

**NOTE: A unanimous vote of members present is needed to open the off-the-floor agenda.**

**OCTOBER 06, 2022 - ITEMS OFF-THE-FLOOR**

**OTF #1. Ord. Cal. No. 7129 - Ordinance to amend St. Tammany Parish Code of Ordinances, Part II – Land Development Code, Chapter 115 – Drainage and Flood Control, Article I – in general, Sec. 115-3 – Use of fill materials prohibited, to modify an area of Special Concern (Ward 3, District 5). (Toledano) (Introduced at the 09/28/2022 Special Meeting)**

**OTF #2. - Resolution to appoint Daigle, Fisse, PLC as outside counsel for St. Tammany Parish Government for purposes of obtaining a determination of Parish obligations to fund state mandated expenses for its Justice System. (Binder)**

**OTF #3. – Resolution to authorize the Parish President to hire a firm for the purpose of conducting a Feasibility and Cost Study on the proposed renovation of the Parish Emergency Operations Center in Covington, LA. (Binder)**

**OTF #4. - Resolution to reverse and withdraw identification of certain movable property as surplus. (Binder/Cooper)**

**ADJOURN**

ST. TAMMANY PARISH  
COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 7129

ORDINANCE COUNCIL SERIES NO: \_\_\_\_\_

COUNCIL SPONSOR: TOLEDANO

PROVIDED BY: CIVIL DA OFFICE

INTRODUCED BY: MR. TOLEDANO

SECONDED BY: MR. LORINO

ON THE 28<sup>th</sup> DAY OF SEPTEMBER, 2022

ORDINANCE TO AMEND ST. TAMMANY PARISH CODE OF ORDINANCES, PART II – LAND DEVELOPMENT CODE, CHAPTER 115 – DRAINAGE AND FLOOD CONTROL, ARTICLE I – IN GENERAL, SEC. 115-3 – USE OF FILL MATERIALS PROHIBITED, TO MODIFY AN AREA OF SPECIAL CONCERN (WARD 3, DISTRICT 5).

WHEREAS, a certain portion of Tammany Hills and Alexiusville Subdivisions, Ward 3, District 5, described in St. Tammany Parish Code of Ordinances Sec. 115-3(b)(8)(a), has been declared an area of special concern; and,

WHEREAS, further review by the Department of Engineering has determined that the boundaries of this area of special concern should be adjusted to more accurately reflect the area that is susceptible to adverse and flooding impacts; and,

WHEREAS, the boundaries of the aforementioned area of special concern will be amended to exclude a portion of land as more fully described below and on the aerial attached hereto as Exhibit “A.”

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that, St. Tammany Parish Code of Ordinances, Part II – Land Development Code, Chapter 115- Drainage and Flood Control, Article I – In General, Sec. 115-3 – Use of Fill Materials Prohibited, subsection (b)(8)(a) be amended to modify the described Area of Special Concern:

**Sec. 115-3. Use of Fill Materials Prohibited.**

*(b) Placement of fill material.*

*(8) Areas of special concern.*

a. A certain portion of Tammany Hills and Alexiusville Subdivisions, Ward 3, District 5, located inside the boundaries described immediately below, to wit:

Beginning at the northeast corner of 9th Avenue and ~~U.S. Highway 190 Falconer Drive~~, proceed in a northerly direction along the eastern edge of ~~U.S. Highway 190 Falconer Drive~~ to its intersection with Harrison Avenue, then proceed in an easterly direction along Harrison Avenue to its intersection with 11th Street, then proceed in a southerly direction along 11th Street to its intersection with Madison Avenue, then proceed in a westerly direction along Madison Avenue to its intersection with 5th Street, then northerly along the 5th Street right-of-way to its intersection with Quincy Avenue, then westerly along Quincy Avenue to its intersection with K Street, then south on K Street to its intersection with 9th Avenue, then proceed west on 9th Avenue to its intersection with ~~U.S. Highway 190 Falconer Drive~~ and the point of beginning; less and except the western half of Square 15, Tammany Hills Subdivision (eastern side of 5th Street between Adams and Jefferson Avenues).

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall be effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

ABSENT: \_\_\_\_\_

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 6<sup>TH</sup> DAY OF OCTOBER, 2022 ; AND BECOMES ORDINANCE COUNCIL SERIES NO. \_\_\_\_\_.

\_\_\_\_\_  
JERRY BINDER , COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
KATRINA L. BUCKLEY, COUNCIL CLERK

\_\_\_\_\_  
MICHAEL B. COOPER, PARISH PRESIDENT

Published Adoption: \_\_\_\_\_, 2022

Delivered to Parish President: \_\_\_\_\_, 2022 at

Returned to Council Clerk: \_\_\_\_\_, 2022 at



EXHIBIT  
**A**

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ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: OTF #2

COUNCIL SPONSOR: BINDER

PROVIDED BY: COUNCIL STAFF

RESOLUTION TO APPOINT DAIGLE, FISSE, PLC AS OUTSIDE COUNSEL FOR ST. TAMMANY PARISH GOVERNMENT FOR PURPOSES OF OBTAINING A DETERMINATION OF PARISH OBLIGATIONS TO FUND STATE MANDATED EXPENSES FOR ITS JUSTICE SYSTEM.

WHEREAS, St. Tammany Parish's Justice System ("Judicial System") is made of up the 22<sup>nd</sup> Judicial District Court for St. Tammany Parish, the St. Tammany Parish Jail, the District Attorney for the 22<sup>nd</sup> Judicial District Court, St. Tammany Parish and other agencies;

WHEREAS, the Judicial System for St. Tammany Parish is located at the Justice Center in Covington, LA which was constructed, is owned, operated and maintained by St. Tammany Parish;

WHEREAS, also in Covington, LA is the St. Tammany Parish Jail which was constructed, is owned, and maintained by St. Tammany Parish;

WHEREAS, St. Tammany Parish has funded the facilities, construction, maintenance and operations of the Justice Center through the Parish's Justice Center Tax which expired in 2021;

WHEREAS, St. Tammany Parish Government has attempted multiple times to renew the Justice Center tax prior to its expiration in 2021 and has attempted to pass a new tax for this purpose; all attempts to renew or pass said tax have failed;

WHEREAS, the St. Tammany Parish's main funding source for the Justice System is the General Fund which generates far less than the requested budget amounts for said Justice System;

WHEREAS, the 2023 budget requests received by the Parish for Justice System agencies, the Justice Center facility and the Parish Jail far exceed the projected revenues for the General Fund;

WHEREAS, a myriad of state laws form the basis of the Justice System costs mandated to be paid by Parish Government; further, the Justice System agencies and the Parish require clarity as to these mandated expenses;

WHEREAS, due to the fact that the Parish's General Fund is insufficient to cover all of the Justice System agencies' budget requests along with the cost of the Justice Center facility and Parish Jail; therefore, it is necessary for Parish Government to obtain a judicial determination of its obligation to fund the cost of the state mandates for which the Justice System agencies have requested funding;

WHEREAS, James Bradford of the law firm Daigle, Fisse, PLC, has represented Parish Government in numerous matters in a competent and efficient manner and has an in-depth knowledge of the operations and funding of Parish Government;

IT IS HEREBY RESOLVED, that the Parish President and Parish Council authorize the hiring of outside counsel to prosecute and defend the Parish Government in any new legal matters to declare the right and extent of funding owed by Parish Government to the Justice System agencies, the Justice Center facility and Parish Jail. Counsel to be compensated in accordance with the published rates approved by the Louisiana Attorney General's Office.

NOW FURTHER, THE PARISH OF ST. TAMMANY RESOLVES that James Bradford of the law firm Daigle, Fisse, PLC be hired to represent Parish Government for all actions necessary and related to the issues raised herein.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY \_\_\_\_\_, SECONDED BY \_\_\_\_\_

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 6<sup>TH</sup> DAY OF OCTOBER, 2022, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

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JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

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KATRINA L. BUCKLEY, CLERK OF COUNCIL

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: OTF #3

COUNCIL SPONSOR: BINDER

PROVIDED BY: COUNCIL STAFF

RESOLUTION TO AUTHORIZE THE PARISH PRESIDENT TO HIRE A FIRM FOR THE PURPOSE OF CONDUCTING A FEASIBILITY AND COST STUDY ON THE PROPOSED RENOVATION OF THE PARISH EMERGENCY OPERATIONS CENTER IN COVINGTON, LA.

WHEREAS, St. Tammany Parish owns a building at 500 Boston St., Covington, LA, which has for a number of years been utilized as the Parish's Emergency Operations Center ("EOC");

WHEREAS, the EOC building is currently utilized as an EOC under an emergency activation of Parish Government and its partner agencies;

WHEREAS, the feasibility of renovating the EOC for future enhanced use is necessary in order to evaluate the use of the aged building, cost of renovating same and the on-going maintenance and operation cost of the building as an EOC;

WHEREAS, Parish Government has proposed to conduct a feasibility study for an amount no to exceed \$100,000. in order to provide needed information for the evaluation of the use of said building;

IT IS HEREBY RESOLVED, the Parish President is authorized to issue a contract for the purpose of determining the feasibility, cost and on-going operations and maintenance burden of renovating the EOC building located on Boston St. in Covington, said contract not to exceed \$100,000

NOW FURTHER, the Parish Council requests that it be apprised of the findings from the feasibility and cost study prior to conducting any further work on said proposed renovation of the EOC building.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY \_\_\_\_\_, SECONDED BY \_\_\_\_\_

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 6<sup>TH</sup> DAY OF OCTOBER,  
2022, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE  
MEMBERS BEING PRESENT AND VOTING.

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JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

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KATRINA L. BUCKLEY, CLERK OF COUNCIL



ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO. OTF #4

COUNCIL SPONSOR: BINDER/COOPER

PROVIDED BY: PROCUREMENT

RESOLUTION TO REVERSE AND WITHDRAW IDENTIFICATION OF CERTAIN MOVABLE PROPERTY AS SURPLUS.

WHEREAS, on August 4, 2022, the Parish Council passed Resolution Council Series No. C-6639, which declared certain movable property as surplus and authorized disposition of same;

WHEREAS, after passage of the Resolution, Parish Government determined that it has a continued need for one of the items previously declared surplus; and

WHEREAS, St. Tammany Parish Government now desires to reverse and withdraw its identification of these items as surplus.

THE PARISH COUNCIL OF ST. TAMMANY HEREBY RESOLVES that the designation and identification of the following items in Resolution Council Series No. C-6639 as surplus be reversed and withdrawn, as the Parish Government has continued need for these items:

ID Number	Description
99-364 2012	Eager Beaver 7 Ton Trailer

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: \_\_\_\_\_, SECONDED BY: \_\_\_\_\_

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 6<sup>TH</sup> DAY OF OCTOBER, 2022, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

\_\_\_\_\_  
JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

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KATRINA L. BUCKLEY, CLERK OF COUNCIL