

**MINUTES OF ST. TAMMANY PARISH COUNCIL MEETING
THURSDAY, APRIL 7, 2016 AT 6:00 P.M.
ST. TAMMANY GOVERNMENT COMPLEX
21490 KOOP DRIVE, MANDEVILLE, LA.**

Call to Order by Honorable Marty Dean, Chairman

Invocation by Mr. Sharp

Pledge of Allegiance by Mr. Thompson

Roll Call: **Dennis Sharp**
 James A. (Red) Thompson
 Michael R. Lorino, Jr. ABSENT
 Rykert O. Toledano, Jr.
 Richard E. Tanner
 Jacob (Jake) Groby
 Marty Dean
 Chris Canulette
 E. L. Gene Bellisario
 Maureen "MO" O'Brien
 Steve Stefancik
 Jerry Binder
 S. Michele Blanchard
 Thomas (T.J.) Smith, Jr.

PRESENTATIONS

**1. Presentation of Proclamation to St. Tammany Parish Government Employee of the Month.
(Brister)**

President Brister- In place of employee of the month, I would like to thank some people. Lots of people were affected by the recent flooding, and I would like to thank several agencies including the Louisiana National Guard, the Louisiana Wildlife and Fisheries, the Louisiana State Police, the St. Tammany Parish Sheriff's Office, the St. Tammany Fire Districts, and the St. Tammany Parish Government employees, among others. Thank you for your bravery and steadfastness during this time of need.

Dean - call to Council and Audience for items to be pulled from the Consent Calendar.

Ord. Cal. No. 5556	Ord. Cal. No. 5557	Ord. Cal. No. 5560
Ord. Cal. No. 5563	Reso. No. C-4551	Reso. No. C-4553

CONSENT CALENDAR

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	March 3, 2016
Council Committee Meeting	March 30, 2016

ORDINANCES FOR INTRODUCTION
(Public Hearing: May 5, 2016)

1. Ord. Cal. No. 5554 - Ordinance to extend for 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 the South Side of Highway 1088 from Soutl Street to Hickory Street. (Ward 4, District 7) (Groby)

2. Ord. Cal. No. 5555 - Ordinance ratifying the amendment of the St. Tammany Parish Home Rule Charter as approved by the voters on March 5, 2016. (Dean)

5. Ord. Cal. No. 5558 - Ordinance to Amend the 2016 Operating Budget - Amendment No. 5. (Dean/Brister)

6. Ord. Cal. No. 5559 - Ordinance to Amend the 2015 Operating Budget - Amendment No. 14. (Dean/Brister)

8. Ord. Cal. No. 5561 - Ordinance to correct the Road & Drainage Inventory. (Wards 1, 2, 3 & 4) (Districts 2, 3 & 10)

9. Ord. Cal. No. 5562 - Ordinance amending the size of the board of Recreation District No. 6 and to provide for other related matters. (Tanner)

11. Ord. Cal. No. 5564 - Ordinance amending the Official Parish Zoning Map to reclassify 14.132 acres from MD-1 to MD-2. (Ward 4, District 5) (2016-144-ZC) (ZC approved 3/1/16) (Dean/Brister)

12. Ord. Cal. No. 5565 - Ordinance amending the Official Parish Zoning Map to reclassify 23.37 acres from A-5 to A-5 and PUD. (Ward 1, District 1) (2016-149-ZC) (ZC approved 3/1/16) (Dean/Brister)

13. Ord. Cal. No. 5566 - Ordinance authorizing the Parish President to enter into a servitude agreement with WST Electric Cooperative for electric service to the Parish Regional Airport. (Ward 4, District 7) (Dean/Brister)

RESOLUTIONS

1. Resolution C.S. No. C-4550 - Resolution providing for canvassing the returns and declaring the result of the special election held in Road Lighting District No. 17. (Toledano)

3. Resolution C.S. No. C-4552 - Resolution providing for canvassing the returns and declaring the result of the election held to amend the Home Rule Charter. (Dean)

5. Resolution C.S. No. C-4554 - Resolution to amend Ordinance C.S. No. 16-3457 the 2016 Grant Budget. (Dean/Brister)

6. Resolution C.S. No. C-4555 - Resolution to amend Ordinance C.S. No. 15-3439 to make changes to the 2016 Capital Improvement Budget and Capital Assets. (Dean/Brister)

7. Resolution C.S. No. C-4556 - A resolution to establish Performance Obligations. (Dean/Brister)

8. Resolution C.S. No. C-4557 - Resolution to acknowledge the authority of the Parish President to execute an Entity/State Agreement with the LA DOTD for construction of improvements to Highway 11 at Cleo Road. (Ward 8) (Districts 9 and 14) (Dean/Brister)

9. Resolution C.S. No. C-4558 - Resolution to acknowledge and confirm three nominations the Parish President will submit to the Governor for the St. Tammany Levee, Drainage, and Conservation District Board. (Dean/Brister)

10. Resolution C.S. No. C-4559 - Resolution to adopt the St. Tammany Parish Title VI Program in compliance with Title VI of the Civil Rights Act of 1964. (Dean/Brister)

END OF CONSENT CALENDAR

Stefancik-Moved to adopt the consent calendar less items pulled, seconded by Bellisario. Unanimous with 1 absent (Lorino).

Dean-3. Ord. Cal. No. 5556 - Ordinance establishing a No Thru Trucks Zone on Harrison Avenue between Highway 59 and Highway 190. (Wards 3 and10) (District 5) (Toledano)

Toledano-Moved to postpone, seconded by Bellisario. Unanimous with 1 absent (Lorino).

Dean-4. Ord. Cal. No. 5557 - Ordinance accepting the dedication for public use of White Oak Lane in White Oak Estates and the Parish road maintenance system. (Ward 1, District 4) (Ward 1, District 4) (Lorino)

Dean- I have a note that there is an amended ordinance that needs to be substituted and introduced.

Don Henderson- The substitute ordinance was introduced at the agenda review meeting.

Toledano-Moved to introduce, seconded by Thompson

Dean-7. Ord. Cal. No. 5560 - Ordinance authorizing the Parish to accept the dedication of roads, roadside drainage infrastructure, and signage within Madison Villas Subdivision. (Ward 1, District 1) (Dean/Brister)

Thompson-Moved to postpone, seconded by Tanner. Unanimous with 1 absent (Lorino).

Dean-10. Ord. Cal. No. 5563 - Ordinance amending Parish Code to revise the testing standards for roadway construction and clarify requirements related to drainage and utility trench backfill. (Dean/Brister)

Dean-Why was this pulled?

Bellisario-The agenda review committee voted for the clarification and we now want to bring it before the Council to be introduced.

Bellisario-Moved to introduce, seconded by Stefancik. Unanimous with 1 absent (Lorino).

Dean-2. Resolution C.S. No. C-4551 - Resolution approving the issuance of Limited Tax Certificates of Fire Protection District No. 2. (Lorino)

Toledano-Moved to adopt, seconded by Stefancik. Unanimous with 1 absent (Lorino).

Dean-4. Resolution C.S. No. C-4553 - Resolution to set the salary of the St. Tammany Parish Coroner pursuant to Act 181, Section C(2) (R.S. 13:5725). (Binder)

Binder-Before I make a motion, I would like to explain to everyone and thank and acknowledge the legal team for their work. Act 181 gave the Parish the right to involve themselves with setting the Coroner's salary. The legal team made us aware of the section in the cooperative endeavor agreement that says if any line goes up, a budget amendment has to be presented to Leslie Long and finance. They will review the budget amendment and send a recommendation to the Parish Council. Once it is sent back to the Council, then it can be voted on at a future Council meeting. Mr. Preston came to the Council and said that the Coroner's office could eliminate the toxicology department and save \$300, 000/yr. This was after the 2016 budget was already presented to finance.

Dean-Does he plan on taking the \$300,000 and subtracting \$130, 000 and adjusting it?

Binder-When I talked to Dr. Preston, he said that he was planning on speaking to finance about the \$300,000 overage. Ms. Long, does he just have to show that he can accommodate the change in salary?

Leslie Long-Yes, but he also eliminated some employees when he eliminated the toxicology department, so he may not have to move money to account for the salary change.

Tanner-Once he submits the amendment, the Council Finance Committee will review it before it is voted on.

****Council discussion ensued.**

Binder-Moved to postpone, seconded by Bellisario. Unanimous with 1 absent (Lorino).

APPEALS

Dean-1. Jessica Lacy appealing the Zoning Commission DENIAL on January 5, 2016 to reclassify 2.88 acres located at the northeast corner of Northpark Blvd & Park Place, being 114 Northpark Blvd, Covington from HC-2 (Highway Commercial District) to HC-2A (Highway Commercial District). (Ward 3, District 5) (ZC15-10-071) (Postponed 2/4/16 and 3/3/16)

NOTE: To concur with Zoning DENIAL, a simple majority vote is required and adoption of a resolution.

NOTE: To override Zoning DENIAL, a majority vote of the entire Council is required and introduction of an ordinance.

Toledano-This has been held over a couple of times. I facilitated a meeting and it seems that the 2 parties have come to a meeting of the minds. The developer has agreed to come up with some deed restrictions, but they have not been submitted yet. I would like to postpone this appeal until the restrictions are received.

Stefancik-We need to keep in mind the time limit because this appeal may end up being resolved by time limits.

Toledano-I understand, and I believe that the time limit is 120 days. It has not been 120 days yet, but if it is resolved by time constraints, then that will be on the developer.

Toledano-Moved to postpone, seconded by Thompson. Unanimous with 2 absent (Lorino, Tanner).

ORDINANCES FOR ADOPTION

Dean-1. Ord. Cal. No. 5502 - Ordinance establishing a No Parking Zone on Windsor Court (R09-C-040). (Ward 9, District 11) (Introduced 12/3/15)(Postponed 1/14/16)(Postponed from 2/4/16)

Stefancik-I would like to postpone this item indefinitely and have it removed from the agenda until we decide to bring it back up for adoption.

Stefancik-Moved to postpone indefinitely, seconded by Binder. Unanimous with 2 absent (Lorino, Tanner).

Dean-2. Ord. Cal. No. 5540 - Ordinance to amend the 2016 Operating Budget - Amendment No. 4. (Introduced 3/3/16)

Bellisario-Moved to adopt, seconded by Canulette. Unanimous with 2 absent (Lorino, Tanner); becomes Ordinance C. S. 16-3484.

Dean-3. Ord. Cal. No. 5541 - Ordinance to amend the 2016 Operating Budget - Amendment No. 3. (Introduced 3/3/16)

Bellisario-Moved to adopt, seconded by Stefancik. Unanimous with 2 absent (Lorino, Tanner); becomes Ordinance C.S. 16-3485.

Dean-4. Ord. Cal. No. 5542 - Ordinance to amend the 2015 Operating Budget - Amendment No. 13. (Introduced 3/3/16)

Bellisario-Moved to adopt, seconded by Stefancik. Unanimous with 2 absent (Lorino, Tanner); becomes Ordinance C.S. 16-3486

Dean-5. Ord. Cal. No. 5543 - Ordinance to amend Ordinance C.S. No. 14-5293 the 2015-2019 Capital Improvement Budget and Program, and further identify Fixed Assets and Grant Awards. (Introduced 3/3/16)

Bellisario-Moved to adopt, seconded by Binder. Unanimous with 2 absent (Lorino, Tanner); becomes Ordinance C.S. 16-3487

Dean-6. Ord. Cal. No. 5544 - Ordinance to amend Ordinance C.S. No. 14-3246 the 2015-2019 Capital Improvement Budget and Program; and to further identify changes to the Capital Improvement List for 2015-2019. (Introduced 3/3/16)

Bellisario-Moved to adopt, seconded by Stefancik. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. 16-3488.

Dean-7. Ord. Cal. No. 5545 - Ordinance to authorize the Parish President to acquire certain parcels, rights of way, and/or servitudes through the Hazard Mitigation Grant Program. (Ward 8, District 13) (Introduced 3/3/16)

Blanchard-Moved to adopt, seconded by Stefancik. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. 16-3489.

Dean-8. Ord. Cal. No. 5546 - Ordinance amending the Official Parish Zoning Map to reclassify 1.933 acres from NC-5 to A-8. (Ward 4, District 10) (2015-57-ZC) (Zoning Commission approved 2/2/16) (Introduced 3/3/16)

O'Brien-I wanted to ask our attorney a question. Are we in possession of the deed restriction that was supposed to be submitted?

Terry Hand-No we are not.

Scott Gros-He is the engineer for the project. The developer has given deed restrictions to the neighbor and is ready to proceed once the neighbor agrees to the deed restrictions. The developer has agreed not to proceed with anything until they are filed.

O'Brien-Moved to postpone, seconded by Bellisario. Unanimous with 1 absent (Lorino).

Dean-9. Ord. Cal. No. 5547 - Ordinance amending the Official Parish Zoning Map to reclassify 7,499.9 square feet from A-3 to A-3 and MHO. (Ward 7, District 7) (2015-105-ZC) (Zoning Commission approved 2/2/16) (Introduced 3/3/16)

Groby-Moved to adopt, seconded by Thompson. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. 16-3490.

Dean-10. Ord. Cal. No. 5548 - Ordinance amending the Official Parish Zoning Map to reclassify 5.51 acres from NC-5 to HC-2A. (Ward 1, District 1) (2015-129-ZC) (Zoning Commission approved 2/2/16) (Introduced 3/3/16)

Thompson-Moved to adopt, seconded by Sharp. Unanimous with 2 absent (Lorino, Smith); becomes Ordinance C.S. 16-3491.

Dean-11. Ord. Cal. No. 5549 - Ordinance amending the Official Parish Zoning Map to reclassify 8.892 acres from NC-4 to A-4A. (Ward 1, District 1) (2015-132-ZC) (Zoning Commission approved 2/2/16) (Introduced 3/3/16)

Thompson-Moved to adopt, seconded by Sharp. Unanimous with 2 absent (Lorino, Smith); becomes Ordinance C.S. 16-3492.

Dean-12. Ord. Cal. No. 5550 - Ordinance to amend Ord. C.S. No. 00-0155 to reclassify 157.667 acres located west of Highway 1085 and east of Ochsner Boulevard, north of Highway 21 to provide major amendments to original PUD Plan. (Ward 1, District 1) (ZC00-03-020) (Introduced 3/3/16)

Thompson-Moved to adopt, seconded by Sharp. Unanimous with 2 absent (Lorino, Smith); becomes Ordinance C.S. 16-3493.

Dean-13. Ord. Cal. No. 5551 - Ordinance to correct the Road & Drainage Inventory to include Smith Road Lateral and an extension to Otis Drive. (Wards 3 & 6) (Districts 2 & 11)

Stefancik-Moved to adopt, seconded by Sharp. Unanimous with 2 absent (Lorino, Smith); becomes Ordinance C.S. 16-3494.

Dean-14. Ord. Cal. No. 5552 - Ordinance to authorize the Parish of St. Tammany, through the Office of Parish President, to acquire 49.179 acres adjacent to the St. Tammany Regional Airport for obstruction removal. (Ward 4, District 7) (Introduced 3/3/16)

Dean-We have one speaker card for Carlo Hernandez. (Mr. Hernandez declined to speak)

Groby-Moved to adopt, seconded by Thompson. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. 16-3495.

APPOINTMENTS

Dean-1. Resolution to appoint/reappoint members to the Board of the St. Tammany Development District. (Parishwide) (Bellisario) (Nominee: Edwin Cantin - 3/3/16)

Bellisario-Moved to appoint Edwin Cantin, seconded by Canulette. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4560.

Dean-2. Resolution to appoint Roger Tomberlin to serve out the unexpired term of Beau Lawson (resigned) on St. Tammany Parish Gravity Drainage District No. 6. (Districts 2 and 3)(Sharp)

Sharp-Moved to appoint Roger Tomberlin, seconded by Thompson. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4561.

Dean-3. Resolution to appoint/reappoint 4 members to St. Tammany Parish Recreation District No. 2. All terms have expired. (District 6) (Tanner) (Marvin Penton requested reappointment; Kabryna Longman, Ted Ober, and Mike Kyle requested appointment)

Tanner-Moved to reappoint Marvin Pention and to appoint Kabryna Longman, Ted Ober, and Mike Kyle, seconded by Stefancik. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4562.

Dean-4. Resolution to reappoint Skip Phillips, Floyd Trascher, and Peter Finger to Recreation District No. 5. All terms have expired. (Districts 6, 9, 11, and 14) (Bellisario)

Bellisario-Moved to reappoint Skip Phillips, Floyd Trasher, and Peter Finger, seconded by Stefancik. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4563.

Dean-5. Resolution to appoint/reappoint 6 members to St. Tammany Parish Recreation District No. 7. All terms have expired. (Districts 6, 7, 9, and 11) (Tanner) (George Polk, Earl Graves and Greg Crawford requested reappointment; Britanee Symons, Buffie Singletary, Tim Hartline requested appointment)

Tanner-Moved to reappoint George Polk, Earl Graves, and Greg Crawford and to appoint Britanee Symons, Buffie Singletary, and Tim Hartline, seconded by Bellisario. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4564.

Dean-6. Resolution to appoint/reappoint 3 members to the Regional Planning Commission. All terms have expired. (Parishwide) (Dean) (Mike Lorino has requested appointment; Steve Stefancik and Richard "Dick" Kelly have requested reappointment)

Binder-Moved to nominate Mike Lorino, Steve Stefancik, and Richard "Dick" Kelly, seconded by Bellisario. Unanimous with 1 absent (Lorino).

Bellisario-Moved to close nominations, seconded by Canulette. Unanimous with 1 absent (Lorino).

Binder-Moved to suspend the rules and appoint Mike Lorino, Steve Stefancik, and Richard "Dick" Kelly, seconded by Canulette. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4565.

Dean-7. Resolution to appoint/reappoint 4 members to St. Tammany Parish Sewerage District No. 4. All terms have expired. (District 4) (Lorino) (Mike Noto requested appointment; Clyde Russell, William Bartlett, and Robbie Robertson have requested reappointment)

Tanner-Doesn't Mike Noto work for us?

President Brister-I don't think this is the same Mike Noto, but we will check to make sure.

Toledano-Move to appoint Mike Noto and reappoint Clyde Russel, William Bartlett, and Robbie Robertson, seconded by Bellisario. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4566.

Dean-8. Resolution to appoint/reappoint 4 members to St. Tammany Parish Water District No. 4. All terms have expired. (Districts 2, 3, and 10) (Thompson) (Lorraine Saba requested appointment; Kathy Nastasi, Pierre Fabre, and Monique Stubbs requested reappointment)

Thompson-Moved to appoint Lorraine Saba and reappoint Kathy Nastasi, Pierre Fabre, and Monique Stubbs, seconded by Sharp. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4567.

DISCUSSIONS AND OTHER MATTERS

1. Motion to refer to Zoning Commission for recommendation the proposed re-zoning of two lots from A-3 to A-3 and MHO. (Ward 6, District 6) (Tanner)

Carlo Hernandez-The acreage is not on here for me to find out the cost, but if I had to estimate, you are about to waive \$375 if it were 1 acre. If it were less than 1 acre, I would estimate \$343.50.

Tanner-Moved to refer to Zoning Commission, seconded by Thompson. Unanimous with 1 absent (Lorino).

Bellisario-Moved to open off-the-floor agenda, seconded by Binder. Unanimous with 1 absent (Lorino).

OFF THE FLOOR AGENDA

Dean-1. Resolution to appoint/reappoint members to the Board of Commissioners for St. Tammany Recreation District No.1, the Council has six (6) appointments. (O'Brien). (Current member Steven Meyer, M.D. has resigned, Rick Danielson has requested appointment, Majure Savell, Bill Matthews, Jeffrey R. Blackman, Daniel Seiden and Todd Richard have requested reappointment.)

Toledano-Moved to appoint Rick Danielson and reappoint Majure Savell, Bill Matthews, Jeffrey R. Blackman, Daniel Seiden, and Todd Richard, seconded by O'Brien. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4568.

Dean- 2. Resolution to appoint/reappoint members to the Board of Commissioners for St. Tammany Parish Fire Protection District No. 12, the Council has four (4) appointments. (Sharp). (Kenneth Kimberly has resigned, Steven M. Swanson has requested appointment, Ronald W. Garrity, Susan Strain, D.V.M. and Sonny Schwing have requested reappointment)

Sharp-Moved to appoint Steven M. Swanson and reappoint Ronald W. Garrity, Susan Strain D.V.M., and Sonny Schwing, seconded by Thompson. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4569.

Dean-3. Resolution requesting that the St. Tammany Parish Legislative Delegation support 9-1-1 legislation relative to increasing surcharge fees for new technology for the St Tammany Parish Communications District Number One. (Bellisario)

Bellisario-We need to look at State laws on changes to technology. They are significant. People are dropping their land line in exchange for cell phones. We need to preserve the revenue of 911.

Smith-Can we conclude that people are dropping land lines to reduce personal costs?

Bellisario-No, it is because of technology changes.

Canulette-Technology will also help bring into the GPS. The technology should help reduce time and it should help first responders.

Tanner-Land lines are not being phased out because people in the country don't have good cell service. How much income will this generate for 911? And isn't the state going to do this statewide? I won't support this if this is just going to be in St. Tammany Parish Communications District No.1.

****Council discussion ensued.**

Sean Spencil-St. Tammany Parish Communications District. We are just coming forth to get Council approval, but this still has to go before the State Legislature. If this is approved today, but doesn't go through State, then it will not go forward.

Tanner-I don't like items off-the-floor, especially if you have been working on it for 2 years. We should have more information.

Bellisario-We didn't know when the State was going to go forward. When we found out, it was past our agenda deadline.

Binder-very much in support of 911 endeavors, but I want to know the estimated revenue of this increase and does 911 need this revenue?

Sean-Wired lines have decreased by 13% and wireless has only increased by 3%, so it is not balanced. I don't have the projected revenue amounts.

Bellisario-We will see a continued decline in the revenue stream because of the drop of land line services.

Smith-I can not support this in its current state. We have to look at the global situation because technology charges increase every year. I would support postponing and coming back to it.

Bellisario- If we postpone and State law passes this, then we just don't participate in this.

Wayne Molier-Wanted to answer Mr. Smith. He removed his land line recently because of costs. He agrees with Mr. Bellisario and Mr. Canulette, but feels they need to also consider the residents. They need to look at a way not to hurt the residents, especially those on fixed incomes.

Binder-I want to clarify something Mr. Bellisario said about the State law passing without our support. I would think that if it passes then all 64 Parishes would be included.

Sean-I agree, but I am not sure.

Bellisario-Moved to adopt, seconded by Canulette. Motion passes with 11 yeas, 2 nays (Dean, Smith), and 1 absent (Lorino).

Canulette-Moved to enter into executive session, seconded by Stefancik. Unanimous with 1 absent (Lorino).

EXECUTIVE SESSION

Dean-1. In Re: St. Tammany Parish Government v. James H. Welsh, in his official capacity as Commissioner of Conservation of the State of Louisiana, Department of Natural Resources, Court of Appeal, First Circuit State of Louisiana, Docket No. 2015 – CA – 1152.

Stefancik-Moved to leave executive session, seconded by O'Brien. Unanimous with 2 absent (Lorino, Blanchard).

Stefancik-Moved to file a writ of appeal to the Supreme Court, seconded by Bellisario.

Susan Cohen-Nancy Rd., Mandeville. Wonders if the water is okay and how to get it tested?

Margie Vicknair Pray-(holds up a picture of a fracking flare). Thank you for this. We are Voices of St. Tammany and we are doing a concert in May to celebrate the aquifer. I am inviting everyone. I want to remind you that we have so many great things here and we don't need fracking. Don't buy into the oil and gas myth.

John Lee-The issue is one of over reach by the big government. The Parish gives us the right to vote what we want via the Home Rule Charter. I commend and thank you for allowing us to have our Constitutional rights.

Marta Badon-Continue the legal fight to stop fracking. There is a long list of blight resulting from fracking and St. Tammany Parish residents don't want it.

Michelle Johnson-Chemicals used in fracking are not immediately made known. Fracking fluids cause cancers and other problems. We don't want it.

Leann McGee-I live in Abita Springs where the mayor and other officials are also against fracking. I work for the St. Tammany Parish School Board, and I feel it is my responsibility to protect the children's water.

William Badon-I am a lifelong resident of St. Tammany Parish. The land, water, air, trees are all important. Once it is destroyed, we can't get it back.

Judith Jones-I am asking the Council to vote to continue the lawsuit against Helis oil. I have walked 4 districts and the constituents are against fracking. Accidents are important because there are over 700 toxins involved in fracking. It is important that banks stop loaning money during fracking times.

Gary Simon-I urge the body to vote to appeal and send to the Supreme Court. Fracking should be permanently banned. Helis must be stopped and permanently put to rest.

Gail Ledet-I can't say anything that hasn't already been said.

Pete Miller-I just bought a house in Abita Springs. Research states that there is not such thing as a leak proof well. What happens once the water becomes poisoned?

Cathy O'Hair-They can put up to 22 wells at the fracking site. In Denton, Tx, where it first started, they no longer have fracking. (She then sang a song)

Kevin Coleman-Thank you for your vote. The case is about the right to govern through zoning. This case is contrary to so much that has happened. The Parish is not only fighting for itself, it is fighting for every municipality and Parish in the state.

Justine Rydzeski-I just bought here and almost pulled out of the sale. Thank you all. I represent the Catholic point of view. (She read a statement from the Pope). I ask the conservatives to continue to

be conservative.

Donald Castille-When an area allows fracking, home values decrease.

Carl Earnst-Representing CCST. I had a wonderful presentation, but it isn't needed. Thank you for your vote. CCST will stay in this suit with the Parish.

Rita McDonald-Thank you for fighting. I am against the location. Fracking can cause earthquakes. It will damage your homes and your insurance will not cover this.

Stewart Eastman-This fight is the most important thing you will do during your term in office.

Sandra Doney-(read a letter form Billy Graham ministries) I believe that God wants to bless us, but we have to do what is right. Protect us from fracking.

John Michael Myhal-from Preserve St. Tammany Initiative. Thank you. The issue is greater than fracking. If we can retain local control, then our citizens can decide.

Robert Belknap-The problem is that the people no longer trust those who are in office. The have the right for you to make the decision ripped from you is appalling.

Cassandra Krebs-Thank you for making the right decision. Preserve St. Tammany Initiative is very disappointed at the appellant level because they didn't talk about the public policy issues, which is what the people are interested in. It is way bigger than the heavy industry. Please be a model in this preemption.

Bonnie Eades (executive director of Northshore Business Council)-I am against the Council going further into this litigation. To pursue this matter would only be a bigger burden on taxpayers. The Northshore Business Council believes the Council has done its due diligence.

Dean-It is about the facts. We are not "selling out" the Parish as someone has suggested.

Susan Tyler-We must preserve our right to protect our homes. Thank you

****Council discussion ensued with Tanner, Groby, Smith, Stefancik, and Binder making remarks.**

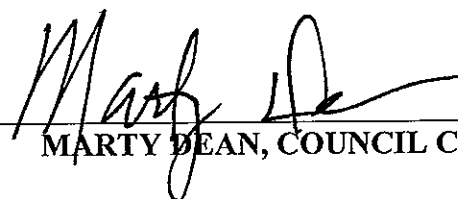
Dean-We have a motion on the floor.

Stefancik-Moved to file a writ of appeal to the Supreme Court, seconded by Bellisario. Motion passes with 11 yeas, 2 nays (Tanner, Blanchard), and 1 absent (Lorino).

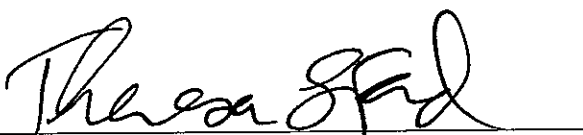
Toledano-Regarding what just took place. Everyone makes decisions according to their own thinking process. Don't think that someone has someone else in their pockets. Value the fact that opinions differ.

Smith-Council is blessed to have a great staff. I believe we have the best in the Parish, the State, and maybe even the Country. I would like to take the time to recognize Katrina Buckley for filling in during our Council Clerk's absence.

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



MARTY DEAN, COUNCIL CHAIRMAN



THERESA L. FORD, COUNCIL CLERK