

MINUTES OF ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, DECEMBER 4, 2014 AT 6:00 P.M.

ST. TAMMANY GOVERNMENT COMPLEX

21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable R. Reid Falconer, AIA, Chairman

Invocation by Mr. Smith

Pledge of Allegiance by Mr. Stefancik

Roll Call: Marty Dean
Dennis Sharp
James A. (Red) Thompson
Martin W. Gould, Jr.
Richard E. Tanner
Jacob (Jake) Groby
R. Reid Falconer, AIA
Chris Canulette
E. L. Gene Bellisario
Maureen O'Brien
Steve Stefancik
Jerry Binder
Richard Artigue
Thomas (T.J.) Smith, Jr.

SPECIAL ITEMS

Falconer - 1) Ord. Cal. No. 5292 - Ordinance adopting the 2015 Parish Operating Budget. (Introduced 9/24/14) (Postponed 11/6/14)

Stefancik - the Finance Committee left one item open which we hope we can solve tonight. There are several Justices of the Peace and Constables in the audience who would like us to look at a change in their salaries for the coming year. I have the numbers laid out if someone would put a motion on the floor as to what the salaries will be.

Bellisario - moved to amend the budget to increase the salaries of the Justices of the Peace and the Constables by \$150 per month, second by Artigue.

Connie Moore - Justice of the Peace for Third Ward. The Justices of the Peace and Constables have not had a salary increase since 1998. They are not asking for special treatment or anything out of the ordinary. They are asking for a cost of living for the last 17 years, which amounts to an extra \$200 a month, which would bring their current salaries from \$500 per month up to \$700 per month. Intent is to keep salaries current with inflation and in line with other Justices and Constables across Louisiana. Asks Council to please consider an increase of \$200 per month.

Council Discussion ensued.

Tanner - moved to amend the amendment to strike out \$150 per month and make the increase \$200 per month, Gould.

Council Discussion ensued.

Tanner - restated motion to amend the amendment to strike out \$150 per month and make the increase \$200 per month, Gould. Motion passed with 7 yeas, 6 nays (Canulette, Bellisario, O'Brien, Stefancik, Binder, Artigue) and 1 absent (Dean).

Stefancik - voted on the amendment to the amendment, so now need to vote on the original amendment at the new cost.

Bellisario - moved to amend the budget to increase the salaries of the Justices of the Peace and the Constables by \$200 per month, second by Artigue. Motion passed with 8 yeas, 5 nays (Bellisario, O'Brien, Stefancik, Binder, Artigue) and 1 absent (Dean).

Stefancik - moved to change the Ward Courts salaries to add \$64,800 (which is \$200 per month) and to adjust the budget by moving \$25,000 to make the budget become just about even, second by Binder. Unanimous with 1 absent (Dean).

Carlo Hernandez - he attended all of the budget hearings and found them informative. He is requesting, for future budget hearings, that all departments post their budgets to the website at least three days before their hearing. He thanks the Council for helping to put lights on 1088. He also encourages the Council to continue to adequately fund the fracking lawsuit. Finally, he asks the Department of Planning to place all Administrative Decisions on-line within 48 hours of being made along with a brief explanation.

Stefancik - moved to adopt as amended, second by Canulette. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3245.

Falconer - 2) Ord. Cal. No. 5293 - Ordinance adopting the 2015-2019 Parish Capital Improvement Budget and Program, and further identify Fixed Assets & Grants Awards. (Introduced 9/24/14) (Postponed 11/6/14)

Carlo Hernandez - he hopes all of the funds are in place for the Mandeville bypass road. He would like to see a 25 foot to 50 foot buffer between the roadway and any construction. He is concerned that there is no capital available for the road.

Leslie Long - during 2014 money was budgeted for the road and during the year there will be more amendments made to the budget.

Hernandez - he also hopes the road will include bike path, etc.

Tanner - there are a lot of other places that need capital, which have been waiting longer for problems to be fixed, such as Claiborne Hill at Highway 190.

Stefancik - moved to adopt, second by Tanner. Unanimous with 1 absent (Dean); becomes Ordinance C.S. No. 14-3246.

PRESENTATIONS

Falconer - 1. Presentation by Jobs for America's Graduates (JAG). (O'Brien)

O'Brien - she feels privileged to recognize this program which works with at-risk youth. Only 50 students are allowed into the program each year. Then program also follows and assists the students for the first year after graduated. Jeff Bourne runs the program. He volunteered for 10 years until finally going to work for the program.

Jeff Bourne - they have had a lot of success with this program receiving help from the principals of the school and outside sources. This program is way out of the box from using normal educational means. They were funded by Community Partners, but now the students run their own business to fund it. The job of the program is to help struggling students find a path in like. Since 2011, eighty percent of the students from the program are still employed in the Parish.

O'Brien - Noel Morris is a student who was in the program for three years. She served a year as president and massed over 100 hours of community service. She is the top female JAG student in the state and currently works at Movie Tavern.

Noel Morris - she graduated in 2013. She has a rough childhood, but she learned not to let anything get in the way of what you want to achieve. She wants to be a movie director. She learned how to edit film from JAG. She still sees a lot of her classmates who are employed because of JAG. The program puts students into groups to help learn that you never know what is happening in other people's lives.

Gould - moved to open Off-the-Floor Agenda to move up Item No. 1, second by Groby. Unanimous with 1 absent (Canulette).

Falconer - 1. Presentation of Certificates of Recognition to Nikki Alonzo and George Bezue. (Tanner/Brister)

Patricia Brister - a couple of weeks ago, the Parish had an unwanted, uninvited surprise guest that could have become a very bad situation. These two employees remained calm and handled the situation very well.

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

Ord. Cal. No. 5312

Ord. Cal. No. 5313

Ord. Cal. No. 5321

Ord. Cal. No. 5321

Resolution C.S. No. C-4223

Resolution C.S. No. C-4233

Resolution C.S. No. C-4234

Resolution C.S. No. C-4235

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

November 6, 2014

ORDINANCES FOR INTRODUCTION

(Public Hearing: January 8, 2015)

1. Ord. Cal. No. 5311 - Ordinance to amend Ordinance Council Series Numbers 00-0174, 05-1049, 05-1199, 14-3167 and 14-3229 to provide for amendments to the Personnel Policies pertaining to benefits, annual leave and sick leave. (Tanner)

4. Ord. Cal. No. 5314 - Ordinance to extend for an additional six (6) months the moratorium on the approval of rezoning and issuance of plan review permits, not previously received, for property abutting the Louisiana Highway 21 Planned Corridor from Lalanne Road North to Azalea Drive. (Ward 1, District 1) (Dean)

5. Ord. Cal. No. 5315 - Ordinance amending the Official Parish Zoning Map to reclassify 3 acres located west Highway 434, east of P. W. Vortisch Road from A-2 (Suburban District) to A-2 (Suburban District) and RO (Rural Overlay). (Ward 6 & 7, District 11) (ZC14-11-099) (Falconer/Brister)

6. Ord. Cal. No. 5316 - Ordinance to authorize the Parish President to acquire certain parcels of immovable property and/or rights-of-way for future drainage improvements for Little Creek. (Ward 4, District 5) (Falconer/Brister)

7. Ord. Cal. No. 5317 - Ordinance to authorize the Parish President, to acquire and/or lease certain parcels and/or rights-of-way for the purpose of establishing a library branch in south Slidell. (Ward9, District 12) (Falconer/Brister)

8. Ord. Cal. No. 5318 - Ordinance to correct the Road & Drainage Inventory to include Dummyline Road Lateral; Two (2) Edgar Kennedy Road Laterals; Sunshine Avenue Lateral and Normand Oaks Subdivision Lateral. (Wards 3 & 6) (Districts 2, 3, 6 & 11) (Falconer/Brister)

9. Ord. Cal. No. 5319 - Ordinance to amend Parish Code, Chapter 20 Roads and Bridges, Article III. Road Lighting District, Section 20-006.00 District No. 6, to amend the boundaries thereof. (Groby)

10. Ord. Cal. No. 5320 - Ordinance to authorize the Parish President to acquire certain parcels of immovable property for future expansion of Highway 59 and Little Creek. (Ward 4, District 5) (Falconer/Brister)

RESOLUTIONS

2. Resolution C.S. No. C-4224 - Resolution to acknowledge the authority pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09 for the St. Tammany Parish Government, through the Office of the Parish President, to execute a Cooperative Endeavor Agreement with the Children's Museum of St. Tammany, Inc. for use of space in Kids Town. (Falconer/Brister)

3. Resolution C.S. No. C-4225 - Resolution to acknowledge the authority pursuant to Chapter 23 of the Parish Code of Ordinances for St. Tammany Parish Government, through the Office of the Parish President, to execute a Utility Services Agreement with St. Anthony's Gardens Retirement Community or its affiliates for the provision of water and sewerage treatment services. (Ward 4, District 5) (Falconer/Brister)

4. Resolution C.S. No. C-4226 - Resolution to acknowledge the authority pursuant to Chapter 23 of the Parish Code of Ordinances for St. Tammany Parish Government, through the Office of the Parish President, to execute a Utility Services Agreement with Most Holy Trinity Roman Catholic Church, Covington, Louisiana, or its affiliates for the provision of water and sewerage treatment services to Most Holy Trinity Catholic Church. (Ward 4, District 5) (Falconer/Brister)

5. Resolution C.S. No. C-4227 - Resolution to acknowledge the receipt and review of the 2013/2014 Municipal Water Pollution Prevention Environmental Audit Report for the Castine Regional Sewage Treatment Facility. (Falconer/Brister)

6. Resolution C.S. No. C-4228 - Resolution to amend Ordinance C.S. No. 13-3052 - Grant Awards. (Falconer/Brister)

7. Resolution C.S. No. C-4229 - Resolution naming Laporte, APAC as the Audit Firm for the Fiscal Year 2014. (Falconer/Brister) (Falconer/Brister)

8. Resolution C.S. No. C-4230 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$177,000 from the Grand Maison Voluntary Developmental Agreement Escrow Account to Drainage Impact Fee Account (366). (Falconer/Brister)

9. Resolution C.S. No. C-4231 - Resolution to create a Fairgrounds Advisory Review Board to review current Fairgrounds operations and improvements, and to provide recommendations to the Parish Council and Administration for improvements to same. (Falconer/Brister)

10. Resolution C.S. No. C-4232 - Resolution establishing Performance and Warranty Obligations. (Falconer/Brister)

14. Resolution C.S. No. C-4236 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - District 12 - Fund 312. (Falconer/Brister)

15. Resolution C.S. No. C-4237 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Capital - Drainage Impact Fees. (366-00) (Falconer/Brister)

16. Resolution C.S. No. C-4238 - Resolution approving the issuance, sale and delivery of not exceeding Forty Million Dollars (\$40,000,000) of St. Tammany Public Trust Financing Authority Revenue and Refunding Revenue Bonds (Christwood Project) in one or more series. (Falconer/Brister)

END OF CONSENT CALENDAR

Stefancik - moved to adopt Consent Calendar less items pulled, second by Smith. Unanimous with 1 absent (Canulette).

Falconer - 2. Ord. Cal. No. 5312 - Ordinance to name the Slidell Airport Road Extension as the T. J. Smith Sr Expressway. (Stefancik)

Bellisario - moved to amend the road to Dr. T.J. Smith, Sr. Expressway, second by Gould. Motion passed with 12 yeas, 1 abstention (Smith) and 1 absent (Dean).

Bellisario - moved to introduce, second by Tanner.

Falconer - 3. Ord. Cal. No. 5313 - Ordinance to extend for an additional six (6) months the moratorium on the opening of new streets in Angelic Estates. (Ward 3, District 5) (Gould)

Terri Lewis Stevens - she would like clarification as to why this needs to be extended and what was the original emergency.

Gould - the developers have not met the drainage requirements and have other issues which need to be addressed before any further construction is completed.

Gould - moved to introduce, second by Thompson.

Falconer - 11. Ord. Cal. No. 5321 - Ordinance to authorize the Parish President to enter into a Cooperative Endeavor Agreement with Northshore Community Foundation for usage of a portion of the Parish's undeveloped property near the St. Tammany Parish Justice Center. (Ward 3, District 3) (Falconer/Brister)

Barbara Dodds - would like to know the Parish policy on using property purchased by tax money for a private foundation. She would like this to be postponed for further information.

Kelly Rabalais - the Louisiana Constitution allows government entities to enter into Cooperative Endeavor Agreements with public and private organizations as long as it is beneficial to the Parish.

Thompson - moved to introduce, second by Canulette.

Falconer - 12. Ord. Cal. No. 5322 - Ordinance to amend St. Tammany Parish Uniform Development Code by creating Section 6.09 Entertainment Overlay. (Gould)

Stevens - would like to know what prompted this overlay? Why it has come up now, and what is the specific reason for it? Why doesn't the attachment address what could come from alcohol use in the overlay? She does not believe it is developed well enough.

Gould - it was developed along with new alcohol licencing requirements. The Overlay will be sent to the Zoning Commission to be further developed and will have a public hearing.

Gould - moved to introduce and refer to the Zoning Commission, second by Thompson. Unanimous with no one absent.

Falconer - 1. Resolution C.S. No. C-4223 - Resolution of the St. Tammany Parish Council to recognize and confirm administrative appointment. (Falconer/Brister)

Stefancik - moved to remove, second by Tanner. Unanimous with no one absent.

Falconer - 11. Resolution C.S. No. C-4233 - Resolution to Concur/Not Concur with the Covington annexation and rezoning of 50.03 acres located at Section 29, Township 6 South, Range 11 East, Tract A, Swett Family Subdivision from Parish A-1-A with Rural Overlay District to Covington RS-1 (Single Family Residential District). (Ward 3, District 3) (Falconer/Brister)

Margie Vicknair-Pray - she noticed the Rural Overlay on permit changes and wanted to know what is meant as opposed to standard zoning.

Fontenot - they were trying to zone the Parish for different densities. One of the concerns was that some rural uses would not be addressed under certain densities. The Overlay allows for rural agriculture, and commercial businesses such a small mechanics.

Thompson - moved to concur, second by Gould. Unanimous with no one absent.

Falconer - 12. Resolution C.S. No. C-4234 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Parish Wide - Fund 300. (Falconer/Brister)

Stevens - she is concerned because from one line to the next on this amendment money is removed from the Dove Park Road widening budget.

Gina Campo - they reviewed the amendment per Ms. Stevens request, and the amount of money listed is for the contract bid. There is no reduction in the 300 account. The money is being moved from a District account.

Tanner - moved to adopt, second by Gould. Unanimous with no one absent.

Falconer - 13. Resolution C.S. No. C-4235 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - District 5 - Fund 305. (Falconer/Brister)

Stevens - she would like Mr. Gould to explain about the money.

Gould - the money is being moved from District Capital money which has been built up for years, and it will be used for the Emerald Forest extension. It will not have an impact on Dove Park.

Brister - this is something done throughout the year from the 300 fund to another. When the fund builds up, they move the money to a project which needs it.

Gould - moved to adopt, second by Thompson. Unanimous with no one absent.

APPEALS

Falconer - 1. Henry Billiot, on behalf of Marigny Land, LLC, appealing the Zoning Commission DENIAL on November 5, 2014 to rezone 1.55 acres located on the northeast corner of Destin Street and Marigny Street, west of Lamarque Street from A-4 (Single Family Residential District) to A-4-A (Single Family Residential District). (Ward 4, District 7) (ZC14-11-097)

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.

Henry Billiot - represents Marigny Land. The location of this property is north of Highway 190 where Marigny dead ends at Destin. Ms. O'Brien set up a meeting with the neighbors who only want 4 houses per lot. The property is zoned for four lots to an acre, but he has asked for A-4-A to allow 6 lots. The map shows different lot sizes all around it most of which are smaller. He had a broker's opinion placing the values of new homes at \$225,000. The majority of homes in the area are smaller and on 50 foot lots. The proposed square footage of the planned houses varies, but all are larger than the existing lots, and they all will include larger buffers. He is willing to sit down with the neighbors, but they said they could not meet with him. If he were to sell these lots instead of build on them, the new owner could come in and clear cut the lots. He is planning on leaving as many trees as possible and build houses that will be assets to the area.

Gil King - submitted a petition with 150 signatures against this rezoning request because it is a density problem and a property value issue.

Naomi Rosenthal - they are worried that Mr. Billiot will come in, cut down all of the live oaks and build 6 houses. She has lived there for many years and is worried what these new houses will do to property values.

Ron Baxter - the petition makes it clear that no one in the neighborhood wanted this area rezoned. Mandeville has various lot sizes which is its character, but they do not want more lots like that.

Margie Vicknair-Pray - she attended the meeting when this was discussed and the room was packed with people who opposed this project. The people are here because they do not want to be like downtown Mandeville. They feel they are special and different.

Billiot - he listened to them, and they do have some relevant comments. He is willing to keep all of the people in the loop. This is not a density issue. Mr. King has a 50 foot lot, and these lots will be bigger.

King - his property touches this property for 226 feet and it has 150 feet of frontage. He owns Lots 1 and 2 on the eastern most side of the square.

Baxter - he wants to remind Mr. Billiot that when they were getting the petition signed, they are all aware of the various lots sizes, but they do not want 6 houses on this particular lot. The people in this area do not want even 5 houses on this lot.

Vicknair - part of the property is a street that was never built. Was that issue ever decided on?

O'Brien - there is a right-of-way issue and that portion cannot be built on.

Stevens - rezoning is not the right of a property owner.

Billiot - this is not a rezoning issue. A-4 allows 6 lots. The right-of-way is on the Marigny side and is not part of the property.

Groby - he walked the area and talked to the residents. The only thing built across the right-of-way are driveways.

Canulette - as of right now, Mr. Billiot can put 6 lots on the property?

Sidney Fontenot - because of the minimum lot frontage, he cannot build 6 lots.

Canulette - A-4-A would allow him to maneuver among the acreage to meet requirements.

Fontenot - there are no regulations against removing trees if there is a good plan to meet the frontage requirements.

Council Discussion ensued.

Groby - moved to concur with the Zoning denial, second by O'Brien. Motion passed with 9 yeas, 4 nays (Gould, Canulette, Binder, Artigue) and 1 abstention (Bellisario).

Groby - moved to adopt a resolution, second by Canulette. Unanimous with no one absent, becomes Resolution C.S. No. C-4239.

ORDINANCES FOR ADOPTION

Falconer - 1. Ord. Cal. No. 5170 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume 1 (Zoning) Section 5.27 MD-1 (Medical Residential District), Section 5.28 MD-2 (Medical Clinic District), and Section 5.29 MD-3 (Medical Facility District) relative to buffer, setback, and height regulation. (ZC-14-02-019) (Introduced 3/6/14) (Postponed 4/3/14, 5/1/14 and 6/5/14) (Ordinance was Postponed until the September meeting on 7/10/14) (Postponed 9/4/14)

Gould - moved to postpone, second by Thompson. Unanimous with 2 absent (O'Brien, Smith).

Falconer - 2. Ord. Cal. No. 5172 - Ordinance to amend and reenact Section 3-164.00 Location Restrictions of the Alcoholic Beverage Regulations under Article VII - All Wards. (Introduced 4/3/14) (Postponed 5/1/14 and 6/5/14) (Ordinance was postponed until the September meeting on 7/10/14) (Postponed 9/4/14)(Reintroduced 10/2/14)(Postponed 11/6/14)

Stan Harris - he is the president of the Restaurant Association, and they have been working with Mr. Gould to make a reasonable ordinance which addresses all issues.

Stefancik - he is still trying to understand this. If this amendment goes through, he does not think it can be adopted. He is trying to understand how it will work.

Gould - it involves the Entertainment Overlay which is being sent to the Zoning Commission. This Ordinance will not be adopted until June 6, 2015, so there will be a chance for the Zoning Commission and Council to review the Entertainment Overlay before anything is done.

Falconer - 3. Ord. Cal. No. 5280 - Ordinance to declare Lot 2, Square C, Lakeshore Village Subdivision (3714 Riviera Drive, Slidell) as surplus tax-adjudicated property and authorize the donation of said property to the City of Slidell. (Ward 9, District 12) (Introduced 10/2/14) (Postponed 11/6/14)

Binder - moved to adopt, second by Stefancik. Unanimous with 3 absent (Gould, Canulette, O'Brien); becomes Ordinance C.S. No. 14-3247.

Falconer - 4. Ord. Cal. No. 5281 - Ordinance amending the Official Parish Zoning Map to reclassify 20.145 acres located north of I-12, west of Holiday Square Blvd., South of Versailles Subdivision to PUD (Planned Unit Development Overlay). (Ward 3, District 5) (ZC08-01-007) (Introduced 10/2/14) (Postponed 11/6/14)

Mike Saucier - he represents the Versailles Homeowners' Association. They have worked out all of the issues with the adjoining subdivisions. They put an assemblage together of some difficult properties, which were land locked, and changed the road plan to tie in the Holiday Square Extension and a future connection to Three Rivers Road. The ultimate goal is to redevelop the entire corner.

Alvin LeBlanc - he represents the Board of the Versailles Subdivision. He participated in the negotiations and they are in support of the revised plans.

Tanner - moved to adopt, second by Dean. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3248.

Falconer - 5. Ord. Cal. No. 5296 - Ordinance establishing a No-thru Trucks Zone on Marigold Drive, N. Azalea Drive and Zinnia Drive. (Ward 1, District 1) (Introduced 11/6/14)

Dean - moved to adopt, second by Thompson. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3249.

Falconer - 6. Ord. Cal. No. 5297 - Ordinance amending the Official Parish Zoning Map to reclassify 10.35 acres located west of Bunny Lane, south of Joiner Wymer Road from A-1 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 1, District 3) (ZC14-10-095) (ZC approved 10/7/14) (Introduced 11/6/14)

Thompson - moved to adopt, second by Sharp. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 14-3250.

Falconer - 7. Ord. Cal. No. 5298 - Ordinance amending the Official Parish Zoning Map to reclassify 3.22 acres located north of Ronald Regan Highway, east of Gottschalk Road, west of LA Highway 1077 from A-1 (Suburban District) to A-1 (Suburban District) and RO (Rural Overlay). (Ward 1, District 3) (ZC14-10-094) (ZC approved 10/7/14) (Introduced 11/6/14)

Thompson - moved to adopt, second by Sharp. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 14-3251.

Falconer - 8. Ord. Cal. No. 5299 - Ordinance amending the Official Parish Zoning Map to reclassify 3.457 acres located at the end of Singletary Road, south of Galloway Road from A-1 (Suburban District), MHO (Manufactured Housing Overlay) and RO (Rural Overlay) to A-2 (Suburban District), MHO (Manufactured Housing Overlay) and RO (Rural Overlay). (Ward 2, District 6) (ZC14-10-091) (ZC approved 10/7/14) (Introduced 11/6/14)

Tanner - moved to adopt, second by Thompson. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 14-3252.

Falconer - 9. Ord. Cal. No. 5300 - Ordinance amending the Official Parish Zoning Map to reclassify 3.37 acres located north of Lee Settlement Road, west of Hay Hollow Road, east of Thomas Cyprian Road, being 11474 Lee Settlement Road, Folsom from A-1 (Suburban District) to A-1A (Suburban District). (Ward 2, District 3) (ZC14-10-090) (ZC approved 10/7/14) (Introduced 11/6/14)

Thompson - moved to adopt, second by Gould. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3253.

Falconer - 10. Ord. Cal. No. 5301 - Ordinance amending the Official Parish Zoning Map to reclassify 0.18 acres located at the end of 11th Street, north of Marquette Street, west of 10th Street, Chinchuba Subdivision from A-5 (Two Family Residential District) and CB-1 (Community Base Facilities District) to NC-1 (Professional Office District). (Ward 4, District 4) (ZC14-10-088) (ZC approved 10/7/14) (Introduced 11/6/14)

Dean - moved to adopt, second by Gould. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3254.

Falconer - 11. Ord. Cal. No. 5302 - Ordinance amending the Official Parish Zoning Map to reclassify 7.56 acres located on the west of Howze Beach Road, south of Spartan Drive from A-1 (Suburban District) to CB-1 (Community Based Facilities District). (Ward 9, District 12) (ZC14-10-087) (ZC approved 10/7/14) (Introduced 11/6/14)

Binder - moved to adopt, second by Smith. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3255.

Falconer - 12. Ord. Cal. No. 5303 - Ordinance amending the Official Parish Zoning Map to reclassify 1.1 acres located north of LA Highway 1078, west of Church Road, east of J and B Drive from A-1 (Suburban District) and RO (Rural Overlay) to PF-1 (Public Facilities District) and RO (Rural Overlay). (Ward 2, District 3) (ZC14-10-086) (ZC approved 10/7/14) (Introduced 11/6/14)

Thompson - moved to adopt, second by Tanner. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3256.

Falconer - 13. Ord. Cal. No. 5304 - Ordinance to amend St. Tammany Parish Code of Ordinances, Chapter 16, Parks, Recreation and Scenic Neighborhoods, Ordinance No. 94-2024, Section 16-131.02 Rules and Regulations Relative to the Speed Limit on the Tammany Trace. (Introduced 11/6/14)

Stefancik - most bikers ride the Trace at 20 miles per hour. Is this a problem in certain areas or over the whole trace because there are areas near Slidell where it should not be an issue to go faster.

Brister - it is dangerous when there are families mixed in with faster biking. Thinks the speed should be lowered on the Trace. They have seen many accidents because bikers have ignored stop signs, etc. She wants for everyone to be able to have fun.

Jeannine Meeds - she lives on the Trace. The problem is that the bikers who are practicing for races do not stop at stop signs. She saw a biker smash into a truck, but he got back up and kept going, but they are the ones who do not want to follow the signs.

Dean - moved to adopt, second by Gould. Motion passed with 11 yeas, 2 nays (Stefancik, Artigue) and 1 absent (Canulette); becomes Ordinance C.S. No. 14-3257.

Falconer - 14. Ord. Cal. No. 5305 - Ordinance to amend the 2014 Operating Budget - Amendment No. 10. (Introduced 11/6/14)

Stefancik - moved to adopt, second by Artigue. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3258.

Falconer - 15. Ord. Cal. No. 5307 - Ordinance to amend the Unified Development Code to limit the permitted size of boat houses on designated scenic streams in St. Tammany Parish. (Introduced 10/2/14) (Postponed 11/6/14)

Gould - moved to postpone, second by Smith. Unanimous with 1 absent (Canulette).

Falconer - 16. Ord. Cal. No. 5308 - Ordinance amending the Official Parish Zoning map to reclassify 0.5770 acre located north of Ben Thomas Road, west of US Highway 11, being 37407 Ben Thomas Road, Slidell from HC-2 (Highway Commercial District) to an I-2 (Industrial District). (Ward 9, District 14) (ZC14-09-080) (Introduced 11/6/14)

Smith - there are compelling issues to support an intensive increase in Zoning. This area was down zoned in Comprehensive Rezoning, but there is an existing building on the property which is why the property needs to industrial. He does not plan to continue changing the zoning in this area because there is a revitalization plan in place.

Smith - moved to adopt, second by Artigue. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3259.

Falconer - 17. Ord. Cal. No. 5309 - Ordinance to authorize the execution of a contract agreement pursuant to LA. R.S. 33:4791.1 between St. Tammany Parish Government and Acadian Ambulance Service, Inc. for the provision of Emergency and Non-emergency Ambulance Services within specific service areas of St. Tammany Parish. (Introduced 11/6/14)

Stefancik - he and Dwaine Meche (Acadian) and Chris Kauffman (Fire Districts). The final result of the meetings was a redefined map of the response zones and times which Acadian has to meet according to the contract. The old map had 20 minute response time zones, 15 minutes response time zones and 8 minute response time zones. The new map eliminated the 20 minute zones and expanded the 8 minute and 15 minute zones. The new contract will be signed to be in effect for January 1, 2015.

Dwaine Meche - he commends Mr. Stefancik for bringing many different agencies together to handle this process. This is a much better system than we had. Some of the hurdles that had to be met challenged them, but he thinks all parties involved were pleased.

Chris Kaufmann - he is the President of the Fire Chiefs Association. He thanks Mr. Stefancik and Mr. Canulette for including the fire chiefs in this process. Thinks this is a testament to bringing people together to create a better St. Tammany Parish. The citizens deserve nothing by the highest level of emergency response. This contract works to address the population changes of the Parish. Sixty percent of Acadian's calls take place in Fire Protection No. 1, so he will continue to work with Acadian.

Stefancik - moved to adopt, second by Bellisario. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3260.

Falconer - 18. Ord. Cal. No. 5310 - Ordinance to impose a six (6) month moratorium on the issuance of building permits for construction or placement of building structures on property within portions of Beverly Hills and Kingspoint subdivisions. (Ward 8, District 14) (Introduced 11/6/14)

Smith - moved to adopt, second by Artigue. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3261.

APPOINTMENTS

Falconer - 1. Resolution to reappoint/appoint two (2) members to the Board of Commissioners for the Tourist and Convention Commission. (Members, Daniel Schaus and Thomas J. Smith, Jr., terms are expiring December 31, 2014. (Parishwide) (Falconer)

Stefancik - moved to appoint Daniel Schaus and Thomas J. Smith, Jr., second by Binder. Unanimous with 1 absent (Canulette); becomes Resolution C.S. No. C-4240.

Smith - moved to open the Off-the-Floor Agenda to refer the hearing of Item #2 in Executive Session, second by Stefancik. Unanimous with 2 absent (Thompson, Canulette).

Stefancik - moved to open the Off-the-Floor Agenda for all remaining items, second by Sharp. Unanimous with 1 absent (Canulette).

DECEMBER 4, 2014 - ITEMS OFF-THE-FLOOR

Falconer - 3. Emergency Ordinance to impose a 30-day Moratorium, with an additional six (6) day extension, on the issuance of permits and plan review permits, not previously received, for boat houses or boat slips over 800 square feet on designated Louisiana State Scenic Streams within unincorporated St. Tammany Parish. (Falconer)

O'Brien - moved to introduce, second by Binder; becomes Ord. Cal. No. 5323.

O'Brien - moved to suspend the rules and adopt, second by Stefancik. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 14-3244.

Falconer - 4. Ordinance to impose a six (6) month moratorium on the issuance of permits and plan review permits, not previously received, for boat houses or boat slips over 800 square feet on designated Louisiana State Scenic Streams within unincorporated St. Tammany. (Falconer)

O'Brien - moved to introduce, second by Stefancik; becomes Ord. Cal. No. 5324.

Falconer - 5. Resolution to acknowledge authority pursuant to the Home Rule Charter Sections 1-04, 3-01 and 3-09 for the Parish of St. Tammany, through the Office of the Parish President, to execute a Cooperative Endeavor Agreement with Gulf Coast Housing Partnership, Inc. for home rehabilitation of Katrina/Rita damaged properties. (Falconer)

Tanner - moved to adopt, second by Groby. Unanimous with 1 absent (Canulette); becomes Resolution C.S. No. C-4242.

Falconer - 6. Motion to refer to Zoning Commission for recommendation the proposed re-zoning of 4.668 acres in Section 37, Township 8 South, Range 14 East, from its current zoning of HC-2 (Highway Commercial District) and NC-4 (Neighborhood Institutional District) to I-2 (Industrial District). (Ward 9, District 11) (Stefancik)

Stefancik - moved to refer, second by Binder. Unanimous with 2 absent (Thompson, Canulette).

Falconer - 7. Resolution to appoint Shelby LaSalle to replace Larry Rase (term expiring December 31, 2014) on the Board for the Greater New Orleans Expressway Commission. (Gould)

Stefancik - moved to adopt, second by Gould. Motion passed with 10 yeas, 1 abstention (Groby) and 3 absent (Thompson, Canulette, Artigue); becomes Resolution C.S. No. C-4243.

Falconer - 8. Resolution to vacate, in part, the six (6) month moratorium established by Ordinance C.S. No. 08-1741, and any subsequent extensions thereof, for the limited purpose of allowing the approval of rezoning applications and the issuance of plan review permits on 1.32 acres on Hwy 21, Section 46, Township 7 South, Range 11 East, as more particularly described in Exhibit A attached. (Ward 1, District 1) (Dean)

Dean - moved to adopt, second by Sharp. Unanimous with 2 absent (Thompson, Canulette); becomes Resolution C.S. No. C-4244.

Stefancik - moved to enter Executive Session, second by Smith. Unanimous with 3 absent (Thompson, Gould, Canulette).

EXECUTIVE SESSION

Falconer - 1. St. Tammany Parish Government v. James H. Welsh, Commissioner of Conservation. 19th JDC for the Parish of East Baton Rouge, Docket No. 631370.

Falconer - 2. Ronald A. Goux v. St. Tammany Parish Government, 13-1387 (La. App. 1 Cir. 10/24/2014).

Falconer - 3. In Re: SEC MCDC Reporting.

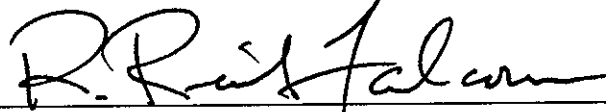
Falconer - 2. EXECUTIVE SESSION: Brittany Johnson v. St. Tammany Parish.

Stefancik - moved to leave Executive Session, second by Bellisario. Unanimous with 3 absent (Thompson, Canulette, Artigue)

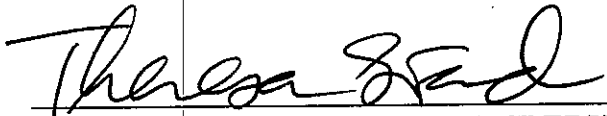
Falconer - no actions were necessary on Items 1, 2, or 3.

Stefancik - moved to adopt a resolution authorizing settlement of the lawsuit entitled Brittany Johnson v. St. Tammany Parish, second by Binder. Unanimous with 3 absent (Thompson, Canulette, Artigue); becomes Resolution C.S. No. C-4241.

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



R. REID FALCONER, AIA, COUNCIL CHAIRMAN



THERESA L. FORD, COUNCIL CLERK