

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

OCTOBER 05, 2023 ITEMS OFF-THE-FLOOR

RESOLUTION

- OTF #1.** Resolution to approve recommendations and authorize Civil Division Assistant District Attorney to proceed with the settlement of a lawsuit entitled Wayne McDonald Versus St. Tammany Parish Government, and its liability insurance carrier, ABC Insurance Company. (Airey/Cooper)

ORDINANCE FOR INTRODUCTION

- OTF #2.** Ordinance to amend the 2023 Capital Improvement Budget and Capital Assets - Amendment No. 63 - Coastal Restoration Capital Projects. (Lorino/Cooper)

ORDINANCE FOR ADOPTION

- OTF #3.** 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 remove from an Area of Special Concern 3.226 acres of land located in Section 13, Township 7 South, Range 11 East, St. Tammany Parish. (Ward 3, District 5) (Toledano) (Introduced at the 09/27/2023 Special meeting)

ORDINANCE FOR INTRODUCTION

- OTF #4.** Ordinance requiring speed tables to be installed on Melissa Lane (R03J001). (Ward 3, District 2) (Fitzgerald)

ADJOURN

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-OTF #1

COUNCIL SPONSOR: AIREY/COOPER

PROVIDED BY: CIVIL DIVISION ADA

RESOLUTION TO APPROVE RECOMMENDATIONS AND AUTHORIZE CIVIL DIVISION ASSISTANT DISTRICT ATTORNEY TO PROCEED WITH THE SETTLEMENT OF A LAWSUIT ENTITLED WAYNE MCDONALD VERSUS ST. TAMMANY PARISH GOVERNMENT, AND ITS LIABILITY INSURANCE CARRIER, ABC INSURANCE COMPANY.

WHEREAS, St. Tammany Parish Government was made a party to the following lawsuit: Wayne McDonald versus St. Tammany Parish Government, and its liability insurance carrier, ABC Insurance Company, Case Number 2020-12400, Division "F," in the Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana; and

WHEREAS, the Civil Division Assistant District Attorney has recommended paying the agreed upon sum in settlement of the above-referenced litigation and claims of Wayne McDonald.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that the St. Tammany Parish Council approves the recommendation of the Civil Division Assistant District Attorney to settle the above-described lawsuit as to claims made by Wayne McDonald.

THE PARISH OF ST. TAMMANY FURTHER RESOLVES that the Civil Division Assistant District Attorney is authorized to proceed with the necessary action(s), including execution of all documents required, in connection with the settlement of the above-referenced litigation and claims of Wayne McDonald.

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 5TH DAY OF OCTOBER, 2023, ATA REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

JACOB "JAKE" A. AIREY, COUNCIL CHAIR

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

Administrative Comment

October 5, 2023

Civil Division, District Attorney – 22nd Judicial District

RESOLUTION TO APPROVE RECOMMENDATIONS AND AUTHORIZE CIVIL DIVISION ASSISTANT DISTRICT ATTORNEY TO PROCEED WITH THE SETTLEMENT OF A LAWSUIT ENTITLED WAYNE MCDONALD VERSUS ST. TAMMANY PARISH GOVERNMENT, AND ITS LIABILITY INSURANCE CARRIER, ABC INSURANCE COMPANY.

St. Tammany Parish Government is seeking approval and authorization for Civil Division Assistant District Attorney to proceed with the settlement of a certain lawsuit entitled: “Wayne McDonald versus St. Tammany Parish Government, and its liability insurance carrier, ABC Insurance Company, Case Number 2020-12400, Division “F,” in the Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana.”

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. OTF #2 ORDINANCE COUNCIL SERIES NO.: _____

COUNCIL SPONSOR: LORINO/COOPER PROVIDED BY: FINANCE/DEVELOPMENT

INTRODUCED BY: _____ SECONDED BY: _____

ON THE 5TH DAY OF OCTOBER, 2023

ORDINANCE TO AMEND THE 2023 CAPITAL IMPROVEMENT BUDGET AND CAPITAL ASSETS - AMENDMENT NO. 63
COASTAL RESTORATION CAPITAL PROJECTS

WHEREAS, St. Tammany Parish has prepared a capital improvement budget and capital asset list in accordance with the Home Rule Charter.

WHEREAS, St. Tammany Parish has identified additional capital improvements, capital assets, and/or grant-funded improvements for Fiscal Year 2024.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that the 2023 Capital Improvement Budget and Capital Assets List is amended as follows:

SECTION I: CAPITAL IMPROVEMENTS - INFRASTRUCTURE (ROADS, BRIDGES, DRAINAGE, AND UTILITIES)

<u>Project Title</u>	<u>Amendment</u>
CAPITAL PROJECTS - 203-4004 - COASTAL RESTORATION	
Tchefuncte West Bank Marsh Restoration	\$ 16,500.00

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 become effective upon adoption and execution.

MOVED FOR ADOPTION BY:

SECONDED BY:

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

YEAS:

NAYS:

ABSTAINING:

ABSENT:

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A MEETING OF THE PARISH COUNCIL ON THE 2ND DAY OF NOVEMBER, 2023; AND BECOMES ORDINANCE COUNCIL SERIES NO. _____.

JACOB "JAKE" A. AIREY, COUNCIL CHAIR

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT
ST. TAMMANY PARISH GOVERNMENT

Published Introduction: _____, 2023

Published Adoption: _____, 2023

Delivered to Parish President: _____, 2023 at _____

Returned to Council Clerk: _____, 2023 at _____

ADMINISTRATIVE COMMENT
AMENDMENT NO. 63 - 2023 CAPITAL IMPROVEMENTS - OCTOBER 2023 OFF-THE-FLOOR

SECTION I: CAPITAL IMPROVEMENTS - INFRASTRUCTURE (ROADS, BRIDGES, DRAINAGE, AND UTILITIES)

CAPITAL PROJECTS - 203-4004 - COASTAL RESTORATION

Tchefuncte West Bank Marsh Restoration

Scope: This amendment will fund additional geotechnical boring, testing, and design services to be performed by a sub-consultant under the current contract. The geotechnical investigation will be done in the Lake Pontchartrain borrow areas. Performance of this work expedite design and will avoid the delay of the entire project.

Status: Work will be completed in approximately 60 days.

Budget including work completed to date:	Current Budget	Amendment	Revised Budget
Grant Funds - S2106 - US Department of Interior - GOMESA Bonds	224,171.50	16,500.00	240,671.50
	224,171.50	16,500.00	240,671.50

This Ordinance is presented off-the-floor in order to continue project progression.

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 7421

ORDINANCE COUNCIL SERIES NO.: _____

COUNCIL SPONSOR: MR. TOLEDANO

PROVIDED BY: COUNCIL STAFF

INTRODUCED BY: MR. LORINO

SECONDED BY: MS. TANNER

ON THE 27TH DAY OF SEPTEMBER, 2023

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 REMOVE FROM AN AREA OF SPECIAL CONCERN 3.226 ACRES OF LAND LOCATED IN SECTION 13, TOWNSHIP 7 SOUTH, RANGE 11 EAST, ST. TAMMANY PARISH.

WHEREAS, Section 115-3 of the Land Development Code allows St. Tammany Parish Government to declare certain designated areas as Areas of Special Concern when the Department of Engineering, after careful consideration of the available data, has determined that an area is particularly susceptible to adverse drainage and flooding impacts that are likely to result from continued development and fill, necessitating the application of specific fill and building restrictions to address those impacts; and,

WHEREAS, the area in question was designated as an Area of Special Concern by St. Tammany Parish, Ordinance Council Series No. 22-4944, referred to as Red Gap Acres/Northern Homes Property area; and

WHEREAS, the Department of Engineering has reviewed the proposed redevelopment of the property located at 3.226 acres of land located in Section 13, Township 7 south, Range 11 east, St. Tammany Parish, which is consistent with the current use of single family residential, map of location attached as Exhibit “A”; and

WHEREAS, the Department of Engineering is of the opinion by removing the property from the designated Area of Special Concern, it will have no negative effects to surrounding property by allowing fill placement during redevelopment.

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, be amended to remove Section 13, Township 7 south, Range 11 east, St. Tammany Parish, from the Area of Special Concern called Red Gap Acres/Northern Homes Property, map attached hereto as Exhibit “A”.

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 ATA REGULAR MEETING OF THE PARISH COUNCIL
ON THE 5TH DAY OF OCTOBER, 2023; AND BECOMES ORDINANCE COUNCIL SERIES NO. 23-_____.

JACOB "JAKE" A. AIREY, COUNCIL CHAIR

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: _____, 2023

Published Adoption: _____, 2023

Delivered to Parish President: _____, 2023 at _____

Returned to Council Clerk: _____, 2023 at _____

Administrative Comment

October 5, 2023

Council office per Development

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 REMOVE FROM AN AREA OF SPECIAL CONCERN 3.226 ACRES OF LAND LOCATED IN SECTION 13, TOWNSHIP 7 SOUTH, RANGE 11 EAST, ST. TAMMANY PARISH. (WARD 3, DISTRICT 5)

The owner of the property located in Section 13, Township 7 south, Range 11 east located in District 5 has requested to have the property removed from the Area of Special Concern. The Engineering Department had no objections to this property being removed from the Area of Special Concern. The removal should have taken place at the same time the property was removed from the moratorium at the September 07, 2023 Council meeting. This item appears on the Off-the-Floor agenda because it is a time sensitive matter.

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. OTF #4

ORDINANCE COUNCIL SERIES NO. 23-

COUNCIL SPONSOR: MR. FITZGERALD

PROVIDED BY: COUNCIL STAFF

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 5TH DAY OF OCTOBER, 2023

ORDINANCE REQUIRING SPEED TABLES TO BE INSTALLED ON MELISSA LANE. (R03J001) (WARD 3, DISTRICT 2)

WHEREAS, St. Tammany Parish Government is charged with protecting the safety and welfare of the citizens of St. Tammany Parish; and

WHEREAS, there is a documented speeding issue on Melissa Lane which is an imminent threat to residents, especially children, living on the street; and

WHEREAS, funding has been budgeted to pay for the installation of speed tables to address this public safety hazard.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that:

One or more speed tables is to be installed Melissa Lane. (R03J001)

The Parish Department of Public Works is directed to take any other necessary actions in conjunction with installation of speed tables to assist in addressing this hazard to area residents.

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 become 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:

JACOB "JAKE" A. AIREY, COUNCIL CHAIR

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Returned to Council Clerk: _____, 2023 at _____