

PUBLISHED OCTOBER 30, 2014 AND POSTED AT PARISH COMPLEX BY NOVEMBER 3, 2014

AGENDA

ST. TAMMANY PARISH COUNCIL MEETING
THURSDAY, NOVEMBER 06, 2014 AT 6:00PM
ST. TAMMANY GOVERNMENT COMPLEX
21490 KOOP DRIVE, MANDEVILLE, LA.

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

Invocation by _____

Pledge of Allegiance by _____

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

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

2) Ord. Cal. No. 5293(1) - Ordinance adopting the 2015-2019 Parish Capital Improvement Budget and Program, and further identify Fixed Assets & Grants Awards. (Introduced 9/24/14)

PRESENTATIONS

1. Presentation by Unifier Systems. (Bellisario)

CONSENT CALENDAR
(PAGES 1 THROUGH 4)

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.

MINUTES

Regular Council Meeting - October 2, 2014

Council Committee Meeting - October 29, 2014

ORDINANCES FOR INTRODUCTION
(Public Hearing November 6, 2014)

1. Ord. Cal. No. 5296 - Ordinance establishing a No-thru Trucks Zone on Marigold Drive, N. Azalea Drive and Zinnia Drive. (Ward 1, District 1) (Dean)
2. 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) (Falconer/Brister)
3. 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) (Falconer/Brister)
4. 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) (Falconer/Brister)
5. 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) (Falconer/Brister)
6. 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) (Falconer/Brister)
7. 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) (Falconer/Brister)
8. 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) (Falconer/Brister)
9. 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. (Falconer/Brister)
10. Ord. Cal. No. 5305 - Ordinance to Amend the 2014 Operating Budget - Amendment No. 10 (Falconer/Brister)

RESOLUTIONS

1. Resolution C.S. No. C-4204 - Resolution to acknowledge the authority Pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01, and 3-09, for the Parish President, to execute an amendment to contract between Garbage Service District No. 1 and Waste Management of Louisiana, L.L.C., for the collection and disposal of waste. (Bellisario)

2. Resolution C.S. No. C-4205 - Resolution approving the holding of an election in Parish Fire Protection District No. 1 to authorize the renewal of a parcel fee therein. (Bellisario)

3. Resolution C.S. No. C-4206 - Resolution to urge Congress to exclude man-made ditches from the definition of 'Waters of the U.S.' and to forward a certified copy of this Resolution to the St. Tammany Congressional Delegation, Louisiana Police Jury Association, Environmental Protection Agency, and the U.S. Army Corps of Engineers for support in this matter. (Falconer/Brister)

4. Resolution C.S. No. C-4207 - Resolution to vacate the six (6) month moratorium established by Ordinance C.S. No. 14-3184 on the issuance of permits for construction or placement of building structures on property within Voting Precinct 914. (Ward 9, District 14) (Smith)

5. Resolution C.S. No. C-4208 - Resolution to vacate the six (6) month moratorium established by Ordinance C.S. No. 14-3184 on the receipt of submissions by the parish zoning and planning commissions for the rezoning or re-subdivision of property and/or on the issuance of permits for construction or placement of any building structures on property south of Interstate 12, north of Highway 190, west of Highway 11, and east of Precinct S19 boundary line within unincorporated boundaries of Ward 9, District 14. (Smith)

6. Resolution C.S. No. C-4209 - Resolution to acknowledge the authority pursuant to Home Rule Charter Sections 1-04, 3-01 and 3-09, for the Parish President to execute a Utility Services Agreement with Dufour-Maier-Murray Partnership for the provision of water and sewerage treatment services to 5.22 acres on Highway 1088. (Ward 4, District 5) (Falconer/Brister)

7. Resolution C.S. No. C-4210 - Resolution to acknowledge the authority pursuant to Home Rule Charter Sections 1-04, 1-06, 3-01 and 3-09, for the Parish President to execute a Utility Services Agreement with St. Tammany Parish School Board for the provision of water services to Fontainebleau Junior High School. (Ward 6, District 5) (Falconer/Brister)

8. Resolution C.S. No. C-4211 - Resolution to acknowledge the authority pursuant to Home Rule Charter Sections 1-04, 3-01 and 3-09, for the Parish President to execute a Utility Services Agreement with Lonesome Development, LLC for the provision of water and sewerage treatment services to Spring Lakes Subdivision. (Ward 1, District 3) (Falconer/Brister)

9. Resolution C.S. No. C-4212 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, for the Parish President to execute a Cooperative Endeavor Agreement with Access Health Louisiana, Inc. for suicide prevention. (Falconer/Brister)

10. Resolution C.S. No. C-4213 - Resolution to acknowledge authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, for the Parish President to execute a Cooperative Endeavor Agreement with The Food Bank of Covington, La, Inc. to provide funding for operation of a food bank. (Falconer/Brister)

11. Resolution C.S. No. C-4214 - Resolution to acknowledge authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, for the Parish President to execute a Cooperative Endeavor Agreement with The Food Bank of Covington, La, Inc. to provide funding for operation of a dental clinic. (Falconer/Brister)

12. Resolution C.S. No. C-4215 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, for the Parish President to execute a Cooperative Endeavor Agreement with Volunteers of America of Greater New Orleans, Inc. for its suicide prevention program. (Falconer/Brister)

13. Resolution C.S. No. C-4216 - Resolution Establishing Performance and Warranty Obligations. (Falconer/Brister)

14. Resolution C.S. No. C-4217 - Resolution to declare certain movable property surplus and authorizing disposition of same. (Falconer/Brister)

15. Resolution C.S. No. C-4218 - Resolution to amend Ordinance C.S. No. 13-3052 - Grant Awards. (Falconer/Brister)

16. Resolution C.S. No. C-4219 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - District 4. (Fund 304) (Falconer/Brister)

17. Resolution C.S. No. C-4220 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Grants - Homeland Security. (404-40) (Falconer/Brister)

18. Resolution C.S. No. C-4221 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Utility Operations. (622-95) (Falconer/Brister)

END OF CONSENT CALENDAR

APPEALS

1. Greg Lockett appealing the Zoning Commission APPROVAL on October 7, 2014 to rezone 0.5770 acre located on the north side of Ben Thomas Road, west of Highway 11 from HC-2 (Highway Commercial District) to I-2 (Industrial District). (Ward 9, District 14) (ZC14-09-080) (Applicant: Vincent Ebeier)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of a ordinance.

NOTE: To override Zoning APPROVAL, a majority vote of the entire Council is required and adoption of a resolution.

ORDINANCES FOR ADOPTION (Public Hearing)

1. 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)

2. Ord. Cal. No. 5208 - Ordinance amending the official Parish Zoning Map to reclassify 2.03 acres located on the northwest corner of Meadows Blvd. & Airport Road from A-4 (Single-Family Residential District) to PF-1 (Public Facilities District). (Ward 9, District 11). (ZC14-05-042) (ZC approved 5/6/14) (Introduced 6/5/14) (Postponed 7/10/14, 8/7/14, 9/4/14, and 10/2/14)

3. Ord. Cal. No. 5263 - Ordinance amending the official Parish Zoning Map to reclassify 0.37 acres located east of Oak Avenue, south of Sycamore Street, being 57370 Oak Avenue Slidell from A-4 (Single-Family Residential District) to A-4 (Single-Family Residential District) & MHO (Manufactured Housing Overlay). (Ward 8, District 14) (ZC14-08-069) (ZC approved 8/5/14) (Introduced 9/4/14) (Postponed 10/2/14)

4. Ord. Cal. No. 5277AA - Ordinance to amend Ordinance C.S. Nos. 00-0174, 05-1049, 05-1199 and 14-3167 to provide for amendments to the Personnel Policies pertaining to benefits, annual leave and sick leave. (Introduced 10/2/14)

5. Ord. Cal. No. 5278 - Ordinance establishing a No-thru Trucks Zone on Brewster Road, between Louisiana Highway 1077 and Louisiana Highway 1085. (Ward 1, District 1) (Introduced 10/2/14)

6. Ord. Cal. No. 5279 - Ordinance concurring in the De-annexation Ordinance of the City of Covington, describing the area to be annexed into the unincorporated Parish of St. Tammany and the new boundaries thereof. (Ward 1, District 1). (Introduced 10/2/14)

7. 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)

8. 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)

9. Ord. Cal. No. 5282 - Ordinance establishing a No-thru Trucks Zone on Albert Thompson Road (2-H-2). (Ward 2, District 3) (Introduced 10/2/14)
10. Ord. Cal. No. 5283 - Ordinance to revoke Powerline Road right-of-way located north of LA Highway 40, northwest of Bush, Louisiana. (Ward 5, District 6) (Introduced 10/2/14)
11. Ord. Cal. No. 5284 - Ordinance to amend the Parish Code of Ordinances, Chapter 2 (Administration), Section 2-009.00, Parish Fees and Service Charges to include the Tree Bank Program Fee Formula. (Introduced 10/2/14)
12. Ord. Cal. No. 5285AA - Ordinance amending the Official Parish Zoning Map to reclassify 40,000 square feet located on the east of Trap Street, South of Francis Street, North of Bobby Jones Blvd. from A-3 (Suburban District) to A-3 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 10, District 6) (ZC14-09-083) (Introduced 10/2/14)
13. Ord. Cal. No. 5286 - Ordinance to amend the 2014 Operating Budget - Amendment No. 9. (Introduced 10/2/14)
14. Ord. Cal. No. 5287 - Ordinance amending the Official Parish Zoning Map to reclassify 0.886 acre located south of Hickory Drive, west of Highway 41 from A-2 (Suburban District) to ED-1 (Primary Education District). (Ward 6, District 11) (ZC14-09-078) (Introduced 10/2/14)
15. Ord. Cal. No. 5288 - Ordinance to amend the Parish Unified Development Code, Volume 1 (Zoning), Section 7, Supplemental District Regulations relative to adding a section to establish the Tree Bank Program.(ZC14-09-085) (Introduced 10/2/14)
16. Ord. Cal. No. 5289 - an Ordinance to Correct the Road & Drainage Inventory to include an extension of Thomas Cyprian Road. (Ward 2, District3) (Introduced 10/2/14)
17. Ord. Cal. No. 5290 - Ordinance to amend the Parish Code of Ordinances, Chapter 15, Section 15-617, Regulation of Fireworks to allow for the sale of fireworks in the unincorporated area of Council District 7, and to provide for repeal, severability and date of enactment. (Introduced 10/2/14)
18. Ord. Cal. No. 5291 - Ordinance to amend the Parish Unified Development Code, Volume I (Zoning), Section 6.01, Planned Unit Development Overlay relative to open space & major amendment to the PUD.(ZC14-08-075) (Introduced 10/2/14)
19. Ord. Cal. No. 5292(2) - Ordinance amending the official zoning map of St. Tammany Parish, La, to reclassify a certain parcel located on the east side of US Highway 190, south of Kane Lane, being 7037 Highway 190, Covington and which property comprises a total of 1.7 acres of land more or less, from its present HC-2 (Highway Commercial District) to an HC-2A (Highway Commercial District), (Ward 4, District 5). (ZC14-09-079) (Introduced 10/2/14)
20. Ord. Cal. No. 5293(2) - Ordinance to amend Ordinance C.S. No. 14-3204, adopted October 2, 2014, and the Parish Code of Ordinances, Appendix C, Unified Development Code, Article 7 Supplemental District Regulations, Section 7.06 Accessory Buildings and Structures, 7.0602 Boat Houses and Boat Slips to limit the permitted size of boat houses on designated scenic streams in St. Tammany Parish. (Introduced 10/2/14)
21. Ord. Cal. No. 5295 - 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. (Introduced 10/2/14)

APPOINTMENTS

1. Resolution to appoint Richard Schaeffer and Richard Dean to replace Sharon Roy and John Bennett (resigned) on the Board of Commissioners for Parish Recreation District No. 7. (Districts 6, 7, 9, and 11) (Tanner)

EXECUTIVE SESSION

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