

MINUTES
ST. TAMMANY PARISH COUNCIL MEETING
THURSDAY, DECEMBER 2, 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 Ken Burkhalter

Pledge of Allegiance by Reid 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

Binder - he, the Council and Mr. Davis would like to encourage the public to "Shop Small". He also asks that if the public shops big, they shop in St. Tammany so that tax dollars are being left in the Parish.

PRESENTATION

Binder - 1) Presentation of plaque to ReMax, recognizing their five years of dedication to the Holiday of Lights. (Binder/Davis)

Kevin Davis - without the contribution of ReMax and other donors, the Holiday of Lights would not be a free event.

Bruce Wainer - wants to thank ReMax and all of the sponsors for keeping the Holiday of Lights free.

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

Ord. Cal. No. 4381	Ord. Cal. No. 4466	Resolution C-3013
Resolution C-3014	Resolution C-3025	

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	November 4, 2010
Council Committee Meeting	NONE

ORDINANCES FOR INTRODUCTION
(Public Hearing: January 6, 2011)

2) Ord. Cal. No. 4446 - Ordinance to amend St. Tammany Parish Code of Ordinances, Chapter 7, Section 7-051.00, Documents Required for Drainage and Paving Plan Review, to add provisions relative to the requirements of the Hydrological Analysis. (Gould)

- 3) Ord. Cal. No. 4447 - Ordinance to amend St. Tammany Parish Code of Ordinances, Appendix B, Chapter 40 Subdivision Regulatory Ordinance No. 499, Section 40-061.01 Hydrological Study and Plan, to provide for additional requirements relative to the hydrological analysis required to be submitted by all developers of new subdivision developments. (Gould)
- 4) Ord. Cal. 4448 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning) to amend Section 6.05 - Planned Corridor District. (ZC10-08-092) (Zoning Commission approved 11/3/10) (Gould)
- 5) Ord. Cal. No. 4449 - Ordinance amending the Official Parish Zoning Map to reclassify 0.72 acre located south of LA Highway 22, west of Penns Chapel Road, being 240 Highway 22 East, Madisonville, from HC-1 (Highway Commercial District) to HC-2 (Highway Commercial District). (Ward 4, District 4) (ZC10-11-125) (Zoning Commission approved 11/3/10) (Binder/Davis)
- 6) Ord. Cal. No. 4450 - Ordinance amending the official Parish Zoning Map to reclassify 0.5 acre located north of US Highway 190, west of Vermillion Road, east of North Mill Road, being lot 22, Square 8, Cypress Park Subdivision from A-3 (Suburban District) to HC-2 (Highway Commercial District). (Ward 7, District 7) (ZC10-11-126) (Zoning Commission approved 11/3/10) (Binder/Davis)
- 7) Ord. Cal. No. 4451 - Ordinance amending the official Parish Zoning Map to reclassify 6 acres located south of Lavigne Road, west of LA Highway 1085, being 131 Lavigne Road, Madisonville from A-1-A (Suburban District) to A-1-A (Suburban District) & MHO (Manufactured Housing Overlay District). (Ward 1, District 1) (ZC10-11-130) (Zoning Commission approved 11/3/10) (Binder/Davis)
- 8) Ord. Cal. No. 4452 - Ordinance amending the official Parish Zoning Map to reclassify 0.40 acre located west of 10th Street, east of 11th Street, north of Marquette Street, being lot 1C-2, Square 10, Chinchuba Subdivision from A-5 (Two Family Residential District) to NC-1 (Professional Office District). (Ward 4, District 4) (ZC10-11-132) (Zoning Commission approved 11/3/10) (Binder/Davis)
- 9) Ord. Cal. No. 4453 - Ordinance amending the official Parish Zoning Map to reclassify 0.41 acre located west side of 10th Street, east of 11th Street, north of Marquette Street, being lot 1C-1, Square 10, Chinchuba Subdivision from A-5 (Two Family Residential District) to NC-1 (Professional Office District). (Ward 4, District 4) (ZC10-11-133) (Zoning Commission approved 11/3/10) (Binder/Davis)
- 10) Ord. Cal. No. 4454 - Ordinance amending the official Parish Zoning Map to reclassify 9.72 acres located south of Ochsner Road Extension, west of LA Highway 21, north of I-12 from PBC-2 (Planned Business Campus District) to an MD-1 (Medical Residential District). (Ward 1, District 1) (ZC10-11-135) (Zoning Commission approved 11/3/10) (Binder/Davis)
- 11) Ord. Cal. No. 4455 - Ordinance amending the official Parish Zoning Map to reclassify 8 acres located west of LA Highway 25, south of Hay Hollow Road, across from Joseph's Road, being 84125 Highway 25, Folsom from A-1 (Suburban District) to A-1-A (Single-Family Residential District) (Ward 2, District 3) (ZC10-11-136) (Zoning Commission approved 11/3/10) (Binder/Davis)
- 12) Ord. Cal. No. 4456 - Ordinance amending the official Parish Zoning Map to reclassify 0.57 acre located south side of James Crosby Road, west of LA Highway 41 from A-4-A (Single-Family Residential District) to A-4A (Single-Family Residential District) & MHO (Manufactured Housing Overlay District). (Ward 8, District 14) (ZC10-11-137) (Zoning Commission approved 11/3/10) (Binder/Davis)
- 13) Ord. Cal. No. 4457 - Ordinance amending the 2010 Operating Budget.
- 14) Ord. Cal. No. 4458 - Ordinance to ratify Ordinance No. 09-2155 and Ordinance No. 09-2176 which authorized the Parish Council to declare Slip 89 of Marina Chamale' Condominiums, as Surplus property and authorize the sale of said parcel and which authorized the Parish Council to accept the highest bid and authorize the sale of surplus property to Russell A. Traina for Slip 89 of Marina Chamale' Condominiums, Slidell, Louisiana. (Binder/Davis)

15) Ord. Cal. No. 4459 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Pugh Road Drainage Project. (Binder/Davis)

16) Ord. Cal. No. 4460 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Monterey Subdivision Retention Pond Project. (Binder/Davis)

17) Ord. Cal. No. 4461 - Ordinance to ratify Ordinance No.09-2154 and Ordinance No. 09-2177 which authorized the Parish Council to declare Lot 51, Square 233-A, rural Mandeville, as surplus property and authorize the sale of said lot and which authorized the Parish Council to accept the highest bid and authorize the sale of surplus property to Thomas Laizer, III for Lot 51, Square 233-A, Section 13, Township 7 South, Range 11 East, Mandeville. (Binder/Davis)

18) Ord. Cal. No. 4462 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes located in Lexington Place Subdivision. (Binder/Davis)

19) Ord. Cal. No. 4463 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Cypress Bayou Detention Pond Project. (Binder/Davis)

20) Ord. Cal. No. 4464 - Ordinance to enact Article XX, Section 16-150.00 *et seq.* of the Parish Code of Ordinances setting forth rules and regulations for the Camp Salmen Nature Park. (Binder/Davis)

21) Ord. Cal. No. 4465 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes located in Alpha Industrial Park Subdivision, Phase II A and all future phases. (Binder/Davis)

23) Ord. Cal. No. 4467 - Ordinance accepting finalized subdivisions into the Road & Drainage Inventories, specifically Normandy Oaks, Phase 4, Stonebrook Subdivision, and Pinnacle Parkway Extension. (Wards 1 & 4, Districts 1 & 10) (Binder/Davis)

24) Ord. Cal. No. 4468 - Ordinance to correct the Road and Drainage Inventory to include Ju Ju Lane and St. James Street. (Wards 7 & 9, Districts 7 & 11) (Binder/Davis)

25) Ord. Cal. No. 4469 - Ordinance to extend for an additional six (6) months the moratorium on the approval of rezoning, issuance of conditional use permits and issuance of plan review permits, not previously received, for property abutting the Louisiana Highway 21 Planned Corridor from Keys Road North to Azalea Drive. (Ward 1, District 1) (Dean)

26) Ord. Cal. 4470 -Ordinance to extend for an additional six (6) months the moratorium on the issuance of permits for construction or placement of building structures on certain right-of-way parcels needed for listed capital projects. (Binder/Davis)

RESOLUTIONS

27) Resolution C.S. No. C-3012 - Resolution establishing Warranty Obligations. (Binder/Davis)

WARRANTY

<u>NAME OF SUBDIVISION</u>	<u>RECOMMENDATION</u>
Enter Parish R.O.W. (Resolution No. 09-066) 4 th St. between Jefferson Ave. & Adams Ave./ Jefferson Ave. between 3 rd & 4 th Streets Tammany Hills S/D Amount: \$11,800 Expires: January 7, 2011 Ward: 3, District: 5	RELEASE L.O.C. TO BE BROUGHT INTO THE SELECTIVE PARISH MAINTENANCE SYSTEM

WARRANTY OBLIGATION CONTINUED:

Autumn Creek II S/D, Phase 2A
Amount: \$14,200
Expires: January 20, 2011
Ward: 1, District: 1

EXTEND FOR ONE (1) YEAR OR UNTIL
WORK IS SATISFACTORILY
ACCOMPLISHED

Abita Lakes S/D, Phase 3-B-1
Amount: \$27,000
Expires: January 26, 2011
Ward: 10, District: 2

EXTEND FOR ONE (1) YEAR OR UNTIL
WORK IS SATISFACTORILY
ACCOMPLISHED

Pine Creek Acres S/D, Phase 1B
Amount: \$37,800
Expires: January 27, 2011
Ward: 1, District: 1

EXTEND FOR ONE (1) YEAR OR UNTIL
WORK IS SATISFACTORILY
ACCOMPLISHED

30) Resolution C.S. No. C-3015 - Resolution acknowledging the receipt and review of the 2009 Municipal Water Pollution Prevention Environmental Audit Report for the Cross Gates Sewage Treatment Facility as well as the actions the St. Tammany Parish Government will take in order to address issues listed in the audit report. (Binder/Davis)

31) Resolution C.S. No. C-3016 - Resolution acknowledging the receipt and review of the 2010 Municipal Water Pollution Prevention Environmental Audit Report for the Cross Gates Sewage Treatment Facility as well as the actions the St. Tammany Parish Government will take in order to address issues listed in the audit report. (Binder/Davis)

32) Resolution C.S. No. C-3017 - Resolution to Amend Ordinance C.S. No. 09-2166 the 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Binder/Davis)

33) Resolution C.S. No. C-3018 - Resolution to Amend Ordinance C.S. No. 09-2166 the 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Facilities) (Binder/Davis)

34) Resolution C.S. No. C-3019 Resolution to Amend Ordinance C.S. No. 09-2166 the 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Binder/Davis)

35) Resolution C.S. No. C-3020 - Resolution to Amend Ordinance C.S. No. 09-2166 the 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (District 2) (Binder/Davis)

36) Resolution C.S. No. C-3021 -Resolution to Amend Ordinance C.S. No. 09-2166 the 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (District 3) (Binder/Davis)

37) Resolution C.S. No. C-3022 - Resolution to Amend Ordinance C.S. No. 09-2166 the 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (District 9) (Binder/Davis)

38) Resolution C.S. No. C-3023 - Resolution Naming Laporte, Sehart, Romig & Hand as the Audit Firm for the Fiscal Year 2010. (Binder/Davis)

39) Resolution C.S. No. C-3024 - Resolution to Amend Ordinance C.S. No. 09-2166 the 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Infrastructure) (Binder/Davis)

41) Resolution C.S. No. C-3026 - Resolution authorizing the Parish President to enter into a Cooperative Endeavor Agreement with the South Central Planning and Development Commission for use of its My Permits Now Computer Software. (Binder/Davis)

42) Resolution C.S. No. C-3027 - Resolution to adopt the FEMA Base Flood Elevations for the area south of and east of Highway 90, previously excluded by Resolutions C.S. C-1844. (Artigue)

43) Resolution C.S. No. C-3028 - Resolution authorizing the Parish President to execute a Cooperative Endeavor Agreement with St. Tammany Sub-drainage District No. 4 of Gravity Drainage District No. 5 and Louisiana CVS Pharmacy, L.L.C. (Gould)

END OF CONSENT CALENDAR

Stefancik - moved to adopt the Consent Calendar less items removed, second by Gould. 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, 10/7/10 & 11/4/10)

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

Binder - 22) Ord. Cal. No. 4466 - Ordinance to correct the Road and Drainage Inventory to include Opal Street and Beverly Avenue and to remove Madie Lane. (Wards 6, 8 & 9, Districts 6, 8 & 11) (Binder/Davis)

Hamauei - moved to amend the Road and Drainage Inventory to include Warner Lane in District 7, second by Canulette. Unanimous with no one absent.

Hamauei - moved to adopt as amended, second by Canulette. Unanimous with no one absent.

Binder - 28) Resolution C. S. No. C-3013 - Resolution to concur/not concur with the Town of Abita Springs annexation and rezoning of 0.76 acre from Parish A-4 (Single Family Residential) and NC-4 (Neighborhood Industrial District) to Town of Abita Springs C (Commercial District) which includes Lots 1 through 10 inclusive plus Lots 12, 14, and 16 located in Square 19, in the West Abita Springs Subdivision of the West half of the Northeast Quarter of Section 36, Township 6 South, Range 11 East. (Ward 10, District 2) (Binder/Davis) (AB2010-01)

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

Binder - 29) Resolution C.S. No. C- 3014 - Resolution to concur/not concur with the City of Slidell annexation and rezoning of 0.145 acre from Parish HC-2 (Highway Commercial District) to City of Slidell C-4 (Highway Commercial District) which includes the remainder of Lot 4, located at Square 25, Pearl Acres Subdivision, Section 6, Township 9 South, Range 15 East, Greensburg Land District. (Ward 8, District 13) (Binder/Davis) (SL2010-02)

Artigue - moved to concur with the annexation, second by Bellisario. Unanimous with one absent. (Burkhalter)

Binder - 40) Resolution C.S. No. C-3025 - Resolution declaring the intention of the Parish Council that certain expenditures made in connection with the potential acquisition of one or more existing utility systems be reimbursed with the proceeds of tax-exempt borrowings. (Binder/Davis)

Jason Akers - with Foley and Judell - this resolution is not binding, but it gives the Parish some cost saving measures if the Parish decides to buy another utility. The Council adopted a similar resolution before SELA was bought.

Stefancik - moved to adopt, second by Canulette. Unanimous with no one absent.

Gould - moved to open the Off-the-Floor Agenda, second by Falconer. Unanimous with 2 absent (Hamauei, Burkhalter).

ITEMS OFF-THE-FLOOR

Binder - 1) Motion to refer to the Zoning Commission for recommendation the proposed rezoning of approximately 7 acres located east of Westwood Drive, north of Judge Tanner Boulevard, south of Dove Park Road from A-1 to CB-1. (District 5) (Gould)

Gould - this involves property owned by Holy Trinity Catholic Church. They lost a lot of land during Comprehensive Rezoning due to the zoning classification this area was given. He knew they would have to revisit this matter, so the church would be allowed to build on its land. They still do not know if the Parish will receive permission from the Corps of Engineers to extend Tanner Boulevard. The Church agreed to build a new north/south road to relieve the traffic in the area. Also, the construction will largely avoid the wetlands, though, that may be impossible in some places. They are going to build a new church and cemetery on the land.

Jeff Schoen - Jones Fussell - he is there on behalf of the Archdiocese. They appreciate that the properties are being referred to the Zoning Commission for recommendation to receive the necessary zoning so they will be able to build. The Church will also hire experts to measure traffic, drainage, and the wetlands, as this land has some unusual characteristics.

Gould - moved to refer to the Zoning Commission, second by Falconer. Unanimous with 1 absent (Burkhalter).

Binder - 2) Motion to refer to the Zoning Commission for recommendation the proposed rezoning of approximately 36 acres located east of Westwood Drive, north of Judge Tanner Boulevard, south of Dove Park Road from A-1 to PF-1. (District 5) (Gould)

Gould - this also relates to the church matter.

Gould - moved to refer to the Zoning Commission, second by Thompson. Unanimous with 1 absent (Falconer).

Binder - 3) Ordinance to amend the St. Tammany Parish Code of Ordinances, Chapter 2, Article III, Section 2-030.00 relative to Parish Council salaries. (Stefancik)

Stefancik - the Parish Charter allows consideration by the Council of a salary increase no less than one year prior to the expiration of the term of office.

Stefancik - moved to introduce, second by Artigue; becomes Ord. Cal. No. 4472.

APPEALS

Binder - 1) 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) (Tabled 10/7/10 & 11/4/10)

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.

Gould - apparently, the appellant decided not to appear tonight.

Gould - moved to concur with the Zoning Commission denial, second by Thompson. Unanimous with one absent (Falconer).

Gould - moved to adopt a resolution, second by Thompson. Unanimous with 1 absent (Falconer); becomes Resolution C.S. No. C-3029.

Binder - 2) Leroy L. Cooper appealing the Zoning Commission DENIAL on October 5, 2010 of a request for a major amendment to a 13.17 acre PUD (Planned Unit Development District) located at the end of Caroline Court, east of Highway 190, south of Park Place Drive. (Ward 3, District 5) (ZC05-12-077) (Tabled 11/4/10)

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.

Andrew Hastings - representing Cooper Engineering. They were originally trying to change the setbacks on all of the lots from 10 feet to 7.5 feet. However, after discussions with Mr. Gould and the homeowners, they have agreed that they are going to amend the plans to allow for the 7.5 foot setback on Lots 23 and 42 only.

Gould - moved to override the Zoning Commission Denial, second by Hamauei. Unanimous with 1 absent (Falconer).

Gould - moved to introduce an ordinance, second by Thompson; becomes Ord. Cal. No. 4471.

Binder - 3) Lee Laporte, Jr. on behalf of Covington Place Cottages, LLC appealing the Planning Commission DENIAL, on November 9, 2010, of Final Subdivision Review of Covington Place Cottages, Phase I. (Ward 3, District 3)

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

NOTE: To override Planning DENIAL, a two-thirds majority vote of the entire Council is required and adoption of a resolution.

Lee Laporte - they request that this appeal be tabled until January.

Thompson - moved to table, second by Canulette. Unanimous with 1 absent (Falconer).

Bellisario - he would like to move up Ord. Cal. Nos. 4444 and 4445, so that the information being added to Chapter 9 of the Code can be explained by Bill Matthews and Jimmy Davis from the Zoning Commission.

Bellisario - moved to move up Ord. Cal. Nos. 4444 and 4445, second by Gould. Unanimous with 1 absent (Falconer).

Binder - 20) Ord. Call. No. 4444 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning) Article 2, Definitions, Section 5.25 - I-2 (Industrial District), Section 5.26 - I-3 (Industrial District), Section 5.26A- I-4 (Industrial District) and Section 8.01 - Minimum Standards relative to Solid Waste Transfer Station. (ZC10-08-094) (Introduced 11/4/10)

Binder - 21) Ord. Cal. No. 4445 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning), Article 2, Definitions, to create Section 5.36 SWM (Solid Waste Management District), amend Section 8.01 - Minimum Standards and Section 24.02 to exclude sewage and septage facilities from the list of permitted uses in the I-2 (Industrial District). (ZC10-09-114) (Zoning Commission Approved 11/3/10) (Introduced 11/4/10)

Bill Matthews - he and Mr. Davis are members of the Planning and Zoning Commission. Last month they were presented with two ordinances dealing with waste transfer stations. The first ordinance proposed to deal with waste transfer stations as a conditional use. However, the Parish is trying to eliminate the conditional use permit process. The second ordinance would create a waste management district. He, Jimmy Davis and John Sammons reviewed the ordinances as a committee. They submitted a list of conditions for approval of a Non-processing Solid Waste Transfer Station to be added to Parish Code Chapter 9. They think that the 48 hour time limit for trucks to be parked needs to be addressed because from Friday at 6 p.m. to Monday at 6 p.m. is 50 hours.

Jimmy Davis - They also reviewed Ord. Cal. No. 4444 to consider adjusting the I-1 to I-4 classifications to list waste management. However, creating its own classification makes better sense. They suggest that the Council remove Ord. Cal. No. 4444 and adopt Ord. Cal. No. 4445.

Hamauei - it is his opinion that a waste management zone be created because none of the zoning classifications mention it. The first ordinance does not work because the Parish is trying to move away from Conditional Use Permits. If the second ordinance is adopted, then a public hearing would need to be held when a zoning change is requested.

Sidney Fontenot - it would be a zoning hearing, but not a hearing on the specific use. Under this zoning classification, they would be able to build facilities such as a waste transfer station, a recycling station, a Bioregions type facility, etc. This zoning only applies to smaller applications. It would not allow a landfill or a hazardous waste facility.

Bill Matthews - thinks that the SWM classification needs to be further broken into categories. For example, SWM-1 for truck to truck transfers, SWM-2 for compost sites, etc.

Canulette - why is there a 100 foot no-cut buffer only in some places? Why not make the buffer for all of the property?

Matthews - the idea was to put a 100 foot buffer allowing certain uses to be pretty dense. That would allow for offices buildings on the property, but the transfer station itself would have a 500 foot buffer.

Bellisario - this document is for talking purposes only. We should not adopt it this month. He just wanted to get the discussion started. He is against a conditional use permit in the I-2 or I-3 zone. He is concerned that the creation of the SWM district allowed more intense industrial uses.

Fontenot - they created this district for bigger properties to allow intense uses on the inside and then allow less intense uses on the outside. He told the commissioners that they needed to change their traditional ideas about conditional uses. They need to be able to downgrade a property without focusing on its specific use.

Stefancik - these ordinances were introduced last month, but there was not a committee meeting to discuss it. He would like to table them to allow more discussion time. He does not want to stop this discussion now, but will make a motion to table when they are ready.

Sandra Slifer - she wants to know when the conditions for all of the other uses will be drafted. She would like to see some of the drafting being done in public meetings.

Bellisario - he wanted to move these items up because a lot of people leave toward the end of the meeting, and he did not want the Council to be told that they do not discuss important items in public.

Jay Blossman - he is glad the Council is considering a special district for waste transfer stations.

Stefancik - moved to table Ord. Cal. No. 4444, second by Bellisario. Unanimous with 1 absent (Falconer).

Stefancik - moved to table Ord. Cal. No. 4445, second by Burkhalter. Unanimous with 1 absent (Falconer).

ORDINANCES FOR ADOPTION

Binder - 1) Ord. Cal. No. 4213AAV - 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, 9/7/10) (Re-introduced 10/7/10) (Tabled 11/4/10)

Terry Hand - this ordinance has been amended one last time. It now includes a variance that could decrease the set-back along wildlife management areas to 100 feet.

Canulette - moved to amend, second by Artigue. Motion passed with 2 nays (Cooper, Crawford-Howell) and 2 absent (Falconer, Hamauei).

Bellisario - moved to adopt as amended, second by Canulette. Motion passed with 1 absent (Falconer) and 3 nays (Cooper, Gould, Crawford-Howell); becomes Ord. C.S. No. 10-2407.

Binder - 2) Ord. Cal. No. 4356 - Ordinance validating and ratifying Ordinances adopting the Comprehensive Rezoning Areas of the Unified Development Code, Volume I (Zoning), and all subsequent amendments thereof. (Introduced and referred to the Zoning Commission 8/5/10) (Postponed 9/2/10) (ZC10/11/10) (Zoning Commission Approved 11/3/2010)

Stefancik - moved to adopt, second by Burkhalter. Unanimous with 3 absent (Falconer, Canulette, Bellisario); becomes Ord. C.S. No. 10-2408.

Binder - 3) 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) (Introduced 10/7/10) (Tabled 11/4/10)

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

Binder - 4) 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) (Introduced 10/7/10) (Tabled 11/4/10) (Zoning Commission Approved 11/3/2010)

Crawford-Howell - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Bellisario); becomes Ord. C.S. No. 10-2409.

Binder - 5) Ord. Cal. No. 4429 - Ordinance amending the official Parish Zoning Map to reclassify 3.67 acres located on the corner of Coyne Road and Million Dollar Road from A-1 (Suburban District) to A-2 (Suburban District). (Ward 2, District 2) (ZC10-09-108) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Cooper - moved to adopt, second by Thompson. Unanimous with 1 absent (Falconer); becomes Ord. C.S. No. 10-2410.

Vice-Chairman Gould took over the meeting for the Chairman.

Gould - 6) Ord. Cal. No. 4430 - Ordinance amending the official Parish Zoning Map to reclassify 40,000 square feet located north of Brewster Road, west of Perrilloux Road in Madisonville from A-2 (Suburban District) to PF-1 (Public Facilities District). (Ward 1, District 1) (ZC10-10-115) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Dean - moved to adopt, second by Cooper. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2411.

Gould - 7) Ord. Cal. No. 4431 -Ordinance amending the official Parish Zoning Map to reclassify 3 acres located west of LA Highway 437, north of Handsome Meadow Lane from A-1 (Suburban District) to PF-1 (Public Facilities District). (Ward 2, District 2) (ZC10-10-116) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Cooper - moved to adopt, second by Thompson. Unanimous with 3 absent (Dean, Falconer, Binder); becomes Ord. C.S. No. 10-2412.

Gould - 8) Ord. Cal. No. 4432 -Ordinance amending the official Parish Zoning Map to reclassify 2.98 acres located west of LA Highway 1090, east of I-59 from A-3 (Suburban District) to PF-1 (Public Facilities District). (Ward 8, District 9) (ZC10-10-117) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Bellisario - moved to adopt, second by Canulette. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2413.

Gould - 9) Ord. Cal. No. 4433 - Ordinance amending the official Parish Zoning Map to reclassify 5 acres located north of Henry Keller Memorial Park, west of Fish Hatchery Road in Lacombe from

A-2 (Suburban District) to PF-1 (Public Facilities District). (Ward 7, District 7) (ZC10-10-118) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Hamauei - moved to adopt, second by Burkhalter. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2414.

Gould - 10) Ord. Cal. No. 4434 - Ordinance amending the official Parish Zoning Map to reclassify 38,857.47 square feet located on southwest corner of Keith Drive & John Drive, being Lot 34, Hickory Hills Subdivision, Addition No. 1 in Slidell from A-2 (Suburban District) to A-2 (Suburban District) & MHO (Manufactured Housing District). (Ward 8, District 9) (ZC10-10-119) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Bellisario - moved to adopt, second by Canulette. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2415.

Gould - 11) Ord. Cal. No. 4435 - Ordinance amending the official Parish Zoning Map to reclassify 1.62 acres located on the northeast corner of Oak Park Drive & Gail Street, being 52 Oak Park Drive, Madisonville and which property comprises a total 1.62 acres from its present A-3 (Suburban District) to PF-1 (Public Facilities District). (Ward 1, District 1) (ZC10-10-121) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Dean - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2416.

Gould - 12) Ord. Cal. No. 4436 - Ordinance amending the official Parish Zoning Map to reclassify 1.49 acres located on the southeast corner of Henry Clay and "I" Street from A-4-A (Single Family Residential District) to CB-1 (Community Based Facilities District). (Ward 3, District 5) (ZC10-10-122) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Hamauei - moved to adopt, second by Thompson. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2417.

Gould - 13) Ord. Cal. No. 4437 - Ordinance amending the official Parish Zoning Map to reclassify 3.6 acres located on the southwest corner of LA Highway 41 & Golden Lane, being 65155 Highway 41, Pearl River from HC-2 (Highway Commercial District) to HC-2 (Highway Commercial District) & RO (Rural Overlay). (Ward 8, District 6) (ZC10-10-123) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Crawford-Howell - moved to adopt, second by Burkhalter. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2418.

Gould - 14) Ord. Cal. No. 4438 Ordinance amending the official Parish Zoning Map to reclassify 2.12 acres located north of I-12, east of Airport Road from HC-3 (Highway Commercial District) to PF-1 (Public Facilities District). (Ward 9, District 11) (ZC10-10-124) (Zoning Commission approved 10/5/10) (Introduced 11/4/10)

Stefancik - moved to adopt, second by Bellisario. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2419.

Gould - 15) Ord. Cal. No. 4439 - Ordinance establishing a "No Parking" Zone on Olene Drive (4-E-113) (Ward 4, District 5). (Introduced 11/4/10)

Hamauei - moved to adopt, second by Bellisario. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2420.

Gould - 16) Ord. Cal. No. 4440 - Ordinance to authorize the Parish President to acquire parcels, rights-of-way and/or servitudes for the Highway 1077/1085 Intersection Project. (Binder/Davis)

Bellisario - moved to adopt, second by Stefancik. Motion passes with 1 abstention (Burkhalter) and 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2421.

Gould - 17) Ord. Cal. No. 4441 - Ordinance to authorize the Parish President to acquire parcels, rights-of-way and/or servitudes for Polders Lane Project. (Introduced 11/4/10)

Bellisario - moved to adopt, second by Stefancik. Motion passes with 1 abstention (Burkhalter) and 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2422.

Gould - 18) Ord. Cal. No. 4442 - Ordinance to correct the Road and Drainage Inventory to include Mitchell Road Lateral; Henry Gaines Lateral; 16th Section Road Lateral; Pineridge Road Lateral; and an extension of North 13th Street. (Wards 6, 8 & 9) (Districts 6, 1, 13 & 14) (Introduced 11/4/10)

Burkhalter - moved to adopt, second by Bellisario. Unanimous with 2 absent (Falconer, Binder); becomes Ord. C.S. No. 10-2423.

Gould - 19) Ord. Cal. No. 4443 - Ordinance to extend for an additional six (6) months the moratorium on the placement of fill and on the issuance of permits for construction, renovation, improvement or placement of any building or structures on property within the boundaries of the subdivision known as Serenity Oaks. (Ward 9, District 14) (Introduced 11/4/10)

Burkhalter - moved to adopt, second by Bellisario. Unanimous with 3 absent (Cooper, Falconer, Binder); becomes Ord. C.S. No. 10-2424.

NOMINATIONS

Gould - 1) Resolution to appoint _____ and _____ as Parish Council appointees to the St. Tammany Parish Development District board for a one (1) year term beginning 01/01/2011. (Current Council appointees are Kristin McLaren Mickal & John Murchison serving 1st of two permitted terms per state law). (Binder)

Burkhalter - moved to open nominations, second by Bellisario.

Burkhalter - nominates Kristin McLaren Mickal & John Murchison

Canulette - moved to close nominations, second by Bellisario.

Burkhalter - moved to suspend the rules and appoint Kristin McLaren Mickal and John Murchison, second by Bellisario. Unanimous with 3 absent (Cooper, Falconer, Binder); becomes Resolution C.S. No. C-3030.

Gould - 2) Resolution to appoint _____, _____ and _____ to the St. Tammany Parish Tourist and Convention Commission for the expiring terms of Lisa Blossman (Term Expiring December 2010, 3 year term), and Connie Born (Term Expiring December 2010, 3 year term) and the unexpired term of Kristen McClaren (Resigned in July 2010, term expiring 12-31-2011). The Tourist Commission Nominating Committee has submitted recommendations pursuant to Parish Code of Ordinances, Section 2-061.00, et seq. (Burkhalter)

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

APPOINTMENTS

Gould - 1) Resolution to appoint John Travers to replace Vicki Talley (resigned) to St. Tammany Parish Recreation District No. 6 (Lee Road/Folsom). (Cooper)

Thompson - moved to appoint John Travers, second by Dean. Unanimous with 3 absent (Cooper, Falconer, Binder); becomes Resolution C.S. No. C-3031.

DISCUSSION AND OTHER MATTERS

Gould - 1) Motion to refer to Zoning Commission for recommendation the proposed rezoning of a parcel located in Section 7, Township 7 South, Range 12 East from HC-2 (Highway Commercial District) to A-2 (Suburban District). (Ward 7, District 7) (Hamauei).

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

Dean - moved to reopen the Off-the-Floor Agenda, second by Thompson. Unanimous with 3 absent (Cooper, Falconer, Binder).

VERBAL OFF-THE-FLOOR

Dean - 4) Resolution C.S. No. C-3032 - Resolution to amend Ordinance C.S. No. 09-2166 - 2010-2014 the Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Faubourg Coquille) (Dean)

Dean - moved to hear the verbal resolution, second by Thompson. Unanimous with 3 absent (Cooper, Falconer, Binder).

Greg Gordon - this amendment is to provide funds for the blowers on the sewage treatment facility in order to reduce noise.

Dean - moved to adopt, second by Burkhalter. Unanimous with 3 absent (Cooper, Falconer, Binder); becomes Resolution C.S. No. C-3032.

Dean - 5) Ord. Cal. No. 4473 - Ordinance to authorize the Parish of St. Tammany, through the Office of the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights of way and/or servitudes for Green Property Project. (Dean)

Hamauei - moved to hear the verbal ordinance, second by Bellisario. Unanimous with 3 absent (Cooper, Falconer, Binder).

Bill Oiler - this is to acquire 26 acres along Bayou Lacombe between the Tammany Trace and Main Street.

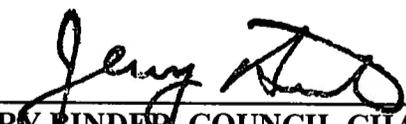
Hamauei - moved to introduce, second by Bellisario; becomes Ord. Cal. No. 4473.

Dean - 6) Resolution C.S. No. C-3033 - Resolution to amend Ordinance C.S. No. 09-2166 the 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Green Property) (Dean)

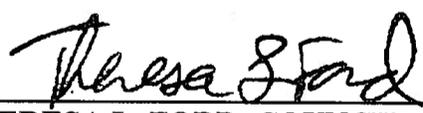
Hamauei - moved to hear verbal resolution, second by Canulette. Unanimous with 5 absent (Cooper, Thompson, Falconer, Binder, Burkhalter).

Canulette - moved to adopt, second by Bellisario. Unanimous with 5 absent (Cooper, Thompson, Falconer, Binder, Burkhalter); becomes Resolution C.S. No. C-3033.

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



JERRY BINDER, COUNCIL CHAIRMAN



THERESA L. FORD, COUNCIL CLERK