

MINUTES
ST. TAMMANY PARISH COUNCIL MEETING
THURSDAY, OCTOBER 7, 2010 AT 6:00 P.M.
ST. TAMMANY GOVERNMENT COMPLEX
21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable Jerry Binder, Chairman

Invocation by Mr. Hamauei

Pledge of Allegiance by Mr. Falconer

Roll Call: **Marty Dean**
 Gary Cooper
 James A. "Red" Thompson
 R. Reid Falconer
 Marty Gould
 Rebecca Crawford-Howell
 Jerry Binder
 Al Hamauei
 Chris Canulette
 E. L. Gene Bellisario
 Henry Billiot
 Steve Stefancik
 Richard Artigue
 Ken Burkhalter

PRESENTATIONS

Binder - 1) Presentation to honor the East St. Tammany Chamber of Commerce for earning the award of "Best Chamber of Commerce in America." (Binder)

Jack Francioni - he was the Chairman of the Board in 2009. The Chamber winning this honor goes to show what type of community they have. This is the only chamber from the State of Louisiana to even win this award. He thanks the Council, Kevin Davis and the community for helping the Chamber to make the community better.

Dawn Brackett - Chief Executive Officer - thinks this is a blessing for the entire Parish. They were judged nationally on items such as financial excellence, membership and dedication of Board Members. It was a joint effort across the board and the community. They are having a breakfast to thank the Council for their assistance on the last Friday of this month. She hopes that they can attend.

Kevin Davis - this Parish went through a natural disaster, an economic recession and the BP oil spill, and we came through it all to win this award.

Binder - 2) Certificate of Recognition to Timothy Tobias Jones of Boy Scout Troop 610 for becoming an Eagle Scout. (Gould)

Marty Gould - invited the Eagle Scout and his parents to come forward. Timothy is only 14 years old. It takes a lot of dedication and focus to reach Eagle Scout by that age. As his final project, he rebuilt the playground for St. Timothy United Methodist Church. That means that he planned all of the financing and oversaw the project through completion. He has also received 37 merit badges.

Binder - 3) Presentation by Amy Webbeking from the FEMA Louisiana Recovery Office of a summary of the statistical data for St. Tammany Parish five years post-Katrina. (Binder)

Amy Webbeking - thanked the Council for having her here. Her primary purpose is to ensure that the Council is aware that FEMA still has an intergovernmental office here in the Parish. She is currently the liaison between FEMA and the Parish leaders. She will be leaving soon to go to a new position in New Orleans but would like to introduce her replacement Lynette Fontenot. Ms. Fontenot will continue to keep the Parish updated on programs available, answer any questions from the Council and constituents and will facilitate an expedited response system to get fast responses from FEMA to the Council and constituent questions. She is distributing 2 charts that give

a brief summary of the recovery process in the Parish: one for Hurricanes Katrina and Rita and one for Hurricanes Gustav and Ike. FEMA is still disbursing money to the State, as well as individuals and temporary housing. Nineteen million dollars has been distributed in hazard mitigation to the Parish.

Binder - 4) Presentation by Angela Lyle, executive director from Life Impact Center, highlighting non-profit assistance opportunities parishwide regarding bankruptcy and foreclosures. (Falconer)

Falconer - he met Ms. Lyle several months ago and wanted to spread the word about her good work in the Community through the Life Impact Center.

Angela Lyle - she is the Executive Director for the Life Impact Center which is located on Highway 22 in Mandeville. In January of this year, the Parish posted the highest foreclosure rate in the State. The Life Impact Center has been successful in stopping some of those foreclosure proceedings. The Center is designed to assist responsible homeowners who are current on their mortgage but have had to find other means, such as borrowing money from a 401K, in order to be so. This program is important because it is helping people to stay in their houses which means that the houses will not be abandoned causing the property values to decrease. The program also helps people to rehabilitate their credit. There is a Housing Fair on Saturday. They will be there to offer help, not cast judgment. They will have lenders present to modify loans. Fannie May will be there to receive complaints regarding the lenders. The Life Impact Center is a federal program. Currently, mortgages are so high that if life happens, such as someone losing a job, the people will not be able to keep up. The people of St. Tammany are responsible homeowners.

Binder called Council and Audience for items to be pulled from the Consent Calendar:

Ord. Cal. No. 4381	Reso C-2953	Reso C-2964
Reso C-2970	Reso C-2971	

Consent Calendar less items pulled:

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	September 2, 2010
Special Council Meeting	September 29, 2010
Council Committee Meeting	September 29, 2010

ORDINANCES FOR INTRODUCTION

(Public Hearing November 4, 2010)

2) Ord. Cal. No. 4386 - Ordinance to amend the Parish Unified Development Code, Volume I (Zoning), Section 5.20 - HC-1 (Highway Commercial District) to add the use of Specialty Food Processing. (ZC10-05-049) (Binder/Davis)

3) Ord. Cal. No. 4387 - Ordinance amending the official Parish Zoning Map to reclassify 12.09 acres located along Trinchard Road, south of Mckee Road, north of Arc Road from A-1 (Suburban District) to A-1 (Suburban District) & MHO (Manufactured Housing Overlay District). (Ward 1, District 1) (ZC10-07-072) (Binder/Davis)

4) Ord. Cal. No. 4388 - Ordinance to amend the Parish Unified Development Code, Volume I (Zoning), Section 8.01, Minimum Standards for Specific Uses, relative to contractors' storage yards, outdoor salvage yards, outdoor retail sales & storage yards, portable storage containers used for storage, outside display areas of pre-assembled accessory buildings, pool & playground equipment. (ZC10-08-098) (Binder/Davis)

5) Ord. Cal. No. 4389 - Ordinance amending the official Parish Zoning Map to reclassify 1.69 acres located south of Riverside Drive, west of US Highway 190 from A-2 (Suburban District) to NC-2 (Indoor Retail and Service District). (Ward 3, District 1) (ZC10-08-100) (Binder/Davis)

6) Ord. Cal. No. 4390 - Ordinance amending the official Parish Zoning Map to reclassify 15.81 acres located north of Planche Road, east of LA Highway 437, west of LA Highway 1081 from NC-4 (Neighborhood Institutional District) to an A-2 (Suburban District) and PF-1 (Public Facilities District). (Ward 3, District 2) (ZC10-09-104) (Binder/Davis)

7) Ord. Cal. No. 4391 - Ordinance amending the official Parish Zoning Map to reclassify 1.37 acres located west LA Highway 437, north of Schmolke Road, south of North Fitzmorris Road, being 76417 Lee Road, Covington and which property comprises a total 1.37 acres of land more or less, from its present A-1 (Suburban District) to an NC-2 (Indoor Retail and Service District). (Ward 3, District 2) (ZC10-09-105) (Binder/Davis)

8) Ord. Cal. No. 4392 - Ordinance amending the official Parish Zoning Map to reclassify 5.32 acres located at the end of Keystone Boulevard, east of US Highway 190 from MD-2 (Medical Clinic District) to MD-3 (Medical Facility District). (Ward 4, District 5) (ZC10-09-106) (Binder/Davis)

9) Ord. Cal. No. 4393 - Ordinance amending the official Parish Zoning Map to reclassify 8.74 acres located at the northeast corner of LA Highway 40 & West King Road, south of Maryetta Drive from A-1 (Suburban District) to A-1-A (Suburban District). (Ward 2, District 2) (ZC10-09-109) (Binder/Davis)

10) Ord. Cal. No. 4394 - Ordinance amending the official Parish Zoning Map, to reclassify 9.72 acres located north of US Highway 190, east of Pleasant Drive, west of Buckingham Road, being 2448 Highway 190 West, Slidell from HC-2 (Highway Commercial District) and A-2 (Suburban District) to HC-2 (Highway Commercial District) and ED-1 (Primary Education District). (Ward 9, District 11) (ZC10-09-112) (Binder/Davis)

11) Ord. Cal. No. 4395 - Ordinance amending the official Parish Zoning Map to reclassify 20,419 square feet located north of LA Highway 36, west of Manor Road, east of St. Landry, being 20419 Highway 36, Covington from NC-4 (Neighborhood Institutional District) to PF-1 (Public Facilities District). (Ward 3, District 3) (ZC10-09-113) (Binder/Davis)

12) Ord. Cal. No. 4396 - Ordinance to amend Parish Code of Ordinances, Chapter 7, Drainage and Flood Control, Article VII to enact Section 7-093.00 creating Parish Sub-drainage District No. 4 of Gravity Drainage District No. 5 (including Fountains Subdivision) and providing for other matters in connection therewith. (Gould)

13) Ord. Cal. No. 4397 - Ordinance amending the 2010 Operating Budget. (Binder/Davis)

14) Ord. Cal. No. 4398 - Ordinance approving and authorizing the Parish President to sign and/or execute a cooperative endeavor agreement with the Village of Sun regarding the use and maintenance of the Pearl River Lock No. Three (3). (Binder/Davis)

15) Ord. Cal. No. 4399 - Ordinance dissolving Colonial Pinnacle Community Development District within the Parish of St. Tammany, State of Louisiana, in compliance with the provisions of Chapter 27-B, Title 33 of the Louisiana Revised Statutes of 1950, as amended, La. R.S. 33:9039.11 to 33:9039.37, Inclusive. (Binder/Davis)

16) Ord. Cal. No. 4400 - Ordinance to authorize the Parish President to enter into a Joint Use Agreement with the Louisiana Department of Transportation and Development for the use of its right-of-way for the proposed Fishing Pier Project. (Binder/Davis)

17) Ord. Cal. No. 4401 - Ordinance to authorize the Parish President to enter into a lease with the State Land Office for the lease of property in and around the I-10 Twin Span for the proposed Fishing Pier Project. (Binder/Davis)

18) Ord. Cal. No. 4402 - Ordinance repealing Chapter 2, Article XIII, Section 2-125.00 *et seq.* of the St. Tammany Parish Code of Ordinances. (Binder/Davis)

19) Ord. Cal. No. 4403 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Abita River Sub Basin Detention Pond Project. (Binder/Davis)

- 20) Ord. Cal. No. 4404 - Ordinance declaring the intention of the Parish to acquire ownership of Lot 1, Phase 1, Old Military Hills Subdivision pursuant to Louisiana Revised Statute 47:2236, et seq., which said property has been adjudicated to the Parish for the non-payment of property taxes. (Binder/Davis)
- 21) Ord. Cal. No. 4405 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Bayou Chinchuba Detention Pond Project. (Binder/Davis)
- 22) Ord. Cal. No. 4406 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Fishing Pier Project. (Binder/Davis)
- 23) Ord. Cal. No. 4407 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Huntwyck Village Drainage Improvement Project. (Binder/Davis)
- 24) Ord. Cal. No. 4408 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Labarre Street Detention Pond Project. (Binder/Davis)
- 25) Ord. Cal. No. 4409 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Riverwood Estates Drainage Project. (Binder/Davis)
- 26) Ord. Cal. No. 4410 - Ordinance to amend the St. Tammany Parish Code of Ordinances, Article 1, Section 3-001.00 through 3-014.00 relative to the Airport Hazard Ordinance. (Binder/Davis)
- 27) Ord. Cal. No. 4411 - Ordinance to correct the Road and Drainage Inventory to include Parish Parkway; and two Dillard Road Laterals. (Wards 5 & 9, Districts 6 & 11) (Binder/Davis)
- 28) Ord. Cal. No. 4412 - Ordinance accepting finalized subdivisions into the Road and Drainage Inventories, specifically enter the right of way on Andrew Drive within Orchard Drives Subdivision. (Ward 3, District 5) (Binder/Davis)
- 29) Ord. Cal. No. 4413 - Ordinance to amend Parish Code of Ordinances, Appendix B, Chapter 40 Subdivision Regulatory Ordinance No. 499, Section 40-045.00 Minor Subdivision Review, to establish The Urban Growth Boundary Line, to provide criteria for administrative approval of minor subdivisions of property north of The Urban Growth Boundary Line. (Cooper)
- 30) Ord. Cal. No. 4414 - Ordinance amending the official Parish Zoning Map of the 2009 North East Comprehensive Rezoning Area (CRA-4) to reclassify Section 11, Township 8 South, Range 14 East, bearing physical address 64364 Miller Road, from A-2 (Suburban District) to A-3 (Suburban District). (Ward 8, District 6) (ZC10-11-129) (Crawford-Howell)
- 31) Ord. Cal. No. 4415 - Ordinance to extend for an additional six (6) months the moratorium on the receipt of submissions by the Parish Zoning and Planning Commissions for the rezoning or re-subdivision of property west of Highway 11 and south of Interstate 12 within unincorporated boundaries of Ward 9 in District 14. (Ward 9, District 14) (Burkhalter)
- 32) Ord. Cal. No. 4416 - Ordinance to extend for an additional six (6) months the moratorium on issuance of building, occupancy or occupational permits or licenses by any parish department or agency for any pain management center/clinic whose primary focus or concentration is the prescribing and/or dispensing of pain medication to individuals with complaints of chronic pain which is unaffiliated with any hospital, hospice and/or facility for the treatment of the terminally ill in unincorporated St. Tammany Parish. (Binder)
- 33) Ord. Cal. No. 4417 - Ordinance to extend for 6 months the moratorium on the issuance of new permits for commercial excavations within unincorporated St. Tammany Parish. (Canulette)

34) -Ord. Cal. No. 4418 - Ordinance to amend the Code of Ordinances, Chapter 7, Article VII, providing for the amendment of the boundaries of Gravity Drainage District No. 5. (Binder/Davis)

35) Ord. Cal. No. 4419 - Ordinance establishing the placement of a stop sign at the intersection of Tchefuncte Drive (R04-A-010)and Willow Drive (R04-A-016). (Ward 3, District 4) (Falconer)

RESOLUTIONS

36) Resolution C.S. No. C-2941 - Resolution supporting and authorizing the Chief Administrative Officer to formally request that Louisiana Department of Transportation and Development, Division of Aviation provide funds to complete the airport improvements at St. Tammany Regional Airport, as specifically described in the Capital Improvement Program application for state financial assistance dated September 1, 2010. (Binder/Davis) (Tabled 9/2/10)

38) Resolution C.S. No. C-2961 - Resolution to amend Ordinance C.S. No. 09-2166, 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Grants) (Binder/Davis)

39) Resolution C.S. No. C-2962 - Resolution to amend Ordinance C.S. No. 09-2166, 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Capital Improvements - Facilities) (Binder/Davis)

40) Resolution C.S. No. C-2963 - Resolution C.S. No. C-2962 - Resolution to amend Ordinance C.S. No. 09-2166, 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Fixed Asset) (Binder/Davis)

42) Resolution C.S. No. C-2965 - Resolution to amend Ordinance C.S. No. 09-2166, 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the District 6 Capital Improvements List. (Binder/Davis)

43) Resolution C.S. No. C-2966 - Resolution to amend Ordinance C.S. No. 09-2166, 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the District 7 Capital Improvements List. (Binder/Davis)

44) Resolution C.S. No. C-2967 - Resolution to amend Ordinance C.S. No. 09-2166, 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the District 10 Capital Improvements List. (Binder/Davis)

45) Resolution C.S. No. C-2968 - Resolution to amend Ordinance C.S. No. 09-2166, 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the District 13 Capital Improvements List. (Binder/Davis)

46) Resolution C.S. No. C-2969 - Resolution to amend Ordinance C.S. No. 09-2166, 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the District 14 Capital Improvements List. (Binder/Davis)

49) Resolution C.S. No. C-2972 - Resolution stating the Parish Council's endorsement of Offshore Equipment Solutions LLC for participation in the benefits of the Louisiana Enterprise Zone Program. (EZ#20081069) (Binder/Davis)

50) Resolution C.S. No. C-2973 - Resolution stating the Parish Council's endorsement of D1 Sports Training and Therapy of New Orleans for participation in the benefits of the Louisiana Enterprise Zone Program. (EZ#20090131) (Binder/Davis)

51) Resolution C.S. No. C-2974 - Resolution stating the Parish Council's endorsement of Patricia Braly, MD, APMC/PSB of St Tammany, LLC for participation in the benefits of the Louisiana Enterprise Zone Program. (EZ#20090827) (Binder/Davis)

52) Resolution C.S. No. C-2975 - Resolution stating the Council's endorsement of Wal-mart Louisiana LLC # 5832 for participation in the benefits of the Louisiana Enterprise Zone Program. (EZ#20090865) (Binder/Davis)

53) Resolution C.S. No. C-2976 - Resolution stating the Parish Council's endorsement of Central Management Concepts, LLC for participation in the benefits of the Louisiana Enterprise Zone Program. (EZ20100793) (Binder/Davis)

54) Resolution C.S. No. C-2977 - Resolution to authorize the Chairman of the St. Tammany Parish Council, or in his absence the Vice Chairman, and the Parish President to enter into Cooperative Agreements with the municipalities located within the Parish of St. Tammany, and to abide with and conform to all the Terms and Conditions of the Housing and Community Development Act of 1974, as Amended, and the Home Investment Partnership Act of 1990. (Dean)

55) Resolution C.S. No. C-2978 - Resolution establishing Warranty Obligations. (Binder/Davis)

WARRANTY

<u>NAME OF SUBDIVISION</u>	<u>RECOMMENDATION</u>
Pinnacle Parkway Extension (MS08-02-009) Amount: \$50,500 Expires: October 1, 2011 Ward: 1, District: 1	RELEASE L.O.C. TO BE BROUGHT INTO THE SELECTIVE PARISH MAINTENANCE SYSTEM
Normandy Oaks S/D, Phase 4 Amount: \$40,900 Expires: November 6, 2010 Ward: 1, District: 1	RELEASE L.O.C. TO BE BROUGHT INTO THE SELECTIVE PARISH MAINTENANCE SYSTEM
Stonebrook S/D Amount: \$10,900 Expires: November 1, 2010 Ward: 4, District: 10	RELEASE L.O.C. TO BE BROUGHT INTO THE SELECTIVE PARISH MAINTENANCE SYSTEM
Alamosa Park S/D, Phase 3A Amount: \$18,000 Expires: November 19, 2010 Ward: 4, District: 7	EXTEND FOR ONE (1) YEAR OR UNTIL WORK IS SATISFACTORILY ACCOMPLISHED
Enter Parish R.O.W. (Resolution No. 09-045) Emerald Forest Blvd. (Extension) Expires: November 23, 2010 Ward: 3, District: 5	EXTEND FOR ONE (1) YEAR OR UNTIL WORK IS SATISFACTORILY ACCOMPLISHED

56) Resolution C.S. No. C-2979 - Resolution requesting the Parish Department of Environmental Services establish a policy for reviewing Administrative Minor Subdivisions for confirmation of central sewerage and water system capacity, when applicable, and holding the issuance and occupancy of commercial and residential building permits until water and sewerage viability is confirmed and verification of required connection is received from public water and sewerage districts providing service. (Falconer)

END OF CONSENT CALENDAR

Stefancik - moved to adopt Consent Calendar less items pulled, second by Burkhalter. Unanimous with no one absent.

Binder - 1) Ord. Cal. No. 4381 - Ordinance to rezone 3.48 acres at the entrance of Belle Point Subdivision within the South West Comprehensive Rezoning Area from HC-1 (Highway Commercial) to HC-2 (Highway Commercial). (Ward 1, District 1) (Zoning Commission recommended denial 8/3/10) (Dean) (Tabled 9/2/10)

Dean - moved to table, second by Thompson. Unanimous with no one absent.

Binder - 37) Resolution C.S. No. C-2953 - Resolution to concur/not concur with the Town of Pearl River annexation and rezoning of 15.2 acres (Parcel 1, measuring 3 acres and Parcel 2 measuring 12.2 acres) located in Lots 2 & 7, Section 6, Township 8 South, Range 15 East from Parish A-2 (Suburban District) and I-2 (Industrial District) to Town of Pearl River B-2 (Commercial District). (PR2010-04) (Ward 8, Districts 6 & 9) (Binder/Davis) (Tabled 9/2/10)

Bellisario - moved to concur with the annexation, second by Crawford-Howell. Unanimous with no one absent.

Binder - 41) Resolution C.S. No. C-2964 - Resolution to amend Ordinance C.S. No. 09-2166, 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the District 3 Capital Improvements List. (Binder/Davis)

Binder - there was a typographical error that needed to be corrected. The amount next to Park Lane was listed as \$225. However, it was supposed to be \$225,000.

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

Binder - 47) Resolution C.S. No. C-2970 - Resolution to Concur/Not Concur with the City of Slidell annexation and rezoning of 0.83 acres from Parish HC-2 (Highway Commercial District) to City of Slidell C-4 (Highway Commercial District) located on Parcel "B" of a Minor Subdivision of a 6.171 acre parcel into Parcels A&B, in Section 23, Township 9 South, Range 14 East, St Tammany Parish. (SL2010-01) (Ward 8, District 13) (Binder/Davis)

Artigue - moved to table, second by Burkhalter. Unanimous with no one absent.

Binder - 48) Resolution C.S. No. C-2971 - Resolution to concur/not concur with the City of Mandeville annexation and rezoning of 1.2 acres from Parish HC-2 (Highway Commercial District) to City of Mandeville B-2 (Highway Business District) located on Tract I situated or adjacent to Square 30, Chinchuba Subdivision, being a re-subdivision of portions of Section 37, Township 7 South, Range 11 East, and Tract II situated in Section 43, Township 7 South, Range 11 East in Chinchuba Subdivision, and Tract III lying south of and adjacent to Tract I and southeasterly of and adjacent to Tract II located between the southerly lot line of Lot 16 and La Highway 22. (MN2010-01) (Ward 4, District 4) (Binder/Davis)

Falconer - moved to concur with the annexation, second by Thompson. Unanimous with no one absent.

APPEALS

Binder - 6) Janine Manguno appealing the Zoning Commission DENIAL on September 7, 2010 to rezone 1.6 acres located north of LA Highway 1088, west of Hickory Street from A-2 (Suburban District) to NC-1 (Neighborhood Commercial District). (Ward 4, District 5) (ZC10-09-110)

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.

Gould - he has not had a chance to review this matter at all and would like to table it in order to meet with the parties in this matter.

Gould - moved to table, second by Bellisario. Unanimous with 1 absent (Artigue).

Binder - 8) Nancy Wagner appealing the Planning Commission APPROVAL on September 14, 2010 of Preliminary Subdivision Review of Colonial Pinnacle Nord du Lac. (Ward 1, District 1) (SD10-08-005P) (Applicant CP Nord du Lac JV, LLC)

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

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

Dean - he received a letter of withdrawal from the appellant.

Dean - moved to concur with the Planning Commission approval, second by Gould. Unanimous with 1 absent (Burkhalter).

Dean - moved to adopt a resolution, second by Thompson. Unanimous with 1 absent (Burkhalter); becomes Resolution C.S. No. C-2980.

Binder - 5) Karen Keating appealing the Zoning Commission DENIAL on September 7, 2010 to rezone 8.59 acres located at the end of Leicher Road, west of Fitzgerald Church Road, south of LA Highway 40 from A-1 (Suburban District) to A-2 (Suburban District). (Ward 2, District 2) (ZC10-09-107)

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.

Cooper - this is a case where there are 4 houses on one lot of record. This need to be corrected in order to allow for the property owner to resubdivide in the future if she would like.

Cooper - moved to override the Zoning Commission Denial, seconded by Thompson. Unanimous with no one absent.

Cooper - moved to introduce an ordinance, second by Dean; becomes Ord. Cal. No. 4424.

Binder - 7) Mary King appealing the Zoning Commission DENIAL on September 7, 2010 to rezone 1.03 acres located east of LA Highway 40, south of Dawsey Road from A-1 (Suburban District) to A-3 (Suburban District). (Ward 2, District 2) (ZC10-09-111)

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.

Cooper - this is the same situation as Appeal No. 5. This is two houses on one lot of record.

Cooper - moved to override the Zoning Commission denial, second by Thompson. Unanimous with one absent (Burkhalter).

Cooper - moved to introduce an ordinance, second by Thompson; becomes Ord. Cal. No. 4425.

Binder - 1) Robert Schank, Leon and Jane Golemi, Cori Renfroe, and Karen Brantly, individually appealing the Zoning Commission APPROVAL on May 10, 2010 to rezone 529.6 acres located on the north, south, east and west sides of Three Rivers Road and west of Highway 190 from PF-1 (Public Facilities) to MD-4 (Medical Research). (Ward 3, District 1) (ZC10-05-045)(Tabled 6/3/10, 7/1/10, 8/5/10 & 9/2/10)

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

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

Bob Schank - he is the President of the Versailles Subdivision Homeowners' Association. He thinks that the planned 100-foot buildings are going to cause drainage and flooding issues. He feels that there are issues in the MD-4 with the setbacks that are not much wider than most lots and the no-cut

buffer zone is only 10 -feet. This is the Tulane Primate Center (TPC) they are talking about. It is nestled in between 2 major subdivisions. With only a 10-foot no-cut buffer, the animals would actually be closer to their houses than the animals at the zoo are to guests. Also, the Primate center recently received a grant (distributed to Council) which will allow them to expand the number of monkeys for a new breeding program. The grant could allow up to 12,000 monkeys with no limit on the number of cages. There are also odor, noise issues and a health risk because of mosquitos potentially spreading diseases.

Cori Renfroe - she is the President of the Northpark Subdivision. Her house abuts the property line of TPC. There are drainage issues and the odor is overwhelming. As the residential areas and the number of monkeys increases, the chances of spreading diseases increases. People whose homes border TPC no longer hold parties in their back yard because the smell is so bad. People cannot air their houses out in the nice Fall weather because of the smell. It is only going to get worse. They do not want to block TPC from doing anything. Their primary concern is over the setbacks and the number of primates allowed. She thinks that the issues need to be resolved before something worse happens.

Jeff Schoen - he represents Tulane University who owns the Primate Center. He hopes that he will be able to present a good understanding of the work the Primate Center has been doing since 1984. This is only 1 of 8 primate centers in the country. It is the largest. TPC has been doing the same operation from the beginning, with some growth. TPC's primary mission is to improve human and animal health through biomedical research. Please note, his client is not the petitioner in this matter. This matter came about during the comprehensive rezoning. TPC became PF-1 but thought it should maybe be a new category of MD-4 (Biomedical Research). The MD-4 District was created in December, 2009 and adopted in February, 2010. This property was then sent back to the Zoning Commission to make it MD-4. They know that certain heights and setbacks need to be addressed. His client would not be against an amendment to the MD-4 District to create a 75-foot setback with a 75-foot buffer for a 45-foot building. Then with increase set-backs, they could increase the size of the buildings. TPC does not have plans at this time, or in the future, to build tall buildings near the property line. They will not seek permits to build any closer than 250-feet until amendments can be adopted to the MD-4 District. Also, no animal cages will be placed any closer than 200-feet to a property line. As far as the claims regarding smell or health issues from TPC, they have a good track record with the DEQ and the Parish. TPC has been there since 1964, but the subdivisions have only been there for 20 years. That does not mean that TPC can do whatever it wants, but they do not feel as if they have violated any laws. They are willing to await any amendments to MD-4 and agree to keep animal cages over 200-feet away from any residences. They want to continue improving health issues through research.

Schank - the smell is a major problem. In 2004, TPC infected the monkeys with the West Nile Virus which mosquitos can transmit. He thanks TPC for positive developments, but he does not understand why they will not sign any agreements with the residents. He has to wonder what they are doing? He would like the appeal to be denied and sent back to the Zoning Commission once the MD-4 is amended rather than giving it to them now with no restrictions.

Schoen - TPC is under no obligation to make any agreements in writing. The no-cut buffer in PF-1 is actually only 10-feet and it is only 25 -feet when there is a 45-foot structure. The 100-foot no-cut buffer was suggested by the Zoning Commission, not TPC.

Renfroe - TPC was initially PF-1, and they know that the rezoning has to be granted. They just want clarification of the MD-4 requirements before the rezoning is granted.

Burkhalter - how many total feet are you asking for? He understands that they want it to go back to the Zoning Commission.

Schank - they would like 100-feet of setback with a no-cut buffer. They would also like the monkey cages to be no closer than 200-feet of the property line. They are not in disagreement on most issues.

Schoen - they will agree to a 75-foot no-cut buffer with an allowance for security monitoring. They agree to a building setback of 75-feet for a 45-foot building. Then at 150-feet, the building height will increase to 75-feet. A 100-foot building would require a 250-foot setback. They are basing these numbers on industry standards. Open air animal corrals currently only have to be 25-feet from the property line. His client is not opposed to that being 200 -feet. They are also saying that they will

not attempt to obtain any building permits for the next 6 months in order to allow for the amendments to be made to MD-4. His client does not have any plans to build anything.

Hamauei - to Sidney Fontenot - has Code Enforcement had any issues with complaints from here?

Fontenot - does not remember any complaints from when Code Enforcement was in his office.

Kelly Rabalais - she is not aware of any complaints.

Stefancik - he knows that they want it changed before it is sent back to the Zoning Commission because they do not trust that the amendments will happen. Sending it back will just be more of a delay. This meeting is a matter of public record, and the Council will follow through on the amendments.

Binder - he thinks the offers from TPC seem to be fair. Because the meeting is public record, the Council is not going to be promised something by TPC and then buffaloed.

Dr. Andrew Lackner - director of TPC. They are regulated by many different agencies such as Center for Disease Control and National Institute of Health. There are significant rules for housing and sanitation of lab animals. They have been cited as having the most exemplary program in the country. They adhere to all of the rules on how the cages are cleaned, the animals housed, etc. They are always using the most recent upgrades available on equipment. Currently, they are working on improving the waste water and rain water containment.

Council Discussion Ensued

Dean - during the rezoning process, the Council realized that they had no zoning for facilities such as TPC. So, they temporarily gave TPC PF-1 zoning and then created the MD-4 Biomedical Research Zoning District. This facility has helped research Lyme Disease, HIV and has been around for over 50 years. Over that last 6 weeks, he has met at least 15-20 times with residents and TPC. It disturbs him when he receives e-mails claiming that TPC is going to put 100-foot buildings within 100-feet from the property line. That has never been discussed. He has to go with 50 years of a good reputation as far as TPC is concerned. The different set-back, buffer and building height numbers came from the Engineering Department after calculating trajectory line of site. He wants to take those numbers and send them to Zoning for another public hearing.

Neil Hall - it can be referred back to the Zoning Commission tonight.

Renfroe - who do we call in the Parish regarding the odor complaints?

Binder - Code Enforcement through Kelly Rabalais in Legal.

Jessica Swall - Associate Director at TPC - She has received two calls in the past week regarding odor. The DEQ came out and stated they found no odor. They did not issue any repercussions.

Dean - moved to concur with the Zoning Commission Approval, second by Canulette. Motion passed with 2 Nays (Gould, Billiot) and no one absent.

Dean - moved to introduce an ordinance, second by Thompson; becomes Ord. Cal. No. 4420.

Dean - to Kelly Rabalais - the residents here from Northpark would like to know what the Off-the-Floor Ordinance regarding Northpark is about.

Rabalais - it is a standard ordinance to allow the Parish to buy immovable property (servitudes) in order to make some road improvements. In this case, they are building an extra turn lane from Highway 190 to Park Place.

Binder - 4) Brice Jones on behalf of John Hendrix appealing the Zoning Commission APPROVAL on September 7, 2010 to rezone 14.09 acres located east of Slaughter Road, south of LA Highway 36, west of Reed Road from A-2 (Suburban District), HC-2 (Highway Commercial District), I-1 (Industrial District) and I-4 (Heavy Industrial District) to A-2 (Suburban District), HC-2 (Highway Commercial District) and I-2 (Industrial District). (Ward 6, District 6) (ZC10-07-069)

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

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

Ross Legarde - he is here for Brice Jones on behalf of John Hendrix. This is a 14-acre tract in a rural area. There is a gas/industrial transfer station down the road. This business has been operating heavy equipment repair for 30 years. The zoning request first came before the Council earlier this year when the client was trying to sell the property. The Zoning Commission denied his request, but the case was sent back to the Zoning Commission. Mr. Hendrix continues to operate his business, but he will not be allowed to continue if the Zoning is not changed.

Russell Yates - lives on Greenhouse Road - the business has been there for 30 years, but they have not had access to all of the property. The change in the Comprehensive Rezoning was a mistake. What is listed as I-4 on the map should actually be I-1. The Parish made the mistake, and all they want is to correct this.

Henry Gaines - they say that Mr. Hendrix has a heavy industrial business, but he only has 3 welding machines.

Legarde - - the property is still for sale, but Mr. Hendrix has not received another offer. He is doing heavy industrial business. He has five welding machines, and he works on heavy machinery.

Binder - it shows that 14 acres are for sale. How much of that was listed as I-4?

Fontenot - 1.7 acres, which is the shop itself.

Yates - it was zoned I-1, the mistake made it I-4.

Gaines - the biochemical company is waiting in the wings until this property is rezoned I-2.

Legarde - the sale to Bioregen was contingent on the property becoming I-2. It did not and the deal fell through. Then, when it went back to the Zoning Commission, it was changed to I-1. Those are the changes that they are appealing

Fontenot - the Commission recommends zoning, it does not change it. They also did not initiate the original request to change the rezoning, nor the revisit of it.

Stefancik - there was an error made in a key stroke for the zoning of this property. Is that a correct statement, and is that change what they want?

Fontenot - for some reason the building on the property was made Industrial. The question is if it should be.

Crawford-Howell - Mr. Hendrix came to her office, because his property on the front is Highway Commercial, but the building was not. He said he did light mechanic work, and that he needed I-1. Somehow, it was changed to I-4. If it is I-1, can he still operate his business?

Fontenot - he can continue with his business as a non-conforming use. He cannot expand the business or place a new business there.

Crawford-Howell - moved to concur with the Zoning Commission approval, second by Bellisario. Unanimous with no one absent.

Crawford-Howell - moved to introduce an ordinance, second by Gould; becomes Ord. Cal. No. 4423.

Binder - 2) Jeff Schoen and John Sinon appealing the Zoning Commission DENIAL on August 3, 2010 to rezone 358 acres located at the southeast intersection of LA Highway 1088 & I-12 from A-2 (Suburban District) to A-3 (Suburban District). (Ward 4, District 7) (ZC10-07-076) (Tabled 9/2/10)

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.

Binder - 3) Jeffery Schoen appealing the Zoning Commission DENIAL on August 3, 2010 to rezone 358 acres located at the southeast intersection of LA Highway 1088 and I-12 from A-2 (Suburban District) to PUD (Planned Unit Development Overlay District. (Ward 4, District 7) (ZC10-07-077) (Tabled 9/2/10)

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.

Falconer - he wants to encourage his colleagues to consider that this is a complicated matter, and they may need more time to consider it.

Hamauei - he appreciates Mr. Falconer's opinion. However, this is his fifth meeting on this matter. He thinks they will be able to handle it in the amount of time available tonight.

Schoen - he represents the developer in connection with a residential development proposed at Highway 1088 and I-12. This project consists of 386 acres south of and adjacent to the 46 acres that were approved as PBC-1 last month. The original PUD plan called for 306 units. The issues from the last meeting seem to be the following: traffic, drainage and density. As a result of last month's Council meeting and the Community meeting last week with the residents, his client and various Council members, his client is offering several changes. In Northwest Sector near Oscar Street, there is no a 50-foot green buffer and no connection to Oscar. They wanted to make sure that they did not effect the current residents. Next, all town homes have been removed from the plans and replaced with single family homes. He is asking the Council to approve the plan changes and override the denial. Please remember, this property was first rezoned A-1 because there was no certainty that the interstate interchange would ever be built. His client has shown that the drainage and traffic issues will be properly addressed. Finally, this is the same type of density that is appropriate for being near an interstate.

Holly Morales - she has been talking to her neighbors, and they think this is too much density for this area. Pineview Heights has 75% of its homes on 1 acre, and Loretta Drive is all 2 acres. This development will use Loretta Drive to connect to Highway 1088. She thinks that new houses should not be built during this time and bad economy.

Scott Baleus - he lives on Oscar Street. The northwest quadrant of this area is currently zoned Highway Commercial with a PUD overlay. The Southeast area already has a business park there taking advantage of the interchange. This area is truly A-2, and if this is rezoned, they will have even more traffic and density.

Heather Rydell - she lives in Quail Creek and asks the Council to consider the drainage issues that currently exist with house flooding when it rains hard. Also, the high school makes it difficult to turn from her road onto Highway 1088.

Schoen - the southern quadrant is A-2 and PBC-1, west is A-4, and north is HC-2 and PUD with 2.7 units per acre. This is the only property that is inconsistent. His client's PUD is planned as 1.7 units per acre with A-3 zoning. They will be offering drainage, traffic control and central sewerage. They will be offering access to the surrounding areas. If they do not change the zoning, that will leave 356 acres that the land owner will have to develop as A-2 subdivision with a possible entrance through Oscar Street.

Michael Jacobs - he does not believe that the current infrastructure can handle this. He would like the Council to table this for a year to conduct the necessary studies. He is fine with an A-2 neighborhood.

Hamauei - to Sidney Fontenot - wouldn't 1.7 units per acre be better than half acre lots considering density?

Sidney Fontenot - as far as gross density, yes, this would be better.

Hamauei - there area lot of small lots, but density considers all of the acres. This cluster of houses would then leave a lot more green space. Traffic and drainage are planning issues and will handled at the proper time.

Gould - he has been listening to all of the concerns. He thinks that closing off Oscar Street will help Pineview Street. From the Planning standpoint, the traffic issues will be corrected. The impact of the interchange has to be considered. Since Wal-mart came to Highway 190, a lot of the residential land has gone away. He sees that happening here. In 10-15 years, this area may transition to Highway Commercial. There is an 8-acre pond approved to be built in this area, and it should solve a lot of the drainage issues. He knows of the problems with the high school and the subdivision entrances. Mr. Schoen, how long do you think it will be before the first house is put on the market for sale? Three years?

Schoen - yes. Considering the market conditions now, it will be 18 months before they will even begin to build.

Hamauei - moved to override the Zoning denial for Appeal #2, second by Gould. Unanimous with no one absent.

Hamauei - moved to introduce an ordinance, second by Gould; becomes Ord. Cal. No. 4421.

Hamauei - moved to override the Zoning denial for Appeal #3, second by Gould. Unanimous with no one absent.

Hamauei - moved to introduce an ordinance, second by Crawford-Howell; becomes Ord. Cal. No. 4422.

ORDINANCES FOR ADOPTION

Binder - 1) Ord. Cal. No. 4209AA - Ordinance to amend the Parish Unified Development Code, Volume I (Zoning), Section 8.01, Minimum Standards for Specific Uses, relative to agricultural and decorative ponds. (Tabled 12/3/09 & 1/7/10)(Amended & re-introduced 2/4/10) (ZC10-01-016) (Zoning Commission approved 3/2/10)(Tabled 3/4/10, 4/1/10, 5/6/10, 6/3/10, 7/1/10, 8/5/10 &9/2/10)

Canulette - moved to table, second by Bellisario. Unanimous with one absent (Burkhalter).

Binder - 2) Ord. Cal. No. 4213AII - Ordinance to amend Parish Unified Development Code, Volume I (Zoning) Sections 5.24 - 5.26a, I-1, I-2, I-3 and I-4 Industrial Districts, relative to Commercial Excavations. (ZC09-11-032) (Zoning Commission approved 12/1/09) (Introduced 1/7/10 & reintroduced 2/4/10) (Adopted 3/4/10) (Reconsidered, rescinded & tabled 4/1/10) (Tabled 5/6/10, 6/3/10, 7/1/10, 8/5/10)

Sevante - numerous changes have been made to this document. It needs to be amended and reintroduced.

Canulette - moved to amend, second by Artigue. Unanimous with 1 absent (Burkhalter).

Bellisario - moved to reintroduce as amended, second by Stefancik; becomes Ord. Cal. No. 4213AAV.

Binder - 3) Ord. Cal. No. 4340 - Ordinance authorizing the Parish President to execute an act of dedication by the St. Timothy United Methodist Church and the related Cooperative Endeavor Agreement by and between St. Tammany Parish, Sub-drainage District No. 2 of Gravity Drainage District No. 5 and St. Timothy United Methodist Church for the dedication and construction of a dry retention pond. (Ward 4, District 5) (Introduced 8/5/10) (Tabled 9/2/10)

Gould - moved to adopt, second by Falconer. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 10-2344.

Binder - 4) Ord. Cal. No. 4359 - Ordinance Amending 2010 Operating Budget. (Introduced 8/5/10) (Reintroduced 9/2/10)

Bellisario - moved to adopt, second by Stefancik. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 10-2345.

Binder - 5) Ord. Cal. No. 4362AA - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning), Section 7.02, Sign Regulations, relative to Residential Subdivision and Center Median Entrance Signs. (ZC10-05-048) (Introduced 8/5/10) (Reintroduced 9/2/10)

Gould - moved to adopt, second by Falconer. Unanimous with 1 absent (Canulette); becomes Ordinance C.S. No. 10-2346.

Liz Giraud - from Fontainebleau High School - she is representing Amplify Youth and Community Resources which is comprised of youth from throughout the Parish. They are "Painting the Parish Red" for the 25th year of Red Ribbon Week, October 24-31. On Monday, October 25th there will be a celebration in Heritage Park in Slidell from 6-8 pm.

Gould took over the meeting for Binder.

Gould - 6) Ord. Cal. No. 4365 - Ordinance amending the Official Parish Zoning Map to reclassify 32.2 acres located along Genie, Yaupon and Michelle Streets and Yvette Drive, Phases I & II, Hickory Village Subdivision from A-2 (Suburban District) to A-2 (Suburban District) & MHO (Manufactured Housing Overlay District). (Introduced 9/2/10)

Crawford-Howell - moved to adopt, second by Dean. Unanimous with 1 absent (Gould); becomes Ordinance C.S. No. 10-2347.

Gould- 7) Ord. Cal. No. 4366 - Ordinance amending the Official Parish Zoning Map to reclassify 28.65 acres located east and west of 5th and 9th Avenues, south of LA Highway 435 from A-2 (Suburban District), A-4 (Single Family Residential District) & MHO (Manufactured Housing Overlay District) to A-2 (Suburban District) and A-4 (Single Family Residential District). (Ward 10, District 6) (ZC10-08-090) (Introduced 9/2/10)

Crawford-Howell - moved to adopt, second by Stefancik. Unanimous with no one absent; becomes Ordinance C.S. No. 10-2348.

Gould- 8) Ord. Cal. No. 4367 - Ordinance amending the Official Parish Zoning Map to reclassify 62.12 acres located along Central Avenue, west of Chris Kennedy Road from A-2 (Suburban District) to A-2 (Suburban District) & MHO (Mobile Home Overlay District). (Ward 6, District 6) (ZC10-08-091) (Introduced 9/2/10)

Crawford-Howell - moved to adopt, second by Stefancik. Unanimous with 1 absent (Binder); becomes Ordinance C.S. No. 10-2349.

Gould- 9) Ord. Cal. No. 4368 - Ordinance amending the Official Parish Zoning Map to reclassify 1.04 acres located at the end of Richard's Road, south of North Dixie Ranch Road, north of I-12 from NC-6 (Public, Cultural and Recreational District) to A-2 (Suburban District). (Ward 7, District 7) (ZC10-08-093) (Introduced 9/2/10)

Hamauei - moved to remove, second by Burkhalter. Unanimous with 1 absent (Binder).

Gould- 10) Ord. Cal. No. 4369 - Ordinance amending the Official Parish Zoning Map to reclassify 93.66 acres located east & west of Morrow and Hoover Drives, north & south of Lawes Street from A-1 (Suburban District) to A-4 (Single Family Residential District). (Ward 8, District 13) (ZC10-08-095) (Introduced 9/2/10)

Artigue - moved to adopt, second by Burkhalter. Unanimous with 1 absent (Binder); becomes Ordinance C.S. No. 10-2350.

Gould- 11) Ord. Cal. No. 4370 - Ordinance amending the Official Parish Zoning Map to reclassify 1.008 acres located west of Wood Street, north of Berry Todd Road, being 62075 Wood Street, Lacombe from A-2 (Suburban District) to A-2 (Suburban District) & MHO (Manufactured Housing Overlay District). (Ward 7, District 7) (ZC10-08-097) (Introduced 9/2/10)

Hamauei - moved to adopt, second by Burkhalter. Unanimous with 1 absent (Binder); becomes Ordinance C.S. No. 10-2351.

Gould- 12) Ord. Cal. No. 4371 - Ordinance amending the Official Parish Zoning Map to reclassify 7.28 acres located east of Rock Road, north of Mill Road, south of Berry Todd Road from A-2 (Suburban District) to A-3 (Suburban District). (Ward 7, District 7) (ZC10-08-099) (Introduced 9/2/10)

Hamauei - moved to adopt, second by Burkhalter. Unanimous with 1 absent (Binder); becomes Ordinance C.S. No. 10-2352.

Gould- 13) Ord. Cal. No. 4372 - Ordinance amending the 2010 Operating Budget. (Introduced 9/2/10)

Falconer - moved to adopt, second by Cooper. Unanimous with 1 absent (Binder); becomes Ordinance C.S. No. 10-2353.

Gould- 14) Ord. Cal. No. 4373 - Ordinance to correct the Road and Drainage Inventory to include Riverside Drive Lateral; Zeta Avenue; Highway 1078 Lateral; an extension of Dewberry Road; an extension of Palm Blvd.; an extension of E. Sycamore Street; and the streets within the Highlands Subdivision, specifically Highland Crest Drive, Tartan Trace, Piper Place, Heather Hollow, White Oak Court, and Terrace Trace; also to Rename Eden Isles Blvd. (Wards 1, 2, 3, 7 & 9, Districts 1, 2, 3, 7, & 13) (Introduced 9/2/10)

Bellisario - moved to adopt, second by Billiot. Unanimous with 1 absent (Binder); becomes Ordinance C.S. No. 10-2354.

Gould- 15) Ord. Cal. No. 4374 - Ordinance to authorize the Parish President to acquire certain parcels and/or rights of way located on the northwest frontage road of I-10 beginning at its intersection with U.S. 190 Business known as Fremeaux Avenue. (Introduced 9/2/10)

Bellisario - moved to adopt, second by Stefancik. Unanimous with 1 absent (Binder); becomes Ordinance C.S. No. 10-2355.

Gould- 16) Ord. Cal. No. 4375 - Ordinance to authorize the Parish President to grant a utility servitude to Washington-St. Tammany Electric Cooperative, Inc. in and around LA Highway 434 north of I-12. (Introduced 9/2/10)

Hamauei - moved to adopt, second by Canulette. Unanimous with 1 absent (Binder); becomes Ordinance C.S. No. 10-2356.

Gould- 17) Ord. Cal. No. 4376 - Ordinance to amend Ordinance C.S. No. 09-2181, adopted December 3, 2009, which established and validated rates and fees for sewerage and water services provided by systems owned and operated by the Parish. (Introduced 9/2/10)

Burkhalter - moved to adopt, second by Bellisario. Unanimous with 1 absent (Binder); becomes Ordinance C.S. No. 10-2357.

Gould- 18) Ord. Cal. No. 4377 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of permits for construction or placement of building structures on property within certain portions of Highland Park Subdivision. (District 12) (Introduced 9/2/10)

Bellisario - moved to adopt, second by Hamauei. Unanimous with 2 absent (Thompson, Binder); becomes Ordinance C.S. No. 10-2358.

Gould- 19) Ord. Cal. No. 4378 - Ordinance to extend for an additional six (6) months the moratorium on issuance of permits for construction or placement of building structures on property within a portion of Tammany Hills Subdivision and a portion of Ingram Estates Subdivision.(Ward 3, District 5) (Introduced 9/2/10)

Falconer - moved to adopt, second by Cooper. Unanimous with 2 absent (Thompson, Binder); becomes Ordinance C.S. No. 10-2359.

Gould- 20) Ord. Cal. No. 4379 - Ordinance to extend for an additional six (6) months the moratorium on issuance of permits for construction or placement of building structures on Eola, Jordan and Elmer Streets, located west of Soutl Street, and on the submission of any application to enter the Parish rights of way for the purpose of extending, opening and/or constructing any unopened portion of said streets. (Ward 4, District 5) (Introduced 9/2/10)

Hamauei - moved to adopt, second by Burkhalter. Unanimous with 2 absent (Thompson, Binder); becomes Ordinance C.S. No. 10-2360.

Gould- 21) Ord. Cal. No. 4380 - Ordinance to extend for an additional six (6) month the moratorium on the issuance of building permits for construction or placement of building structures on property within portions of Beverly Hills and Kingspoint Subdivisions. (District 14) (Introduced 9/2/10)

Burkhalter - moved to adopt, second by Stefancik. Unanimous with 2 absent (Thompson, Binder); becomes Ordinance C.S. No. 10-2361.

Gould- 22) Ord. Cal. No. 4382 - Ordinance amending the official Parish Zoning Map to reclassify 33 acres located south of LA Highway 1085, west of LA Highway 21, across from Bricker Road from PUD (Planned Unit Development District) to a MD-1 (Medical Residential District). (Ward 1, District 1) (ZC09-12-047) (Introduced 9/2/10)

Dean - moved to table, second by Cooper. Unanimous with 2 absent (Thompson, Binder).

Gould- 23) Ord. Cal. No. 4383 - Ordinance amending the official Parish Zoning Map, to reclassify 30.421 acres located south of LA Highway 1088 at the southwest intersection with Interstate 12 from A-2 (Suburban District) to an PBC-1 (Planned Business Campus District). (Ward 4, District 7) (ZC10-07-075) (Introduced 9/2/10)

Hamauei - moved to table, second by Billiot. Unanimous with 2 absent (Thompson, Binder).

APPOINTMENTS

Gould- 1) Resolution to re-appoint Victor Lamane (term expired) to St. Tammany Parish Recreation District No. 11. (Districts 2, 3, 5, 6 & 7) (Gould)

Gould - Ms. Crawford-Howell - there will be another position available on this board next month as someone is resigning.

Hamauei - moved to appoint, second by Burkhalter. Unanimous with 2 absent (Thompson, Binder); becomes Resolution C.S. No. C-2981.

Gould- 2) Resolution to appoint Mike Clark, Marcel Jumonville, Steve Sceroler, Denise Hurstell, and Kelly Kreminski to St. Tammany Parish Sub-Drainage District No. 1 of Gravity Drainage District No. 5. (District 5) (Gould)

Bellisario - moved to appoint, second by Billiot. Unanimous with 2 absent (Thompson, Binder); becomes Resolution C.S. No. C-2982.

Gould- 3) Resolution to appoint Floyd Trascher to replace Phyllis Delpuget (resigned) to St. Tammany Parish Recreation District No. 5. (Crawford-Howell)

Crawford-Howell - moved to appoint, second by Bellisario. Unanimous with 2 absent (Thompson, Binder); becomes Resolution C.S. No. C-2983.

DISCUSSION AND OTHER MATTERS

Gould- 1) Motion to refer to the Zoning Commission for recommendation the proposed rezoning of a certain area on 1st Avenue currently zoned A-2 (Suburban District) to MHO (Manufactured Housing Overlay). (Ward 8, District 13) (Artigue)

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

Gould- 2) Motion to refer to Zoning Commission for recommendation the proposed rezoning of a certain area on James Crosby Rd currently zoned A-4-A (Suburban District) to MHO (Manufactured Housing Overlay). (Ward 8, District 14) (Burkhalter)

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

Gould- 3) Motion to refer to Zoning Commission for recommendation the proposed rezoning of 6 acres bearing physical address 131 Lavigne Road, Madisonville, to Manufactured Housing Overlay (MHO). (Ward 1, District 1) (Dean)

Dean - moved to refer, second by Cooper. Unanimous with 3 absent (Thompson, Binder, Burkhalter).

Stefancik - moved to open the Off-the-Floor Agenda

ITEMS OFF-THE-FLOOR

Gould - 1) Resolution providing for canvassing the returns and declaring the results of the special election to authorize the renewal of a special drainage tax in the Parish. (Binder)

Jason Akers- Foley & Judell - this election was to renew a 10-year millage for drainage projects in the Parish.

Stefancik - moved to adopt, second by Bellisario. Unanimous with 2 absent (Thompson, Binder); becomes Resolution C.S. No. C-2985.

Gould - 2) Ordinance amending the official Parish Zoning Map of the 2009 South Central Comprehensive Rezoning Area One (CRA-1) to reclassify land located south of East Banner Road from HC-1 (Highway Commercial) to A-2 (Suburban District). (Ward 9, District 11) (Stefancik)

Stefancik - moved to introduce, second by Artigue; becomes Ord. Cal. No. 4426.

Gould - 3) Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Pelican Park Extension Project. (Hamauei)

Hamauei - moved to introduce, second by Billiot; becomes Ord. Cal. No. 4427.

Gould - 4) Resolution approving and authorizing the Parish President to sign and/ or execute a cooperative endeavor agreement with the Louisiana Department of Transportation and Development which provides for improvements to LA Hwy 22 from Dalwill Blvd. to US 190. (Falconer)

Falconer - moved to adopt, second by Cooper. Unanimous with 3 absent (Thompson, Binder, Burkhalter); becomes Resolution C.S. No. C-2986.

Gould - 5) Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the 190 @ Northpark Project. (Dean)

Dean - moved to introduce, second by Cooper; becomes Ord. Cal. No. 4428.

Gould - 6) Resolution requesting the cooperation of the Louisiana Department of Transportation and Development in addressing the drainage issues involving the construction of the I-12 and Highway 1088 interchange and authorizing the appropriate legal action to enforce same. (Gould)

Hamauei - moved to adopt, second by Stefancik. Unanimous with 3 absent (Thompson, Binder, Burkhalter); becomes Resolution C.S. No. C-2987.

VERBAL OFF-THE-FLOOR

Crawford-Howell - moved to open the floor for consideration of a resolution, second by Stefancik. Unanimous with 3 absent (Thompson, Binder, Burkhalter).

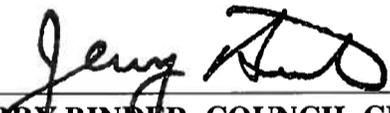
Crawford-Howell - moved to adopt a resolution proclaiming October 23 through October 31, 2010 as Red Ribbon Week, second by Stefancik. Unanimous with 3 absent (Thompson, Binder, Burkhalter); becomes Resolution C.S. No. C-2988.

EXECUTIVE SESSION

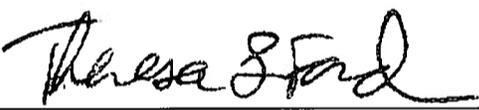
Gould - 1) Workers' Compensation Case entitled: "Leopold Canal v. St. Tammany Parish." Case No. 10-04364.

Stefancik - moved to adopt Resolution authorizing Special Council to represent the Parish in defending Workers Compensation Lawsuits, second by Canulette. Unanimous with 3 absent (Thompson, Binder, Burkhalter); becomes Resolution C.S. No. C-2984.

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



JERRY BINDER, COUNCIL CHAIRMAN



THERESA L. FORD, COUNCIL CLERK