

MINUTES OF THE ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, NOVEMBER 1, 2012 AT 6:00 P.M.

ST. TAMMANY GOVERNMENT COMPLEX

21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable Martin Gould, Jr., Chairman

Invocation by Mr. Smith

Pledge of Allegiance by Mr. Artigue

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

Bellisario - move to open the Off-the-Floor Agenda and move up items 1 and 2, second by Canulette. Unanimous with no one absent.

Gould - 1. Presentation: Recognition of the St. Tammany Public School System for earning Grade "A" in District Performance Scores. (Gould)

Gould - read certificate. Presenting certificates to the School system every month is becoming a very pleasant surprise.

Trey Folsie - Louisiana presents letter grades to Parish School Systems. St. Tammany has been sitting on a B for a few years, and he is proud they have finally achieved an A. He wants the Parish School System to be known as more than letter grades and test scores. Their motto is "every child, every day. This achievement was reached by the efforts of the teachers, students, families and administrative staff.

Brister - wants to thank Trey Folsie for doing such a good job. She sees him working everywhere across the Parish.

Gould - 2. Presentation: Recognition of Lorraine Williams, Karen Milliken, Jimmy Laurent, Madeline Laurent, Joy Valez, Joe Allen and Evelyn Steinhauer for contributions made after Hurricane Isaac. (Groby)

Groby - read certificates. These people opened their homes and fed strangers and helped clean up after the storm. Two of them are not here tonight because they are still volunteering tonight. This is what makes a community strong.

Bellisario - moved to move up Presentations, second by Canulette. Unanimous with no one absent.

PRESENTATIONS

Gould - 1. Proclamation by the Parish President of November 9, 2012 as Black and Gold Day. (Gould/Brister)

Brister - the Junior League of Greater Covington along with St. Tammany Parish is sponsoring Black and Gold Day in the Parish School System. For a donations of \$1.00 all students will be allowed to wear Saints colors to school on Friday, November 9, 2012. All of the donations will be given tp the Children’s Museum of St. Tammany. The Parish and Junior League encourage all businesses in the Parish to celebrate Black and Gold Day and donate the proceeds.

SPECIAL ITEMS

Gould - 1) Ord. Cal. No. 4885 - Ordinance adopting the 2013 Parish Operating Budget. (Introduced September 26, 2012)

Bellisario - the Council Finance Committee has been hearing budget presentations from the Director of each of the Administrative Departments. Would like to point out the Parish Operating Budget has been cut by Three million dollars under Ms. Brister’s guidance.

Bellisario - moved to table, second by Stefancik. Unanimous with no one absent.

Brister - she appreciates the support of the Council through this process . It is not easy to put together a budget. She also wants to point out these items are being tabled in order for the budget meetings to continue, not because there are any problems with the budget.

Gould - 2) Ord. Cal. No. 4886 - Ordinance adopting the 2013-2017 Parish Capital Improvement Budget and Program, and further identify Fixed Assets & Grants Awards. (Introduced September 26, 2012)

Bellisario - moved to table, second by Stefancik. Unanimous with no one absent.

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

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| Resolution C.S. No. C-3472 | Resolution C.S. No. C-3540 |
| Resolution C.S. No. C-3541 | Resolution C.S. No. C-3543 |
| Resolution C.S. No. C-3557 | Resolution C.S. No. C-3558 |
| Resolution C.S. No. C-3560 | Resolution C.S. No. C-3563 |

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	October 4, 2012
Special Council Meeting	October 10, 2012
Council Committee Meeting	October 24, 2012

**ORDINANCES FOR INTRODUCTION
(Public Hearing: December 6, 2012)**

1. Ord. Cal. No. 4901 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume 1 (Zoning), to create a new Section 6.08 Regional Business Center Overlay, to allow for Coordinated Design Standards and Flexible Design Standards for Planned Commercial or Office Developments. (ZC12-08-065) (Gould/Brister) (Zoning Commission Approved 10/2/12)

2. Ord. Cal. No. 4902 - Ordinance amending the Official Parish Zoning Map to reclassify 2 acres located east of La Highway 450, north of Ed Williams Road East, south of the Washington Parish Line from A-1 (Suburban District) to A-1 (Suburban District) & MHO (Manufactured Housing Overlay). (Ward 2, District 3) (ZC12-08-085) (Gould/Brister) (Zoning Commission Approved 10/2/12)

3. Ord. Cal. No. 4903 - Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located at the Southeast Corner of US Highway 190 East and Apple Pie Ridge Road from A-1 (Suburban District) to HC-2 (Highway Commercial District). (Ward 8, District 13) (ZC12-10-094) (Gould/Brister) (Zoning Commission Approved 10/2/12)

4. Ord. Cal. No. 4904 - Ordinance amending the Official Parish Zoning Map to reclassify 0.79 acre located on the Southwest Corner of US Highway 190 East & Apple Pie Ridge Road from A-1 (Suburban District) to HC-2 (Highway Commercial District). (Ward 8, District 13) (ZC12-10-095) (Gould/Brister) (Zoning Commission Approved 10/2/12)

5. Ord. Cal. No. 4905 - Ordinance amending the Official Parish Zoning Map to reclassify 6.7452 acres located north of La Highway 1085, west of Tallow Creek Blvd from A-3 (Suburban District) to PF-1 (Public Facilities District). (Ward 1, District 3) (ZC12-10-096) (Gould/Brister) (Zoning Commission Approved 10/2/12)

6. Ord. Cal. No. 4906 - Ordinance amending the Official Parish Zoning Map to reclassify 32.5 acres located west of LA Highway 1085, north of Rue Maison du Lac Blvd from MD-1 (Medical Residential District) to A-4 (Single-family Residential District). (Ward 1, District 1) (ZC12-10-100) (Gould/Brister) (Zoning Commission Approved 10/2/12)

7. Ord. Cal. No. 4907 - Ordinance amending the Official Parish Zoning Map to reclassify 32.5 acres located west of LA Highway 1085, north of Rue Maison du Lac Blvd to a PUD (Planned Unit Development Overlay). (Ward 1, District 1) (ZC12-10-101) (Gould/Brister) (Zoning Commission Approved 10/2/12)

8. Ord. Cal. No. 4908 - Ordinance amending the Official Parish Zoning Map to reclassify 3.05 acres located east of Helen Drive, north of LA Highway 22, being 57 Helen Drive, Madisonville from HC-2 (Highway Commercial District) to A-4 (Single-family Residential District). (Ward 1, District 1) (ZC12-10-102) (Gould/Brister) (Zoning Commission Approved 10/2/12)

9. Ord. Cal. No. 4909 - Ordinance amending the Official Parish Zoning Map to reclassify 53.5 acres located north LA Highway 1085, west of Tallow Creek Blvd from A-3 (Suburban District) & PF-2 (Public Facilities District) to A-3 (Suburban District), PF-2 (Public Facilities District) & PUD (Planned Unit Development Overlay). (Ward 1, District 3) (ZC12-10-104) (Gould/Brister) (Zoning Commission Approved 10/2/12)

10. Ord. Cal. No. 4910 - Ordinance to amend and reenact Section 3-105.00 of Article V, Chapter 3, of the St. Tammany Parish Code of Ordinances, Alcoholic Beverages, in General, and to repeal Sections 3-190.00 through 3-190.04 of Article VIII. (Artigue)

11. Ord. Cal. No. 4911 - Ordinance accepting finalized subdivisions into the Road & Drainage Inventories, specifically Palm Courts and Covington Place Cottages, Phase 1 Subdivisions. (Wards 1 & 3) (Districts 1 & 2) (Gould/Brister)

12. Ord. Cal. No. 4912 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of Agricultural Use Permits within the boundaries of St. Tammany Parish Council District No. 5. (Gould)

RESOLUTIONS

2. Resolution C.S. No. C-3539 - Resolution to vacate, in part, the six (6) month moratorium established by Ordinance C.S. No. 08-1741, and any subsequent extensions thereof, for the limited purpose of allowing the approval of rezoning applications and/or the issuance of plan review permits on the property located at 200 Pinnacle Drive, Covington, as more particularly described herein. (Ward 1, District 1) (Dean)

5. Resolution C.S. No. C-3542 - Resolution to authorize the Chief Administrative Officer to execute an agreement with the Louisiana Department of Transportation and Development ("LA DOTD") for the Taxiway Extension and Hangar Apron - Phase II at the St. Tammany Regional Airport. (Ward 4, District 4) (Gould/Brister)

7. Resolution C.S. No. C-3544 - Resolution stating the St. Tammany Parish Council's endorsement of Alliance Laser Inc, for participation in the benefits of the Louisiana Enterprise Zone Program. (Ward 8, District 14) (EZ#20120997) (Gould/Brister)

8. Resolution C.S. No. C-3545 - A Resolution Establishing Performance Obligations. (Gould/Brister)

9. Resolution C.S. No. C-3546 - Resolution to amend Ordinance C.S. No. 11-2638 the 2012-2016 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Gould/Brister)

10. Resolution C.S. No. C-3547 - Resolution to amend Ordinance C.S. No. 11-2638 the 2012-2016 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Capital Assets - Other) (Gould/Brister)

11. Resolution C.S. No. C-3548 - Resolution to amend Ordinance C.S. No. 11-2638 the 2012-2016 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Gould/Brister)

12. Resolution C.S. No. C-3549 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$150,713.07 from the Capital Improvements District 7 account to the Developmental Agreement Escrow Account. (Gould/Brister)

13. Resolution C.S. No. C-3550 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$64,890.00 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 370 - TMDL. (District 5) (Gould/Brister)

14. Resolution C.S. No. C-3551 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$324,724.64 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 370 - TMDL. (District 1) (Gould/Brister)

15. Resolution C.S. No. C-3552 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$191,280.00 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 370 - TMDL. (District 5) (Gould/Brister)

16. Resolution C.S. No. C-3553 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$25,619.00 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 370 - TMDL. (Districts 13 and 14) (Gould/Brister)

17. Resolution C.S. No. C-3554 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$113,200.00 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 370 - TMDL. (District 5) (Gould/Brister)

18. Resolution C.S. No. C-3555 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$125,960.40 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 370 - TMDL. (Districts 4 and 5) (Gould/Brister)

19. Resolution C.S. No. C-3556 - Resolution to amend Ordinance C.S. No. 11-2638 the 2012-2016 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Capital Assets - Other) (Gould/Brister)

22. Resolution C.S. No. C-3559 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$29,000.00 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 309 - District 9.

24. Resolution C.S. No. C-3561 - Resolution to amend Ordinance C.S. No. 11-2638 the 2012-2016 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Drainage) (Gould/Brister)

25. Resolution C.S. No. C-3562 - Resolution to approve and authorize the Parish President to sign and/or execute a Cooperative Endeavor Agreement between the Parish and the City of Covington for the City's temporary use of Parish property at the corner of N. Madison Street and W. 26th Avenue. (Ward 3, District 3) (Gould/Brister)

27. Resolution C.S. No. C-3564 - Resolution to approve and authorize the Parish President to sign and/or execute a Cooperative Endeavor Agreement between the Parish and the Louisiana Public Defender Board for the 22nd Judicial District for office space in the Towers Building. (Gould/Brister)

28. Resolution C.S. No. C-3565 - Resolution to approve and authorize the Parish President to sign and/or execute a Cooperative Endeavor Agreement between the Parish and the Tammany Trace Foundation to provide fund raisers to generate revenue for operation and improvements to Tammany Trace, Kids Konnection playground and Camp Salmen Park. (Gould/Brister)

29. Resolution C.S. No. C-3566 - Resolution to declare certain movable property surplus and authorizing disposition of same. (Gould/Brister)

30. Resolution C.S. No. C-3567 - Resolution in support of the Lake Pontchartrain Barrier Project included in the Louisiana Coastal Protection and Restoration Authority's 2012 Master Plan. (Artigue)

END OF CONSENT CALENDAR

Bellisario - moved to adopt the consent calendar less items pulled, second by Artigue. Unanimous with no one absent.

Gould - 1. Resolution C.S. No. C-3472 - Resolution approving the issuance of not exceeding \$600,000 of Limited Tax Certificates, Series 2012, of St. Tammany Fire Protection District No. 4, State of Louisiana. (Falconer) (Postponed 8/2/12, 9/10/12, 10/4/12)

O'Brien - how many of the mills will be used?

Jason Akers - just a minutiae portion. The District already has tons of coverage from the existing millage. The maturity of this bond would be 2022. Also, as the Council asked, the District solicited for Bond Counsel and chose Foley and Judell. This is vanilla type financing.

Falconer- moved to adopt, second by O'Brien. Unanimous with no one absent.

Gould - 3. Resolution C.S. No. C-3540 - Resolution to Concur/Not Concur with the City of Slidell annexation and rezoning of 0.361 acre from Parish HC-2 (Highway Commercial District) to City of Slidell C-4 (Highway Commercial District) located at 1600 Lindberg Drive, Slidell. (Ward 8, District 14) (SL2012-03) (Gould/Brister)

Smith - moved to concur, second by Artigue. Unanimous with no one absent.

Gould - 4. Resolution C.S. No. C-3541 - Resolution to Concur/Not Concur with the City of Slidell annexation and rezoning of 1.966 acres from Parish HC-1 (Highway Commercial District) to City of Slidell C-2 (Neighborhood Commercial District) located at 800 Brownswitch Road, Slidell. (Ward 8, District 8) (SL2012-04) (Gould/Brister)

Mike Sevante - the correct Parish Zoning is NC-4 (Neighborhood Institutional District) and Sidney Fontenot confirmed with Tara Ingram Hunter that the C-2 is essentially the same zoning with a slight intensification due to the size of the proposed building.

Canulette - moved to concur, second by Bellisario. Unanimous with no one absent.

Gould - 6. Resolution C.S. No. C-3543 - Resolution to approve and authorize the Parish President to sign and/or execute a Cooperative Endeavor Agreement between the Parish and the Northshore Harbor Center District (NHCD) for the construction of a digital video pylon sign by the Northshore Harbor Center District. (Ward 9, District 13) (Gould/Brister)

O'Brien - noted that Exhibit B is missing?

Gina Campo - it was a copy of a quote that fell within the \$400,000 amount. She will locate it and forward a copy to the Council Office.

Artigue - moved to adopt, second by Smith. Unanimous with no one absent.

Gould - 20. Resolution C.S. No. C-3557 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$32,250.00 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 302 - District 2. (Gould/Brister)

Sharp - this needs to be amended to remove a subdivision which is actually in District 6.

Sharp - moved to amend, second by Thompson. Unanimous with no one absent; becomes Resolution C.S. No. C-3557AA.

Sharp - moved to adopt as amended, second by Thompson. Unanimous with 1 absent (Smith)

Gould - 21. Resolution C.S. No. C-3558 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$16,000.00 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 306 - District 6. (Gould/Brister)

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

Gould - 23. Resolution C.S. No. C-3560 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$1,000.00 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 310 - District 10.

Leslie Long - this needs to be corrected to reflect the amount of the transfer is \$1,000, not \$16,000.

O'Brien - moved to adopt, second by Stefancik. Unanimous with no one absent.

Gould - 26. Resolution C.S. No. C-3563 - Resolution to approve and authorize St. Tammany Parish through the Office of the Parish President to sign and/or execute a Cooperative Endeavor Agreement between the Parish of St. Tammany and the St. Tammany Fire Protection District No. 1 for the use of the Steele Road Well Site as a temporary fire station. (Ward 8, District 9) (Gould/Brister)

Chris Kauffman - he wants to thank the Council and Ms. Brister for working with the Fire District to get this agreement prepared. We need to get fire protection back in the area quickly. The District has worked with the insurance company and the fire station was a total loss. The building was demolished down to the slab. The station will be built better, bigger, and will meet all code requirements. They expect to have the temporary building up and manned within ten days. After the bidding and building process, they think the new station will be finished in ten months.

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

APPEALS

Gould - 3. Susan Lagarde appealing the Zoning Commission APPROVAL on October 2, 2012 to rezone 8.901 acres located on the southeast corner of LA Highway 1077 and LA Highway 1085 from HC-2 (Highway Commercial District) to HC-2A (Highway Commercial District). (Ward 1, District 1) (ZC12-10-099) (Applicant: Clint Pierson, Sr.)

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.

Dean - he wants the residents to know they are working through a lot of issues with this grocery store and its effect on businesses and residents in the area.

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

Gould - 2. Gregory Benfatti appealing the Zoning Commission DENIAL on October 2, 2012 to rezone 11,000 square feet located west of Brookter Road, south of US Highway 190 East from A-4 (Single Family Residential District) to HC-2 (Highway Commercial District). (Ward 8, District 14) (ZC12-10-098)

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.

Smith - moved to table, second by Stefancik. Unanimous with 1 absent (Canulette).

Gould - 1. Scott Jordon appealing the Zoning Commission DENIAL on September 4, 2012 to rezone 1.19 acres located east of LA Highway 41, north of Bill Stoltz Road, south of Jack Crawford Road from A-3 (Suburban District) to I-1 (Industrial District). (Ward 6, District 6) (ZC12-09-090) (Tabled 10/4/12)

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.

Jeff Schoen for Jordon Investments of St. Tammany Parish. This property is east of Highway 41 at its intersection with Stoltz Road. It has been a warehouse for 42 years and has hosted various businesses. In Comprehensive Rezoning, it was erroneously rezoned to residential from commercial. The current tenant has been conducting business for about six months. When they tried to get permits to have a body shop there, they discovered the zoning had changed. The Council originally recommended I-1 and referred the matter to the Planning and Zoning Commission. The Planning Staff also recommended I-1, but the Commission denied the request. Mr. Tanner has walked this property and all of the properties in the area. In order for this tenant to continue business, they need to have I-1 zoning.

Tanner - he cannot support I-1 and will recommend denial.

Schoen - his client then asks the property to be rezoned to HC-2.

Tanner - moved to override the Zoning denial and amend the request to rezone to HC-2, second by Thompson. Unanimous with 1 absent (Artigue).

Tanner - moved to introduce an Ordinance, second by Thompson; becomes Ord. Cal. No. 4913.

Gould - 4. Pastor Kathleen Javery-Bacon, et al, appealing the Zoning Commission APPROVAL on October 2, 2012 to rezone 2.12 acres located south of Ben Thomas Road, east of Javery Road, west of US Highway 11 from A-4 (Single Family Residential District) to I-2 (Industrial District). (Ward 9, District 14) (ZC12-10-103) (Applicant: Douglas and Shirley Fischer)

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.

Pastor Kathleen Avery-Bacon - she is representing the Homeowner's on Ben Thomas Road. They submitted a petition in opposition of this at the Zoning Commission meeting. Their road is not equipped to handle more vehicles from an industrial business. She is submitting some photos showing an 18 wheeler blocking most of the road. A lot of emergency vehicles need access to this road because there are a lot of elderly people who live here. There are mostly woods behind this

property. They know change is inevitable, but this is not the place for more industry. Ben Thomas Road is deteriorating because of too many vehicles and the inability of large vehicles to pass easily.

Douglas Fischer - he lives in Lake Charles. He is also passing out photos of the area. There are many businesses nearby, including storage units and Charter Communications. This property is landlocked. During Comprehensive Rezoning, he was out of town and not notified of what was happening. The property before had always been industrial and it was changed to residential. He is trying to sell the property, but is not able to without the zoning change.

Smith - the petitioner originally requested I-2, but the Zoning Commission submitted a compromise to I-1. This neighborhood has been there for over 100 years, but is now a safety issue due to the influx of commercial and industrial business and the traffic. There are no sidewalks and the ditches are right next to the road. He has Capital Money to improve the road. Beside all of that, the whole area is under a moratorium.

Smith - moved to override the Zoning Commission approval, second by Bellisario. Unanimous with no one absent.

Smith - moved to adopt a resolution, second by Stefancik. Unanimous with no one absent; becomes Resolution C.S. No. C-3569.

Gould - 5. Paul Mayronne appealing the Planning Commission APPROVAL on October 9, 2012 of Tentative Subdivision Review of River Club Subdivision. (Ward 1, District 1) (SD12-08-005)(Applicant: Delta Land Holding, 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.

Paul Mayronne - the Planning Commission approved the Tentative Subdivision Review. The reason they are now before the Council is to request approval of 2 waivers needed to allow the length of one block and cul-de-sac to exceed 200 feet past the limits. The Commission did not expressly approve or deny the waivers. The waivers will not have any impact on residents.

Falconer - are the length limits required due to fire issues?

Sidney Fontenot - no it has to do with traffic flow.

Council Discussion ensued.

Dean - moved to concur with the Planning Commission approval and approve the 2 requested waivers, second by Thompson. Unanimous with 1 absent (Artigue).

Dean - moved to adopt a resolution, second by Thompson. Unanimous with 3 absent (Canulette, Stefancik, Artigue); becomes Resolution C.S. No. C-3569.

ORDINANCES FOR ADOPTION

Gould - 1. Ord. Cal. No. 4812AA - Ordinance to amend the Parish Unified Development Code, Volume I (Zoning) Section 5.29 - MD-3 (Medical Facility District), relative to height regulations & Section 5.29A - MD-4 (Medical Research District), relative to buffer, setback and height regulations. (ZC12-06-046)(ZC approved 6/5/12) (Gould) (Postponed from 7/12/12 to 9/10/12) (Tabled 9/10/12) (Introduced and amended 10/4/12)

Bellisario - moved to adopt, second by Thompson. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2848.

Gould - 2. Ord. Cal. No. 4887 - Ordinance amending the Official Parish Zoning Map to reclassify 6.33 acres located west of LA Highway 41, south of Gus Baldwin Road, being 73469 Hwy 41, Pearl River from A-2 (Suburban District) to PF-1 (Public Facilities District). (Ward 6, District 6) (ZC12-08-067) (Zoning Commission approved 9/4/12) (Introduced 10/4/12)

Tanner - moved to adopt, second by Thompson. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2849.

Gould - 3. Ord. Cal. No. 4888 - Ordinance amending the Official Parish Zoning Map to reclassify 11 acres located north of McLain Road, east of Section Road, west of Modica Lane from A-1 (Suburban District) to A-2 (Suburban District). (Ward 2, District 6) (ZC11-09-080) (Zoning Commission approved 9/4/12) (Introduced 10/4/12)

Tanner - moved to adopt, second by Thompson. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2850.

Gould - 4. Ord. Cal. No. 4889 - Ordinance amending the Official Parish Zoning Map to reclassify 1.5 acres located west of Tulip Drive, south of Davis Landing Road, being 309 Tulip Drive, Slidell from A-2 (Suburban District) to A-2 (Suburban District) & MHO (Manufactured Home Overlay). (Ward 8, District 9) (ZC12-09-089) (Introduced 10/4/12)

Bellisario - moved to adopt, second by O'Brien. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2851.

Gould - 5. Ord. Cal. No. 4890 - Ordinance to authorize the Parish President to grant a Non-exclusive Utility Servitude to Washington-St. Tammany Electric Cooperative, Inc. along Highway 1129 (Lee Road) at Johnny F. Smith Memorial Park. (Ward 2, District 6) (Zoning Commission approved 9/4/12) (Introduced 10/4/12)

Tanner - moved to adopt, second by Thompson. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2852.

Gould - 6. Ord. Cal. No. 4891 - Ordinance to declare undeveloped property on the northwest corner of Rue Esplanade and Military Road in Slidell as surplus property and to authorize the private sale, public auction and/or disposal of said property described herein. (Ward 8, District 13) (Introduced 10/4/12)

Artigue - moved to adopt, second by Bellisario. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2853.

Gould - 7. Ord. Cal. No. 4892 - Ordinance to amend the 2012 Operating Budget - Amendment No. 9. (Introduced 10/4/12)

Bellisario - moved to adopt, second by Sharp. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2854.

Gould - 8. Ord. Cal. No. 4893 - 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 resubdivision of property west of Highway 11 and south of Interstate 12 within unincorporated boundaries of Ward 9 in District 14. (Introduced 10/4/12)

Smith - moved to adopt, second by Artigue. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2855.

Gould - 9. Ord. Cal. No. 4894 - 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. (Introduced 10/4/12)

Binder - moved to adopt, second by Artigue. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2856.

Gould - 10. Ord. Cal. No. 4896 - Ordinance to amend Parish Code of Ordinances, Chapter 20 Roads and Bridges, Article 1, Section 20-010.03.01 Public & Private Utilities in and adjacent to Certain Parish Road Rights-of-Way, to provide for the installation of subsurface utilities in connection with the future construction of Holy Trinity Drive. (Introduced 10/4/12)

Binder - moved to adopt, second by Bellisario. Unanimous with 2 absent (Canulette, Stefancik); becomes Ordinance C.S. No. 12-2857.

Gould - 11. Ord. Cal. No. 4898 - Ordinance amending the Official Parish Zoning Map to reclassify 150.97 acres located south of East Brewster Road, west of the Tchefuncte River from MD-1 (Medical Residential District), A-3 (Suburban District) and A-4 (Single Family Residential District) to MD-1 (Medical Residential District), A-3 (Suburban District), A-4 (Single Family Residential District) & PUD (Planned Unit Development Overlay). (Ward 1, District 1). (ZC12-08-080) (Introduced 10/4/12)

Dean - moved to adopt, second by Thompson. Unanimous with 1 absent (Stefancik); becomes Ordinance C.S. No. 12-2858.

Gould - 12. Ord. Cal. No. 4899 - Ordinance amending the Official Parish Zoning Map to reclassify 49,503 square feet located on the southeast corner of US Highway 190 and South Oaklawn Drive from NC-1 (Professional Office District) to NC-2 (Indoor Retail and Service District), (Ward 7, District 7). (ZC12-09-086) (Introduced 10/4/12)

Groby - moved to adopt, second by Tanner. Unanimous with 1 absent (Stefancik); becomes Ordinance C.S. No. 12-2859.

Gould - 13. Ord. Cal. No. 4900 - Ordinance amending the Official Parish Zoning Map to reclassify 12,000 square feet located east of Soult Street, north of McNamara Street, south of Dupard Street, being 1335 Soult St, Mandeville from A-4 (Single-Family Residential District) to ED-1 (Primary Education District). (Ward 4, District 7) (ZC12-09-088) (Introduced 10/4/12)

Groby - moved to adopt, second by Tanner. Unanimous with 1 absent (Stefancik); becomes Ordinance C.S. No. 12-2860.

NOMINATIONS

Gould - 1. Nominate two (2) individuals to appoint to the Board of Commissioners of St. Tammany Recreation District No. 16. (Districts 8, 9, 11, 12, 13, 14) (Smith) (Postponed 8/2/12, 9/10/12, 10/4/12)

Smith - moved to appoint Damon Cousin, second by Stefancik. Unanimous with 1 absent (Dean); becomes Resolution C.S. No. C-3570.

Gould - 2. Nominate four (4) individuals to appoint to the Board of Commissioners of St. Tammany Recreation District No. 10. (Districts 1, 2, 3, 4, 5) (Tabled 10/4/12) (Gould)

Falconer - he is not sure any of his District falls in this Recreation District.

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

Gould - 3. Resolution to appoint Sarada LeBourgeois to the Community Action Agency Advisory Board representing Public and Private Organizations. (Parishwide)(O'Brien)

Bellisario - moved to appoint, second by O'Brien. Unanimous with no one absent; becomes Resolution C.S. No. C-3571.

APPOINTMENTS

Gould - 1. Resolution to appoint one (1) individual to the Parish Planning and Zoning Commission. (Parishwide) (Smith) (Nominees: Ronald Randolph and Kort Hutchinson)

Gould - the vote will be tallied and the results will be announced at the end of the meeting.

Gould - 2. Resolution to appoint Candice Lemons and Stacey Cuevas to replace Lynette Stermer and fill a vacant position on St. Tammany Parish Recreation District No. 6. (Districts 2 and 6) (Tanner)

Tanner - moved to appoint, second by Thompson. Unanimous with 1 absent (Canulette); becomes Resolution C.S. No. C-3573.

Gould - 3. Resolution to appoint Eugene Patrick Phillips to replace Alan Flexer (moved out of District) to St. Tammany Parish Sub-drainage District No. 2 of Gravity Drainage No. 5. (District 5) (Gould)

Binder- moved to appoint, second by Smith. Unanimous with 1 absent (O'Brien); becomes Resolution C.S. No. C-3574.

Binder took over as Chairman.

DISCUSSIONS AND OTHER MATTERS

Binder - 1. Motion to refer to the Zoning Commission for recommendation of a Mobile Home Overlay (MHO) on parcels located on the north and south sides of Charlene Drive, west of Chris Kennedy Road. (Ward 6, District 11) (Stefancik)

Stefancik - moved to refer, second by Artigue. Unanimous with 1 absent (Gould).

Groby - moved to open the Off-the-Floor Agenda, second by Bellisario. Unanimous with 1 absent (Gould).

ITEMS OFF-THE-FLOOR

Binder - 3. Resolution to reappoint John Evans (term expiring November 2, 2012) to Parish Hospital Service District No. 1 (St. Tammany Parish Hospital). (Districts 1, 2, 3, 4, 5, 6, 7 & 10) (Thompson)

Thompson - moved to adopt, second by Tanner. Unanimous with 2 absent (Falconer, Gould); becomes Resolution C.S. No. C-3577.

Binder - 4. Ordinance establishing a "No Parking Zone" on a portion of Dove Park Road (4-D-001) (Ward 4, District 5) (Gould)

Bellisario - moved to introduce, second by Thompson; becomes Ord. Cal. No. 4914.

Binder - 5. Ordinance to amend the St. Tammany Parish Code of Ordinances, to amend Section 2-009.00 Parish Fees and Service Charges, (B) Development, IV. Mandatory Impact Fees. (Sharp, Tanner, Thompson)

Thompson - moved to introduce, second by Tanner; becomes Ord. Cal. No. 4915.

Binder - 6. Resolution authorizing the Director of Finance to transfer funds in the amount of \$16,000.00 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 327. (Capital Projects - Building) (District 6) (Tanner)

Tanner - moved to adopt, second by Groby. Unanimous with 1 absent (Gould); becomes Resolution C.S. No. C-3578.

Binder - 7. Resolution to amend Ordinance C.S. No. 11-2638 the 2012-2016 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Capital Improvements - Facilities) (District 6) (Tanner)

Tanner - moved to adopt, second by Thompson. Unanimous with 1 absent (Gould); becomes Resolution C.S. No. C-3579.

Binder - 8. Resolution authorizing the Director of Finance to transfer funds in the amount of \$76,916.58 from the Voluntary Developmental Agreements Escrow Account to Capital Fund 370 - TMDL. (District 10) (O'Brien)

O'Brien - moved to adopt, second by Stefancik. Unanimous with 1 absent (Gould); becomes Resolution C.S. No. C-3580.

Binder - 9. Resolution to authorize the Parish President to enter into an Intergovernmental Agreement with the St. Tammany Parish Sheriff's Office to acquire and manage a parish-wide interoperable communication system. (Gould)

Canulette - moved to adopt, second by Artigue. Unanimous with 1 absent (Gould); becomes Resolution C.S. No. C-3581.

Binder - 10. Resolution to authorize the Parish President to enter into a cooperative endeavor agreement with the Louisiana Department of Health and Hospitals for the use of the hospital facilities at Southeast Louisiana Hospital. (Gould)

Brister - timing in this matter is so tight, the Parish wanted to be ready when the State made a decision. They are on negotiations with a private medical company and they are becoming more optimistic with every meeting.

Tanner - moved to adopt, second by Stefancik. Unanimous with 1 absent (Gould); becomes Resolution C.S. No. C-3582.

Binder - 11. Resolution to authorize the Parish President to enter into a cooperative endeavor agreement with the private provider obtained by the Department of Health and Hospitals to provide mental health services at the Southeast Louisiana Hospital site. (Gould)

Stefancik - moved to adopt, second by Bellisario. Unanimous with 1 absent (Gould); becomes Resolution C.S. No. C-3583.

Canulette - moved to enter Executive Session, second by Bellisario. Unanimous with 1 absent (Gould)

EXECUTIVE SESSION

Stefancik - moved to leave Executive Session, second by Smith. Unanimous with 1 absent (Gould).

Binder - 1. Omni Pinnacle, LLC v. The Parish of St. Tammany, 22nd JDC No. 2008-10595, Division E.

Stefancik - moved to adopt a resolution, second by Artigue. Unanimous with 1 absent (Gould); becomes Resolution C.S. No. C-3575.

Binder - 2. CLECO vs. St. Tammany Parish, Claim No. 60.3277.

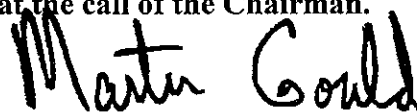
Stefancik - moved to adopt a resolution, second by Artigue. Unanimous with 1 absent (Gould); becomes Resolution C.S. No. C-3576.

Binder - 1. Resolution to appoint one (1) individual to the Parish Planning and Zoning Commission. (Parishwide) (Smith) (Nominees: Ronald Randolph and Kort Hutchinson)

Binder - the winner is Ronald Randolph.

Smith - moved to appoint, second by Stefancik. Stefancik - moved to adopt a resolution, second by Artigue. Unanimous with 1 absent (Gould); becomes Resolution C.S. No. C-3572.

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



MARTIN W. GOULD, JR., COUNCIL CHAIRMAN



THERESA L. FORD, COUNCIL CLERK