended, second by Bellisario. Unanimous with 4 absent (Thompson, Falconer, Gould, Canulette); becomes Resolution C.S. No. C-3827AA.

APPEALS

Binder - 1. Gregory Lockett appealing the Zoning Commission APPROVAL on September 3, 2013 to rezone 0.42 acre located north of Ben Thomas Road, west of Highway 11, being 37397 Ben Thomas Road, Slidell, from HC-2 (Highway Commercial District) to I-2 (Industrial District). (Ward 9, District 14) (ZC13-08-054) (Applicant: Miroslav Cutura)

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.

Smith - he was anticipating Mr. Lockett's withdrawal of his appeal, but as he is not here, we can save time by getting to the point and taking action on this.

Jeff Schoen - Jones Fussell - distributed a handout with proposed changes. He has been a part of two meetings with the community which have been in favor of his client's proposed deed restrictions to limit the use of the building to only a machine shop. The deed restriction will be transferred with the property if it is sold. Also, the restriction states the owner cannot enlarge the building or conduct any activities outside the building. He thanks the North Slidell Builders Association and Mr. Smith for their assistance in reaching this agreement.

Smith - moved to concur with the Zoning approval with the deed restrictions, second by Tanner. Unanimous with 4 absent (Thompson, Falconer, Gould, Stefancik).

Smith - moved to introduce an ordinance, second by Canulette; becomes Ord. Cal. No. 5096.

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, 8/1/13 and 9/5/13)

Smith - this needs to be postponed another month due to a possible appeal before the Board of Adjustments.

Smith - moved to postpone, second by Tanner. Motion passed with 9 yeas, 2 nays (Groby and Bellisario and 3 absent (Thompson, Falconer, Gould).

Binder - 2. 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 , 8/1/13 and 9/5/13)

Paul Mayronne - he is here on behalf of the Petitioner who is requesting the Council to take action on this so they move forward due to the time constraints. This is a portion of right-of-way 50 feet x 40 feet which can never be opened because it dead-ends into the off-ramp of I-12. If this revocation is granted, the Parish will still have 60 feet of right-of-way which is the standard right-of-way. The property is not putting the Parish or adjacent property owners in peril. The Zoning Commission approved, and his client plans to use the property to help improve the overall development. In his estimation there is no reason to deny the revocation request for this property.

**Binder - your client is planning to use this property to help improve the old Jubilee gas station?
Mayronne - yes, it will improve traffic circulation allowing customers to enter and exit safely.**

Stefancik - who owns the property?

Mayronne - the Parish has since 1956.

Stefancik - so the Parish will have to sell the right-of-way back to your client?

Mayronne - yes.

Canulette - he would like to see the property go for beautification of the property because it is right next to the Interstate. If it makes the property safer, he thinks it is a win-win situation.

Tanner - who owns the adjacent property? Would this cause property value to drop?

Smith - that is his thought, also. We need to be mindful that if those adjacent lots are put together and developed into maybe a hotel, then it would keep the Parish from providing a nice boulevard to these areas. He thinks the 30 feet being asked for has already been fenced in by a previous owner. This could also cause a potential impact on the roads and drainage in that area due to the existing traffic issues. They been negotiating an agreement with the developer to make sure those improvements are made. We need to make sure we do not inhibit further development in this area.

Mayronne - he has put many developments in with less area and none of them have required a boulevard. The properties in question have legal access and practical access already. They are not taking a pristine, wooded site. The only trees on this site are ones which have come up through the holes in the concrete. This entire property is an abandoned eyesore and dangerous. His client will make sure the property is improved and the drainage will be better than ever before.

Binder - he knows that we faced this issue in the larger tract which was the Jubilee. He looked at the site and always gets off at the Highway 11 exit. That gas station is the biggest eyesore getting off the Interstate anywhere in the Parish. Drugs are being sold there and people are sleeping in the abandoned building. It's near Mr. Canulette's, Mr. Bellisario's and his district. This is a regional problem.

Pastor Kathleen Javery Bacon - she has been wondering when something was going to be done here. They saw a robbery take place, just across the street from it. Truck drivers park there to sleep. It needs to be fixed so it is no longer an eyesore. She urged the Council to do something with the property to help the area.

Smith - for too long in this community, people have been willing to give away their resources. The issue is not whether or not the Jubilee is going away. The property will be developed by Racetrac no matter what happens with this revocation of the 30 feet of right-of-way as Mr. Mayronne stated. We have an opportunity to make a first class development off the Interstate and allow other developments to come in here. He understands the developer has some time constraints, so he would like to move on this issue.

Smith - moves to remove from the agenda, second by Tanner. Motion failed with 3 yeas (Tanner, O'Brien, Smith), 9 nays and 2 absent (Falconer, Gould).

Canulette - moved to adopt, second by Artigue. Motion passed with 10 yeas, 2 nays (Stefancik, Smith) and 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3014.

Binder - 3. 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) (Introduced 9/5/13)

Smith - moved to adopt, second by Stefancik. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3015.

Binder - 4. 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) (Introduced 9/5/13)

Dean - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3016.

Binder - 5. 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) (Introduced 9/5/13)

O'Brien - moved to adopt, second by Groby. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3017.

Binder - 6. 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) (Introduced 9/5/13)

Smith - moved to adopt, second by Bellisario. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3018.

Binder - 7. 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) (Introduced 9/5/13)

Stefancik - moved to adopt, second by Smith. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3019.

Binder - 8. 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) (Introduced 9/5/13)

O'Brien - moved to adopt, second by Stefancik. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3020.

Binder - 9. 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) (Introduced 9/5/13)

Dean - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3021.

Binder - 10. 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) (Introduced 9/5/13)

Groby - moved to adopt, second by Canulette. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3022.

Binder - 11. 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) (Introduced 9/5/13)

Dean - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3023.

Binder - 12. 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) (Introduced 9/5/13)

Sharp - moved to adopt, second by Tanner. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3024.

Binder - 13. 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) (Introduced 9/5/13)

Tanner - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3025.

Binder - 14. 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) (Introduced 9/5/13)

Thompson - moved to adopt, second by Tanner. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3026.

Binder - 15. 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. (Introduced 9/5/13)

Bellisario - moved to adopt, second Stefancik. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3027.

Binder - 16. Ord. Cal. No. 5071 - Ordinance to Amend the 2013 Operating Budget - Amendment No. 7. (Introduced 9/5/13)

Bellisario - moved to adopt, second by Tanner. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3028.

Binder - 17. 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) (Introduced 9/5/13)

Sharp - moved to adopt, second by Tanner. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3029.

Binder - 18. Ord. Cal. No. 5073 - Ordinance accepting finalized subdivisions into the Road and Drainage Inventories, specifically Montgomery Terrace Subdivision, Phase 2. (Ward 1, District 1) (Introduced 9/5/13)

Dean - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3030.

Binder - 19. 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) (Introduced 9/5/13)

Groby - moved to adopt, second by Stefancik. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3031.

Binder - 20. 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) (Introduced 9/5/13)

Stefancik - moved to adopt, second by Canulette. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3032.

Binder - 21. 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 Soutl Street to I-12. (Ward 4, Districts 5 and 7) (Introduced 9/5/13)

Groby - moved to adopt, second by Canulette. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3033.

Binder - 22. 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) (Introduced 9/5/13)

Artigue - moved to adopt, second by Smith. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3034.

Binder - 23. Ord. Cal. No. 5079 - 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) (Introduced 9/5/13)

Groby - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3035.

Binder - 24. Ord. Cal. No. 5080 - Ordinance amending the Official Parish Zoning Map to reclassify 1.84 acres located west 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) (Introduced 9/5/13)

Tanner - moved to adopt, second by Artigue. Unanimous with 2 absent (Falconer, Gould); becomes Ordinance C.S. No. 13-3036.

APPOINTMENTS

Binder - 1. Resolution to reappoint Otto Mehrgut, John Lavanway, David Bates (terms expired) to St. Tammany Parish Sub-Drainage District No. 2 (Meadowbrook) of Gravity Drainage District No. 5. (Gould)

Groby - moved to adopt, second by Stefancik. Unanimous with 2 absent (Falconer, Gould); becomes Resolution C.S. C-3835.

Binder - 2. Resolution to reappoint Jerry Lambert (term expired) and to appoint Phil Fox and Ronnie Webb to St. Tammany Parish Sub-Drainage District No. 3 (Northpark) of Gravity Drainage District No. 5. (Gould)

Stefancik - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Gould); becomes Resolution C.S. C-3836.

Binder - 3. Resolution to reappoint Alicia T. Irmscher (term expired) to St. Tammany Parish Hospital Services District No. 2 (Slidell Memorial Hospital) Permanent Nominating Committee. (Bellisario)

Bellisario - moved to adopt, second by Groby. Unanimous with 2 absent (Falconer, Gould); becomes Resolution C.S. C-3837.

Binder - 4. Resolution to appoint Audrey Johnson to replace Ann Creighton as the Community Service Block Grant (CSBG) representative on St. Tammany Parish Community Action Agency. (Bellisario, O'Brien, Artigue)

Artigue - moved to adopt, second by Bellisario. Unanimous with 2 absent (Falconer, Gould); becomes Resolution C.S. C-3838.

Binder - 5. Resolution to appoint Kimberly Pitts, Eric Hudson and Marvin Penton to St. Tammany Parish Recreation District No. 2. (Tanner)

Tanner - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Gould); becomes Resolution C.S. C-3839.

Binder - 6. Resolution to reappoint Steve Stefancik and Richard Kelley to the Regional Planning Commission. (Falconer)

Tanner - moved to adopt, second by Groby. Unanimous with 2 absent (Falconer, Gould); becomes Resolution C.S. C-3840.

Binder - 7. Resolution to reappoint Reid Falconer to the Regional Planning Commission. (Stefancik)

Thompson - moved to adopt, second by Tanner. Unanimous with 2 absent (Falconer, Gould); becomes Resolution C.S. C-3841.

DISCUSSIONS AND OTHER MATTERS

Binder - 1. Motion to refer to Zoning Commission for recommendation on the proposed re-zoning of a portion of property located on Hwy 40 in Section 40, Township 5 South, Range 13 East from A-2 (Suburban District) to I-2 (Industrial District). (Ward 5, District 6) (Tanner)

Tanner - moved to refer, second by Canulette. Unanimous with 2 absent (Falconer, Gould).

Binder - 2. Motion to refer to Zoning Commission for recommendation on the Proposed re-zoning of 5.00 acres located in Section 43, Township 4 South, Range 12 East from A-1 (Suburban District) to A-2 (Suburban District). (Ward 2, District 6) (Tanner)

Tanner - moved to refer, second by Thompson. Unanimous with 2 absent (Falconer, Gould).

Binder - 3. Motion to refer to Zoning Commission for recommendation on the proposed re-zoning of 2.115 acres located in Section 28, Township 5 South, Range 12 East from A-1 (Suburban District) to A-2 (Suburban District). (Ward 5, District 6) (Tanner)

Tanner - moved to adopt, second by Canulette. Unanimous with 2 absent (Falconer, Gould).

Bellisario - moved to open the Items-Off-the-Floor, second by Groby. Unanimous with 2 absent (Falconer, Gould).

ITEMS OFF-THE-FLOOR

Binder - 1. Ordinance to amend Ordinance C.S. No. 11-2569 adopted July 7, 2011 to approve a location change for three (3) polling locations to include Precincts C06, C07 and C08. (Dean)

Mike Sevante - this needs to be made an emergency ordinance, so the rules can be suspended and the ordinance adopted due to the date of the next election being before the November meeting. Once that is done, this ordinance needs to be introduced in order to adopt it at the next Council meeting to make the change permanent.

Dean - moved to introduce as an emergency ordinance, second by Thompson; becomes Ord. Cal. No. 5094.

Canulette - moved to suspend the rules and adopt, second by Bellisario. Unanimous with 3 absent (Dean, Falconer, Gould); becomes Ordinance C.S. No. 13-3013.

Stefancik - moved to introduce ordinance, second by Tanner; becomes Ord. Cal. No. 5095.

Binder - 2. Resolution to support and authorize the Parish President to formally request the Louisiana Department of Transportation and Development, Division of Aviation, to provide funds to complete the airport improvements at the St. Tammany Regional Airport, as specifically described in the Capital Improvement application for State Financial Assistance dated September 20, 2013. (Groby)

Groby - moved to adopt, second by Canulette. Unanimous with 2 absent (Falconer, Gould); becomes Resolution C.S. No. C-3844.

Binder - 3. Motion to refer to the Zoning Commission for recommendation on the proposed amendment to the St. Tammany Parish Unified Development Code, Volume I, Section 5, Zoning Districts, amending Section 5.1402 to provide for the inclusion of small animal veterinary clinics (no outdoor kennels) as a permitted use. (Dean)

Dean - moved to refer, second by Tanner. Unanimous with 2 absent (Falconer, Gould)

Groby - moved to enter Executive Session, second by Tanner. Unanimous with 3 absent (Dean, Falconer, Tanner)

Groby - moved to exit Executive Session, second by Tanner. Unanimous with 3 absent (Dean,

Falconer, Tanner).

EXECUTIVE SESSION

Binder - 1. Lawsuit entitled: Doris Smith et als vs. Kathleen Schroeder, St. Tammany Parish Government et als, 22nd JDC # 2008-14016

Stefancik - moved to adopt a resolution approving the Assistant District Attorney's recommendation, second by Artigue. Unanimous with 2 absent (Falconer, Tanner); becomes Resolution C.S. No. C-3842.

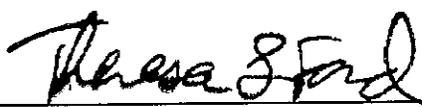
Binder - 2. Matter entitled: St. Tammany Parish vs. Arbor Holdings Inc. et als, unfiled dispute.

Stefancik - moved to adopt a resolution approving the Assistant District Attorney's recommendation, second by Artigue. Unanimous with 2 absent (Falconer, Tanner); becomes Resolution C.S. No. C-3843.

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



JERRY BINDER, COUNCIL CHAIRMAN



THERESA L. FORD, COUNCIL CLERK